



STATE MINING AND GEOLOGY BOARD

DEPARTMENT OF CONSERVATION

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ARNOLD
SCHWARZENEGGER
GOVERNOR

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CONFORMED MINUTES

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

DRAFT

Will Conduct a Meeting on:

Thursday, May 8, 2008

9:00 A. M.

(Or immediately following the Geohazards Committee Meeting)

The Westin St. Francis
Alexandra's, 32nd Floor
335 Powell Street
San Francisco, CA 94102

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 9:00 A. M. by Committee Chairman Isham, with all members present, and a quorum was declared.

III. Consent Items [Action]

[All the items appearing under this section will be acted upon by the committee by one motion and without discussion; however, any committee member wishing to discuss a particular item may request the Chairman to remove the item from the Consent Calendar and consider it separately under Continued Business or New Business]

1. Approval of Minutes, July 12, 2007, Committee Meeting.

Committee Member Lund 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. Discussion of Issuance of Administrative Penalties by the State Mining and Geology Board when Serving as a Lead Agency under the Surface Mining and Reclamation Act of 1975.

Board Member Hoose discussed administrative penalties and considerations toward development of a methodology to assist each SMGB member in exercising discretion when considering adoption of administrative penalties. Referencing PRC Section 2774.1(c), Committee Member Hoose summarized the purpose and objectives of administrative penalties, factors to consider when determining the amount of penalty, and a numerical evaluation of pertinent factors for consideration.

Committee Chairman Isham expressed appreciation to SMGB Member Hoose for her efforts and addressing the various issues associated with the administrative actions concerning administrative penalties, and indicated that this matter should be further discussed at the next scheduled meeting of the Committee.

V. New Business [Action]

No new business discussed.

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 9:45 A.M.

APPROVED

Julian C. Isham, Chairman

Stephen M. Testa, Executive Officer

