

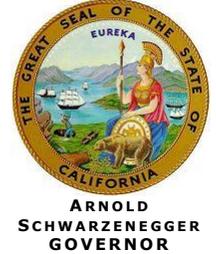


STATE MINING AND GEOLOGY BOARD

DEPARTMENT OF CONSERVATION

801 K Street • Suite 2015 • Sacramento, California 95814

www.conservation.ca.gov/smgb



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CONFORMED MINUTES

THE SURFACE MINING STANDARDS COMMITTEE (J. C. Isham, Chair; Cheryl Bly-Chester; Kathy Lund; Allen Jones) OF THE STATE MINING AND GEOLOGY BOARD

DRAFT

Conducted a Meeting on:

Thursday, July 12, 2007

8:00 A. M.

Westin Horton Plaza Hotel
Plaza Room
910 Broadway Circle
San Diego, California 92101

AGENDA

For questions regarding this Agenda, please contact the SMGB office by telephone at (916) 322-1082, or by facsimile at (916) 445-0738. This Notice and associated staff reports can be accessed electronically at the SMGB's Internet web site at: <http://www.consrv.ca.gov/smgb/> (note: Agenda reports should be available electronically approximately one week prior to the scheduled meeting/hearing date).

The SMGB requests that all lengthy comments be submitted in writing in advance of the meeting date. To ensure that the SMGB has the opportunity to fully preview written material, comments should be received in the SMGB office no later than 15 days prior to the scheduled meeting date, and must indicate the Agenda Item to which it relates. For written material in excess of two pages, or that contains large maps, photos, foldouts, or other documents requiring special handling, please submit 12 copies. The SMGB will not reproduce these types of documents. Comments on Agenda Items will be accepted by electronic mail, and are subject to the same conditions set forth for other written submissions.

Individuals are responsible for presenting their own projects at the meeting.

[NOTE: Times are approximate. The chairman may alter the hearing start time or agenda item order during the meeting]

I. Call to Order (Isham)

II. Roll Call and Declaration of a Quorum

The meeting was called to order at 8:00 A. M. All committee members were present at the time of roll call and a quorum was declared.

III. Consent Items [Action]

1. Approval of Minutes, June 14, 2007, Committee Meeting.
Committee Member Jones moved to approve the Minutes. Committee Member Bly-Chester seconded and the motion carried with a unanimous voice vote.

IV. Continued Business [Action]

[These business items have been continued from a previous meeting/hearing]

2. Receipt, Consideration and Possible Recommendation to the State Mining and Geology Board on the Proposed Regulation for Abandoned Mines with an Intent to Resume Mining under the Surface Mining and Reclamation Act of 1975 for Possible Circulation and Future Adoption.

Executive Officer Testa summarized past discussions which began in January 2007. In March 2007, Testa indicated that the Office of Mine Reclamation provided a summary of definitions and key issues pertaining to idle and abandoned mines, and in April 2007 the Committee re-visited its principles on idle mines, and considered additional scenarios which addressed abandoned mines under existing statutory authority. At its May 2007 meeting, the Committee directed the Executive Officer to work with its legal counsel to explore a regulatory solution in addressing abandoned mines that still have an intent to resume mining. Testa indicated that contained in the Executive Officer's report was preliminary regulatory language for the Committee's consideration.

- The Committee heard discussion from Mr. Douglas Craig, Assistant Director with OMR, and Mr. Greg Tenorio representing legal counsel for OMR, who both raised issues with the preliminary language as proposed.
- Committee Chairman Isham decided to defer decision by the Committee until the SMGB's legal counsel, Ms. Deborah Wordham, had opportunity to further consider whether a regulatory solution was available to address idle mines that have become abandoned but still maintained an intent to resume mining.
- Mr. Steve Bledsoe, President of the California Construction and Industrial Materials Association (CalCIMA), and Mr. Adam Harper also with CalCIMA expressed concerns over the preliminary proposed language.
- Mr. Tenorio stated that he would work with the Executive Officer and the SMGB's legal counsel to further pursue a regulatory solution.



V. New Business [Action]

3. Discussion of Preliminary Proposed Regulatory Language for Determination of Idle Mines Pursuant to Public Resources Code Section 2727.1.

This matter was deferred.

VI. Good of the Meeting [Information]

[This time is scheduled to provide the public with an opportunity to address non-agenda items. Those wishing to speak should do so at this time. All persons wishing to address the Committee should fill out a speaker card and present it to the Secretary so that the Chair can determine the number of persons who wish to speak. Speakers are limited to three minutes except by special consent of the Chairman]

No reports provided.

VII. Continuing Business [Information]

[This item is provided as an opportunity for any SMGB Committee member to receive information on or any items of continuing interest to the SMGB.]

No continuing business discussed.

VIII. New Business [Information]

[This item is provided as an opportunity for any SMGB Committee member to bring any item of new business to the Committee's attention for further discussion and further action.]

No new business discussed.

IX. Announcements of Future Meetings

The next meeting of the Committee was not scheduled.

X. Adjournment

The meeting was adjourned at 8:55 A.M.

APPROVED

Julian C. Isham, Chairman

Stephen M. Testa, Executive Officer

