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Governor

STATE OF NEVADA
COMMISSION ON MINERAL RESOURCES
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ROBERT GHIGLIERI
Administrator

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Amendment of Regulations under the Commission on Mineral Resources, as proposed in LCB File No. R050-25

The Commission on Mineral Resources will hold a public hearing at 10:00 a.m., on the 19th day of February of 2026, at the following locations:

Physical Location: **Legislative Counsel Bureau, Legislative Hearing Rooms**
7120 Amigo St.
LV Committee Room 3
Las Vegas, NV 89119

Virtual Meeting Access:

The meeting may be viewed electronically through an internet connection by accessing the following link:

<https://www.youtube.com/watch?v=ASW1HdnKmOk>

To provide comment, please dial by phone: 888-475-4499 Meeting ID: 850 1443 6220

Hearing Information:

The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations that pertain to chapter 513 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

The need for the proposed amendment is to allow the Division of Minerals to compile and publish annual status and production reporting earlier in the year.

2. For a temporary regulation, the terms or the substance of the proposed regulation to be adopted, amended or repealed, or a description of the subjects and issues involved.

This regulation is not a temporary regulation; it is a permanent regulation.

3. For a proposed regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation.

A copy of this notice and the regulation to be amended will be on file at the State

Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted, amended, and/or repealed will be made available at the Nevada Division of Minerals, 400 W. King St. #106, Carson City, NV 89703, and at the Nevada Division of Minerals Las Vegas Office, 375 E. Warm Springs Rd. #205, Las Vegas, NV 89119, for inspection and copying by members of the public during business hours, and on our website at minerals.nv.gov.

4. The estimated economic effect of the regulation on the business which it is to regulate and on the public.

There are no estimated immediate or long-term economic effects on regulated small businesses.

5. The methods used by the agency in determining the impact on a small business.

The agency solicited comments on the potential effects of the regulation by emailed survey to mining companies and interested parties; and through public comment during a public workshop held on 8/26/25 at the Nevada State Legislature Building, 401 South Carson Street, Carson City, NV 89701.

6. The estimated cost to the agency for enforcement of the proposed regulation.

There is no estimated additional cost to the agency for enforcement of the proposed regulation.

7. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The proposed regulation does not overlap or duplicate any known federal, state or local government agency regulations.

8. If the regulation is required pursuant to federal law, a citation and description of the federal law.

The proposed regulation is not required pursuant to federal law.

9. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

The proposed regulation is not more stringent than any known federal regulation that regulates the same activity.

10. Whether the proposed regulation establishes a new fee or increases an existing fee.

The proposed regulation does not establish a new fee or increase an existing fee.

11. For a temporary regulation, each address at which the text of the regulation may be inspected and copied.

This regulation is not a temporary regulation; it is a permanent regulation.

Persons wishing to comment upon the proposed action of the Commission on Mineral Resources may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to Nevada Division of Minerals, 400 W. King St. #106, Carson City, NV 89703, or by email at ndom@minerals.nv.gov. Written submissions must be received by the Division of Minerals on or before 7:00 AM on the date of the public hearing. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Division of Minerals may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted, amended, and/or repealed will be on file at the State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted, amended, and/or repealed will be available at the Nevada Division of Minerals, 400 W. King St. #106, Carson City, NV 89703, and at the Nevada Division of Minerals Las Vegas Office, 375 E. Warm Springs Rd. #205, Las Vegas, NV 89119, for inspection and copying by members of the public during business hours, and on our website at minerals.nv.gov. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the internet at <http://www.leg.state.nv.us/>. Copies of this notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

- Nevada Division of Minerals, 400 W. King St. #106, Carson City, NV 89703
- Nevada Division of Minerals, 375 E. Warm Springs Rd. #205, Las Vegas, NV 89119
- Capitol Building, 101 North Carson Street, Carson City, NV 89701
- On the Internet at: <http://minerals.nv.gov> and <https://notice.nv.gov>

**PROPOSED REGULATION OF THE
COMMISSION ON MINERAL RESOURCES**

LCB File No. R050-25

December 11, 2025

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §§ 1 and 2, NRS 513.063.

A REGULATION relating to mines; revising requirements concerning the confidentiality of certain information submitted to the Administrator of the Division of Minerals of the Commission on Mineral Resources; revising the date upon which certain annual reports are required to be submitted to the Administrator; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Commission on Mineral Resources to adopt regulations to carry out the duties of the Commission and the Division of Minerals of the Commission. (NRS 513.063)

Existing regulations set forth procedures by which a person who submits certain information to the Administrator may assert a claim requesting that the information be kept confidential. With certain exceptions, existing regulations require information for which such a claim is asserted to be kept confidential. Existing regulations prohibit the Administrator from classifying certain information as confidential including, among other information, information required to be submitted to the Administrator that relates to the annual production of the commodity. (NAC 513.070) **Section 1** of this regulation creates a limited exception from that prohibition for certain production information under certain circumstances. Under **section 1**, if a person, on or before April 15 of any year, submits to the Administrator information concerning the annual production of the commodity for the immediately preceding year, the person may assert a claim at the time of submission requesting that the information be kept confidential. If a person asserts such a claim at the time of submission, **section 1** requires the information to be kept confidential until April 15 of that year. **Section 1** maintains the prohibition against classifying information concerning the annual production of the commodity as confidential for any such information submitted to the Administrator for which a claim is not asserted.

Section 2 of this regulation revises, from April 15 of each year to February 16 of each year, the date upon which each operator of a mine is required to submit to the Administrator a report relating to the annual status and production of the mine for the preceding calendar year.

Section 1. NAC 513.070 is hereby amended to read as follows:

513.070 1. Except as otherwise provided in subsection 4, any information submitted to the Administrator pursuant to the provisions of NAC 513.010 to 513.120, inclusive, may be classified as confidential by the person submitting the information. If the person submitting the information wishes the Administrator to consider the information confidential, the claim must be asserted at the time of submission by stamping or writing “confidential business information” on each page containing the information.

2. If a claim is asserted, the information so kept must remain confidential except that the information may be used in connection with other data if use of that information would not disclose the identity of the confidential information.

3. If a claim is not made at the time of submission, the Administrator may make the information available to the public without further notice.

4. The Administrator will not classify as confidential any information required to be submitted to him or her pursuant to the provisions of NAC 513.010 to 513.120, inclusive, if the information relates to:

- (a) The name and address of the person conducting the operation of the mine;
- (b) ~~The~~ *Except as otherwise provided in subsection 5, the* annual production of the commodity;
- (c) The amount of the tax on the net proceeds of a mine and the amount of the tax on the property of the operation; or
- (d) The number of persons employed by a mine.

5. A person who, before April 15 of any calendar year, submits information to the Administrator relating to the annual production of the commodity for the immediately preceding year may assert a claim at the time of submission in accordance with subsection 1

requesting that the Administrator consider the information to be confidential. If such a claim is asserted at the time of submission, the information must be kept confidential until April 15 of the year in which the information is submitted. On and after that date, the information is no longer confidential.

Sec. 2. NAC 513.120 is hereby amended to read as follows:

513.120 On or before ~~April 15~~ *February 16* of each year, each operator shall submit to the Administrator a report relating to the annual status and production of the mine for the *immediately* preceding calendar year.