



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Department of Mines, Minerals and Energy
<b>Virginia Administrative Code (VAC) citation</b>	4 VAC 25-31
<b>Regulation title</b>	Reclamation Requirements for Mineral Mining
<b>Action title</b>	Amendments to reflect elimination of Surface Mining Review Board in Ch 803 of 2012 Acts of Assembly
<b>Final agency action date</b>	May 4, 2012
<b>Document preparation date</b>	May 4, 2012

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

The existing regulation sets out the reclamation process for mineral mining in the Commonwealth. The Board overseeing the appeals process in this area, the Board of Surface Mining Review, was abolished by Chapter 803 of the 2012 Acts of Assembly. This action is necessary to reflect that the Board will no longer exist as of July 1, 2012 and its functions will be absorbed by the Department of Mines, Minerals and Energy.

### Statement of final agency action

*Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.*

On May 4, 2012, the Department of Mines, Minerals and Energy adopted the regulatory action “Amendments to reflect elimination of Surface Mining Review Board in Ch 803 of 2012 Acts of Assembly.”

### Family impact

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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This action will have no impact on the institution of the family and family stability.