



State of Nevada

Dept. of Conservation & Natural Resources

State Environmental Commission

901 South Stewart Street, Suite 4001 -- Carson City, Nevada 89701-5249



Notice of Regulatory Hearing Adoption of Regulations and Other Matters Before the State Environmental Commission

The State Environmental Commission (SEC) will hold a meeting on Wednesday, December 12, 2018, at 9:30 a.m. in Carson City. The meeting will be held in the Paul Laxalt State Building, second floor, located at 401 North Carson Street. The meeting will also be video-conferenced to Las Vegas at the Grant Sawyer State Office Building, Room 5100, located at 555 East Washington Avenue. The purpose of the meeting is to receive comments from all interested persons regarding the information listed on this notice and the meeting agenda. The following information is provided pursuant to the requirements of *Nevada Revised Statutes* (NRS) 233B.0603.

R186-18: Nevada Division of Environmental Protection (NDEP) - Bureau of Mining Regulation and Reclamation, Bureau of Water Pollution Control, Bureau of Sustainable Materials Management, and Bureau of Administrative Services

The proposed amendments pertain to *Nevada Administrative Code* (NAC) Chapters 444, 445A and 519A. NDEP is proposing to revise the public notice provisions for regulations associated with solid waste, hazardous materials, mining activities, water pollution control, and its program for financing water projects, including the state revolving fund program. The proposed amendments remove the requirement to provide public notice for specific NDEP actions using a one-day publication in a newspaper. Instead, NDEP proposes to provide public notice on an Internet website designed to provide general public notice unless a federal law exists that requires otherwise. The website will allow continuous access to the public notice as opposed to a single-day newspaper publication. This approach will also provide flexibility for NDEP and affected industry by eliminating time delays associated with newspaper publications and even longer delays when an error is identified in a published notice. This approach will allow for faster correction of errors which will have a positive effect on both the public and regulated industry by facilitating public awareness alongside a more swift regulatory process.

The proposed amendments will have a positive economic impact on the industry regulated by NDEP. Although newspapers throughout Nevada are not regulated

by NDEP, there may be an indirect economic impact of approximately \$10,545 per year on newspapers that are small businesses. This is the amount that NDEP spent, on average, in publication costs during the past two fiscal years. The proposed amendments do not overlap, duplicate or conflict with any other state or federal regulations and are not more stringent than what is established by federal law. The proposed amendments do not address fees.

Additional Information: Persons wishing to comment on the proposed actions of the SEC may appear at the scheduled public hearing or may address their comments, data, views, or arguments in written form to: State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. The SEC must receive written submissions at least five days before the scheduled public hearing.

If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the SEC may proceed immediately to act upon any written submissions.

Members of the public can inspect copies of the regulations to be adopted at the Nevada State Library, Archives, and Public Records in Carson City (100 North Stewart Street) and at the offices of the Division of Environmental Protection in Carson City and Las Vegas. The Carson City office is located at 901 South Stewart Street, Suite 4001, and the Las Vegas office is located at 2030 East Flamingo Road, Suite 230.

As required by the provisions of chapters 233B and 241 of NRS, the public notice for this hearing was posted at the following locations: the Richard H. Bryan Building (901 South Stewart Street, Carson City, Nevada); the offices of the Division of Environmental Protection in Las Vegas (2030 East Flamingo Road, Suite 230), at the State Library, Archives, and Public Records building in Carson City (100 North Stewart Street), the Nevada Division of Minerals (400 West King Street, Carson City, NV), and the Department of Agriculture (405 South 21st Street, Sparks, NV).

In addition, copies of this notice have been deposited electronically at major library branches in each county in Nevada as specified below. This notice and the text of the proposed regulations are also available on the SEC's website at: http://sec.nv.gov/main/hearing_1218.htm. The notice for the proposed regulations is, or will be, posted on the Legislative Counsel Bureau's website at <http://www.leg.state.nv.us/register/> and also the Department of Administration's website at <https://notice.nv.gov/>.

Members of the public who have disabilities and require special accommodations or assistance at the meeting are requested to notify, in writing, the Nevada State Environmental Commission, in care of Valerie King, Executive Secretary, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249, facsimile (775) 687-5856, or by calling (775) 687-9374, no later than 4:00 p.m. on December 7, 2018.

This Notice was provided to or posted at the following Nevada county locations:

Carson City Library
900 North Roop Street
Carson City, Nevada 89701-3101

Lincoln County Library
63 Main Street
Pioche, Nevada 89043

Churchill County Library
553 South Main Street
Fallon, Nevada 89406-3306

Lyon County Library System
20 Nevin Way
Yerington, Nevada 89447-2399

Las Vegas-Clark County Library District
Director of Marketing and Community Relations
7060 W. Windmill
Las Vegas, Nevada 89113

Mineral County Public Library
P.O. Box 1390
Hawthorne, Nevada 89415

Douglas County Public Library
1625 Library Lane
Minden, Nevada 89423-0337

Pershing County Library
1125 Central Avenue
Lovelock, Nevada 89419

Elko County Library
720 Court Street
Elko, Nevada 89801-3397

Storey County Library - Closed
Posted at Clerk's Office
Address below:

Esmeralda County Library
Corner of Crook & 4th Street
P.O. Box 430
Goldfield, Nevada 89013-0430

Storey County Treasurer and Clerk's Office
Drawer D
Virginia City, Nevada 89440

Eureka County Library
10190 Monroe Street
Eureka, Nevada 89316

Tonopah Public Library (Nye County)
P.O. Box 449
Tonopah, Nevada 89049

Humboldt County Library
85 East 5th Street
Winnemucca, Nevada 89445-3095

Washoe County Library System
301 South Center Street
Reno, Nevada 89501-2102

Battle Mountain Branch Library (Lander County)
625 South Broad Street
Battle Mountain, Nevada 89820

White Pine County Library
950 Campton Street
Ely, Nevada 89301