

**From:** [Eric Wilson](#)  
**To:** [Mick Thomas](#)  
**Cc:** [Kourtney Romine](#); [Amy Johnson](#)  
**Subject:** IDL Comments  
**Date:** Wednesday, October 07, 2020 11:41:59 AM  
**Attachments:** [EW\\_OmnibusComments\\_10\\_07\\_2020.pdf](#)

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Mick,  
Here are the IDL comments.

Eric Wilson  
Resource Protection and Assistance Bureau Chief

**MINERALS, PUBLIC TRUST, OIL AND GAS DIVISION**  
**RESOURCE PROTECTION & ASSISTANCE BUREAU**  
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**STATE BOARD OF LAND COMMISSIONERS**  
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*Brandon D Woolf, State Controller*  
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October 7, 2020

Mick Thomas  
300 N. 6<sup>th</sup> St. Suite 103  
Boise, Idaho 83720

via e-mail: [mthomas@idl.idaho.gov](mailto:mthomas@idl.idaho.gov)

Re: Comments on Proposed Rule for IDAPA 20.03.02, Rules Governing Mined Land Reclamation, Docket 20-0000-2000F

Dear Mr. Thomas:

Please accept these comments on the Proposed Rule for IDAPA 20.03.02. These comments are intended to clarify and shorten the Proposed Rule.

**Paragraph 010.10.b. Material Modification or Material Expansion** — Last sentence in paragraph b should be edited to read “Reclamation and closure related activities at a cyanidation facility with an existing permit that did not actively add cyanide after January 1, 2005 is-are not be considered to be material modifications or material expansions of the cyanidation facility.”

**Paragraph 060.06.c. Exploration Reclamation (Less Than Two Acres)** — Paragraph c should be edited to read “Exploration drill holes shall be plugged within thirty (30) days of drilling the holes. Upon request, the director may allow the holes to be temporarily left unplugged for up to a year, but until they are plugged for up to a year, but until they are plugged the holes must be left so as to eliminate hazards to humans and animals.”

**Subsection 068.01. Base Application Fees** — The first sentence in Subsection 01 should be edited to read “The following base fee schedule will be used for all reclamation plans s and permanent closure plans and amendments to those plans.”

**Paragraph 120.10.f. Indirect Costs for Reclamation Cost Calculations** — Paragraph f should be edited to read “Re-engineering for mines or cyanidation facilities with direct reclamation costs over five hundred thousand dollars (\$500,000). Re-engineering will be determined at three percent to seven percent (3% to 7%) of direct costs;”

**Subsection 122.05. Trusts** — First sentence does not need the commas and should be edited to read “Trusts are subject to the requirements of Sections 47-1512(l) and 68-101, et seq.”

*Mick Thomas*  
*October 7, 2020*  
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If you have questions, please contact me at 334-0261.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Wilson". The signature is fluid and cursive, with the first name "Eric" and last name "Wilson" clearly distinguishable.

Eric Wilson  
Resource Protection and Assistance Bureau Chief