

## NOTICES OF RULEMAKING DOCKET OPENINGS

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

### NOTICE OF RULEMAKING DOCKET OPENING

#### STATE MINE INSPECTOR

1. **Title and its heading:** 11, Mines  
**Chapter and its heading:** 2, State Mine Inspector - Mined Land Reclamation  
**Articles and their headings:** 1, Definitions  
2, General Regulatory Provisions  
3, Exploration Operation Reclamation Plan  
4, Exploration Operation Standards  
5, Mining Unit Reclamation Plan  
6, Mining Unit Standards  
7, Revegetation  
8, Soil  
9, Financial Assurance  
**Section numbers:** R11-2-101, R11-2-201 through R11-2-213, R11-2-301 through R11-2-304, R11-2-401 and R11-2-402, R11-4-501 through R11-2-506, R11-2-601 through R11-2-603, R11-2-701, R11-2-801 through R11-2-803, and R11-2-901 through R11-2-915.
2. **Subject matter of the proposed rules:**

Articles 1 through 9 will implement the Mined Land Reclamation statutes codified as A.R.S. §§ 27-901 through 27-1026. The Proposed Mined Land Reclamation rules will implement the program mandated by the Mined Land Reclamation Act and will apply to exploration operations and metalliferous mining units disturbing more than 5 acres of private land.

Many of the procedural and substantive details of the Mined Land Reclamation Program are included in the Arizona Mined Land Reclamation Act. The majority of the rules will serve to fill minor statutory gaps and refine requirements contained in the Act.
3. **A citation to all published notices relating to the proceeding:**

None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Bill Moreo and Audrey Akhavan  
Address: State Mine Inspector  
1700 West Washington, Suite 400  
Phoenix, Arizona 85007  
Telephone: (602) 542-5971  
Fax: (602) 542-5335
5. **The time during which written submissions may be made and the time and place where oral comments may be made:**

The State Mine Inspector's Office will continue to accept written comments until March 25, 1996. Oral comments may be made during public hearings. Public hearings are tentatively planned to be held in Phoenix on April 15, 1996, and in Tucson on April 22, 1996.
6. **A timetable for agency decisions or other action in the proceeding:**

The close of public record is tentatively planned for April 26, 1996. Agency decisions concerning the proceeding will be completed by April 26, 1996. Agency decisions concerning the proceeding will be completed by May 3, 1996, and publication of the final rule package is planned for May 31, 1996. Final rules must be adopted before July 1, 1996, as required by Mined Land Reclamation Act.