



August 23, 2022

Department of Environmental Quality





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DIVISION OF ENERGY, MINERAL AND LAND RESOURCES



POSSIBLE CHANGES TO EXISTING RULES

CHAPTER 05 – MINING: MINERAL RESOURCES

- SubChapter 5A Organization
- SubChapter 5B Permitting/Bonding
- SubChapter 5F Civil Penalties
- SubChapter 5G Uranium Exploration

Majority of proposed changes
are for needed statutory and
administrative updates.

Remove most of the fee amounts specified in “Permit Application Processing Fees” (Rule 15A NCAC 05B .0112)



Add a new rule:
“Petitions for Rulemaking.”
(15A NCAC 05A .0301)



Add a new section with
proposed rules on:

“Declaratory Rulings”

(Rule 15A NCAC 05A Section .0400)

Update the rule on: “Public Hearings.”

(Rule 15A NCAC 05B .0111)

Update the rule on: “Bonding Requirements.”

(15A NCAC 05B .0103)

Propose to repeal the rule on “Criteria for Determining Amount of Penalty.”

(Rule 15A NCAC 05F .0107)

Correct a rule relating to the amount of time that a person has to contest an assessed penalty.

(Rule 15A NCAC 05F .0108)



Propose to delete the rule on “Hearing Procedures”

(Rule 15A NCAC 05F .0109)

In many rules, propose to remove adjectives and adverbs that do not meet the “clear and unambiguous” criteria.

NEXT STEPS IN THE RULES REVIEW PROCESS

END OF PRESENTATION



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