

COAL SURFACE MINING COMMISSION MEETING

R.Q. ROGERS, CHAIR

AGENDA

9:00 A.M. - DECEMBER 15, 1995

**EMNRD CONFERENCE ROOM
2040 SOUTH PACHECO STREET
SANTA FE**

Roll Call

Approval of the agenda

Adoption of minutes of the October 27, 1995, Coal Surface Mining Commission Meeting.

Public Hearing to discuss proposed changes to CSMC Rule 80-1

Conversion of CSMC Rule 80-1 to the new format of the New Mexico Administrative Code.

Status Report on OSM Reorganization

Other Business.

Next meeting date.

NEW MEXICO COAL SURFACE MINING COMMISSION MEETING

DECEMBER 15, 1995

The New Mexico Surface Coal Mining Commission Meeting was held on December 15, 1995, at 9:00 a.m., in Santa Fe, New Mexico in the EMNRD conference room, 2040 S. Pacheco.

The following members were present:

Mr. Robert Q. Rogers, Jr.	Chairman, State Engineer's Dept.
Ms. Gretchen Hoffman	Bureau of Mines and Mineral Resources
Dr. James Bailey	Department of Game and Fish
Mr. Joe Mraz	State Land Office
Dr. Ed Kelley	Environment Department
Dr. Robert McCaslin	Agricultural Experiment Station

Also Present:

Mr. Bill Brancard	Council for the Commission
Mr. Charles Roybal	BHP Minerals
Mr. Don Mosley	BHP Minerals
Mr. Bill Skeet	La Plata Mine
Mr. Mark Hiles	Lee Ranch Mine
Ms. Kathy Garland	Mining and Minerals Division(MMD)
Mr. William Sanderford	MMD
Mr. James O'Hara	MMD
Mr. Monte Anderson	MMD

Chairman Rogers called the meeting to order at 9:10 a.m.

Item 1 Roll Call

Item 2 Approval of the agenda.
Chairman Rogers made a motion to accept.
Dr. McCaslin seconded.
The motion was passed.

Item 3 Adoption of the minutes from the October 27, 1995, Coal Surface Mining Commission Meeting.

Dr. McCaslin and Dr. Kelley noted certain typographical errors from the minutes .
Mr. Sanderford indicated that he would have them changed.
Dr. McCaslin made a motion to accept.
Dr. Kelley seconded.
The motion was passed.

Item 4 Public Hearing to discuss proposed changes to CSMC Rule 80-1.

Mr. Sanderford discussed the background of the proposed changes.

Mr. O'Hara reviewed the following changes:

1-5 Definitions

5-26 Annual Reports

7-14 Compliance Information

8-25 Cross Sections, Maps and Plans

9-25 Reclamation Plan

9-39 Subsidence

11-17 AVS

11-19 CHIA

11-20 Improvidently Issued Permits

11-24 Improvidently Issued Permits

11-31 Verification of Ownership

11-32 Review of Ownership

11-33 Procedures for challenging

11-34 Standards for Challenging

14-40 Bond Release Requirements

5-23 Permit applications

11-25 Permit Terms

15-20 General Environmental Resources

19-15 Performance Standards for Exploration

20-49 Pond Design

20-101 Backfilling and Grading

20-102 Small Area Depressions

20-116 Revegetation

20-117 Revegetation

20-121 Subsidence

20-124 Subsidence

20-150 Static Safety Factor

20-151 Primary Roads

33-14 Blasting Certification

Change 5-26 was recommended to be sent back to the ad hoc committee and change 11-25(a)(3) was tabled.

Dr. Kelley made a motion to accept all of the changes.

Dr. McCaslin seconded.

The motion passed.

Item 5 Conversion of CSMC Rule 80-1 to the new format of the New Mexico Administrative Code.

Mr. Sanderford gave an overview of the new format changes and costs.

Mr. Brancard detailed the changes involved and the renumbering system.

Chairman Rogers gave it his blessing, told MMD to continue and use discretion.

Item 6 Status Report on OSM Reorganization.

Mr. Sanderford gave a brief report on the reorganization of OSM.
Ms. Garland indicated that MMD should expect level funding at best, with a possible decrease in state grants.

Item 7 Other Business

Chairman Rogers opened with the subject of combining the Mining Act Commission and the Coal Surface Mining Commission.

Mr. Sanderford discussed problems associated with combining the two commissions.

Ms. Garland indicated that she had drafted language, supported by the Secretary, supporting combining the two commissions and detailed the changes.

Dr. Bailey and Mr. Roybal discussed the committee membership.

Dr. McCaslin indicated that he was on both committees and that now wasn't the time to combine them.

Mr. Sanderford submitted guidelines to the commission for their review.

Dr. Kelley suggested that the guidelines shouldn't be a Commission level issue and recommended that they go to the ad hoc committee for approval.

The Commission agreed.

Item 8 Next meeting date.

Mr. Sanderford suggested that the meeting date be left open.

Chairman Rogers issued a closing statement and made the motion to adjourn.

Mr. Bailey seconded.

The meeting was adjourned at 11:50.