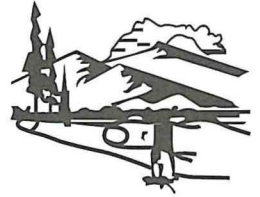




Mark Gordon, Governor

Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Todd Parfitt, Director

MEMORANDUM

TO: Honorable Mark Gordon, Governor

FROM: Todd Parfitt, Director, Wyoming Department of Environmental Quality
 [Agency Contact: Craig Hults, phone 777-7066, email craig.hults@wyo.gov]

SUBJECT: Proposed Revisions to Noncoal Chapters 6 – Land Quality Division, Department of Environmental Quality

DATE: December 5, 2022

PRIORITY: HIGH – December 19, 2022

SUMMARY: Notice of Agency Rulemaking

Lead # 12/5/22

The Department of Environmental Quality, Land Quality Division (LQD) is proposing to amend Noncoal Chapter 6, Financial Assurance. The proposed revisions to Chapter 6 are intended to comply House Bill, HB0045 (2022) requiring LQD to promulgate rules to establish voluntary assigned trust requirements as an acceptable instrument for posting reclamation bonds. Specific information on the proposed revisions can be found in the Statement of Reasons for Noncoal Chapter 6.

The LQD Advisory Board reviewed Chapter 6 during meetings held on June 23, 2022, and September 22, 2022. The proposed rules were brought before the Board a second time after the initial scoping meeting in June. The Advisory Board recommended the rules proceed to the Environmental Quality Council for formal rulemaking. The proposed rules are not expected to be controversial. The Attorney General's Office has reviewed the rules for statutory authority and agreed they could proceed. The LQD is requesting to proceed with formal rulemaking with this rule package.

GOVERNORS RESPONSE OPTIONS:

- Agency may proceed.
- Delay Public Comment and Set Up Meeting w/ _____

Elizabeth T. Arch
Signature: Governor's Counsel

12/29/22
Date