

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
Telephone (775) 687-9374
Fax (775) 687-5856
www.sec.nv.gov

Leo Drozdoff, P.E.
Director



October 9, 2014

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Valerie King
Executive Secretary

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Recording Secretary

Ms. Brenda Erdoes, Legislative Counsel

c/o Debra. Corp
Legislative Counsel Bureau (LCB), Legal Division
401 South Carson Street
Carson City, Nevada 89701-4747

RE: Filing of Permanent Regulation R038-13: Hazardous Waste

Dear Ms. Corp:

Enclosed is a permanent regulation referenced above that was adopted by the State Environmental Commission (SEC) on October 8, 2014. Also enclosed is the informational statement required by NRS 233B.066, the small business impact statement, the form for filing administrative regulations and the notice of adoption of the regulation.

Nevada Revised Statutes (NRS) 459.500 and 459.510 establishes the authority of the SEC to adopt fees related to regulation of hazardous waste management facilities. The proposed regulation revises existing fees applicable to facilities that treat, store or dispose of hazardous waste. Permit review fees that are charged on an hourly basis for renewal or modification of an existing permit are replaced with a flat fee structure. The structure of annual permit fees is also revised and fees are increased. The regulation is further clarified to indicate that annual permit fees are applicable to facilities where a remedial action plan has been permitted pursuant to 40 CFR Part 270 Subpart H. Various fees applicable to the volume of waste disposed or treated by a permitted facility are also revised.

Additional support documentation for this regulation is posted on the SEC Website at http://sec.nv.gov/main/hearing_1014.htm and the contact person for this regulation is Mr. Dave Emme at 687-9307.

Sincerely,

A handwritten signature in purple ink that reads "Valerie King".

Valerie King, CPM
Executive Secretary

VK
Enclosures

ecc: Colleen Cripps, Ph.D., NDEP Administrator
Dave Emme, NDEP, Deputy Administrator
Eric Noack, NDEP, Chief
Colleen Platt, SEC/DAG