

Requested by: _____
Mine Operator or Mining Company

LOW GROSS EXEMPTION FEE REQUEST FOR 2022 REPORTING PERIOD

Non-Governmental operators with only one surface mining operation in the State which had a gross income of less than \$157,079 for the 2022 reporting period may qualify for a reduced reporting fee of \$627, if answers to **ALL** of the following questions are "YES" and this form is **submitted by July 1, 2023**:

- Yes No 1. Is all the material extracted from one surface mining operation?
- Yes No 2. Does the operation have lead agency approval of a reclamation plan and financial assurance(s)?
- Yes No 3. Are all of the single operator or mining company's surface mining activities which are located in the State of California tied to, or located on, this one site?
- Yes No 4. Is the amount of gross income of the surface mining operation, for the 2022 calendar year, less than one hundred fifty seven thousand seventy-nine dollars (\$157,079)?
- Yes No 5. Will proof of gross income be attached to this request in the form of a signed federal tax return(s) or a report prepared and signed by a Certified Public Accountant (CPA) or an enrolled agent (EA) listed on the active roster maintained by the Federal Internal Revenue Service (IRS)?
Should number 5 above be fulfilled by submitting a federal tax return(s), the request may be denied for failure to supply a signed IRS Form 4506, if requested by the Department of Conservation (Department). Form 4506 will allow the Department to verify submitted tax records with IRS records (California Code of Regulations (CCR) Section 3699(a)).
- Yes No 6. Will the owner or operator of the operation **submit by July 1, 2023**, all of the following:
a) The 2022 Mining Operation Annual Report (form MRRC-2)?
b) The reporting fee payment of six hundred and twenty-seven dollars (\$627)?
c) This completed request form?
d) Proof of gross income less than \$157,079, as specified in Item 5 above?

IF YOU ANSWERED "NO" TO ANY OF THE QUESTIONS ABOVE (ITEMS 1-6), THE OPERATION DOES NOT MEET THE LOW GROSS EXEMPTION FEE REQUIREMENTS OF CCR SECTION 3699. IF YOU ANSWERED "YES" TO ALL OF THE QUESTIONS ABOVE, SUBMIT THIS COMPLETED FORM, THE COMPLETED 2022 MINING OPERATION ANNUAL REPORT FORM AND THE REPORTING FEE PAYMENT OF \$627 BY JULY 1, 2023, TO THE DIVISION OF MINE RECLAMATION.

CA Mine ID# _____	Mine Name _____ (As reported on form MRRC-2)
Annual Gross Income \$ _____ (Attach a copy of your signed Federal Income Tax return(s) or a report prepared and signed by a CPA or an EA, as noted above.)	
Date Reclamation Plan was approved by Lead Agency _____	
Date Financial Assurance(s) was approved by Lead Agency _____	

If the Department determines that the low gross exemption is not warranted, the operator shall either: (1) remit the annual reporting fee calculated upon the total primary mineral commodity produced, pursuant to Title 14, CCR Section 3698, within thirty (30) days of notification by the Department; or (2) may appeal to the State Mining and Geology Board (Board), pursuant to Title 14, CCR Section 3699, within fifteen (15) days of notification by the Department. If the operator does not appeal, the appeal is not within the Board's jurisdiction or the Board affirms the Department's decision, the operator or owner shall remit an annual reporting fee payment calculated upon the total primary mineral commodity produced, pursuant to Title 14, CCR Section 3698. Such fee payment shall be remitted within thirty (30) days of notification by the Department or the Board. An operator or owner remitting an annual reporting fee payment later than thirty (30) days after notification shall be assessed a penalty and interest, as provided for in Public Resources Code (PRC) Section 2207(d)(5).

I certify that the information submitted herein is complete and accurate. Failure to submit complete and accurate requisite information may result in the imposition of an administrative penalty of up to \$5,000 a day, as provided for in PRC Section 2774.1(c).

Signature

Title

Date