

Attachment B
To Senate and Assembly Committee Motions

Natural Resources Board Streamlined Appeal Process

1. For proposed grant and land purchases that have proposed NBOA restrictions and prohibitions and are not objected to or do not have any unresolved objections or disputes of material fact or material misapplications of section 23.0916 or rules developed pursuant thereto (as defined in NR 52.04(2)(f) above):

---NRB Approval of such transactions by adding as Item B under standard Board Item 2: "Ratification of Acts of the Secretary" (Item takes a minute on the Board agenda)

---NRB Teleconference approval of such transactions in the two months when no NRB or as necessary to meet deadlines.

---In exigent situations, such as an urgent need to complete a closure, a signed grant may be done with a Board after-the-fact ratification

2. For proposed grant purchases that have proposed NBOA restrictions or prohibitions and that have unresolved objections based on standards set forth in this chapter or that have a unresolved dispute of material fact or material misapplications of section 23.0916 or rules developed pursuant thereto (as defined in NR 52.04(2)(f) above):

---Background information document put together by DNR staff including the reason for the proposed restriction or prohibition, the comments of the objector and the Department's decision.

---Item is placed on next NRB agenda with seven days notice to the applicant and the objector or less if agreed upon by all parties; Parties can furnish the Board with additional written materials.

---Ten minutes total scheduled for those supporting restrictions or prohibitions and ten minutes total scheduled for those that object to the proposed restrictions or prohibitions.