STATE MINING AND GEOLOGY BOARD

EXECUTIVE OFFICER'S REPORT

For Meeting Date: December 13, 2012

Agenda Item No. 15: Approval of the State Mining and Geology Board's Annual Report for 2011-2012.

INTRODUCTION: Existing law requires various written reports to be prepared and submitted by State and local agencies to the Legislature and the Governor. The State Mining and Geology Board (SMGB) is legislatively mandated to prepare annual reports to the Legislature pursuant to the Surface Mining and Reclamation Act of 1975 (SMARA). The Executive Officer has prepared the SMGB's annual report for 2011-2012. This report is being considered for approval by the SMGB, prior to being finalized and distributed, as appropriate.

STATUTORY AUTHORITY: The Surface Mining and Reclamation Act of 1975 (SMARA), Public Resources Code (PRC) , Division 2, Chapter 9, Section 2710 et seq. requires the SMGB to provide an annual report on actions taken pursuant to SMARA, and specifically, PRC Section 2717(a) states:

> "*The board shall submit to the Legislature on December 1st of each year a report on the actions taken pursuant to this chapter during the preceding fiscal year. The report shall include a statement of the actions, including legislative recommendations, that are necessary to carry out more completely the purposes and requirements of this chapter*."

BACKGROUND: Annual Reports are prepared for the State Legislature pursuant to PRC Section 2717(a). These reports are typically due by December 1. The SMGB's Annual Report for 2011-2012 summarizes salient activities, events and achievements during the past fiscal year. A draft of the 2011-2012 annual report has been prepared for SMGB review and discussion.

EXECUTIVE OFFICER'S RECOMMENDATIONS: It is the Executive Officer's recommendation that the 2011-2012 SMGB Annual Report be finalized and distributed, as appropriate.

SUGGESTED MOTION LANGUAGE: The Executive Officer offers the following motion for the SMGB's consideration:

Motion – To recommend approval of the SMGB's 2011-2012 annual report:

> *Mr. Chairman, in light of the information before the State Mining and Geology Board today, I move that the Board approve its 2011-2012 annual report, and direct the Executive Officer to finalize and distribute such report to the legislature, as appropriate.*

Respectfully submitted:

Stephen M. Testa
Executive Officer