



## Aggregate Mined Land Reclamation Fact Sheet

- In 2005, the **Aggregate Mined Land Reclamation Act** became the responsibility of the Arizona State Mine Inspector. Under the 2005 Act, all aggregate mining sites which disturb over 5 acres of private land must submit a reclamation plan and pay fees for the review and processing of their reclamation plans pursuant to A.R.S. §§27-1201-1327. The one-time fee outlined in R11-3-210(3) covers the initial costs of the aggregate reclamation plan for administrative and technical compliance reviews pursuant to A.R.S. §§27-1221-1234.
- A **Financial Assurance Mechanism** is required pursuant to A.R.S. §§27-1291-92 & R11-3-801-821 to be submitted within 60 days after a plan is approved.
- Pursuant to A.R.S. §27-1292(D) the inspector shall adjust the **amount of financial assurance** every five years or more often as necessary to adjust for new areas of planned surface disturbances or inflation or to reflect the changed costs resulting from substantial modifications of the reclamation plan.
- An **Annual Status Report** is required each year within 60 days after the anniversary date of the reclamation plan approval pursuant to A.R.S. §27-1277 & R11-3-504.
- **Initiation of Reclamation** is required pursuant to A.R.S. §27-1226 within one year after cessation of aggregate mining activity. A request for an extension to initiate reclamation may be granted with up to three subsequent five year extensions, if the responsible party demonstrates a reasonable likelihood that the project or operation will resume based on the consideration of factors stated in the statute.
- **R11-3-505: Life of an Approved Reclamation Plan** states that an approved reclamation plan and any approved substantial changes remain in effect until the reclamation is complete and all financial assurance is released.

- The Act requires that the responsible party be released from their financial assurance mechanism only if the Arizona State Mine Inspector has approved a **Transfer** of the plan to a new responsible party pursuant to A.R.S. §27-1228, or submitted a **Complete Closure Application** as stated in A.R.S. §27-1296.
- The responsible party may apply to be **Released of Financial Assurance** pursuant to A.R.S. §27-1296. The closure application must be specific as to what reclamation has occurred at the site and include photographs to accompany the descriptions. The closure report must coincide with the reclamation measures stated in the approved reclamation plan. Any discrepancies should be submitted to the Mine Inspector for approval before submitting the closure application as a **Notice of Proposed Change** pursuant to A.R.S. §27-1227(B).