

**MINUTES OF THE
NEW MEXICO MINING COMMISSION
REGULAR MEETING
FRIDAY, SEPTEMBER 13, 2002**

The New Mexico Mining Commission meeting was convened at 9:15 A.M., September 13, 2002 in Porter Hall (OCD) conference room on 1st floor of the Energy, Minerals and Natural Resources Department building located at 1220 South Saint Francis Drive in Santa Fe.

The following members were present:

Terry Fletcher	Chairman and Public Representative
Bob Rogers	State Engineer's Office
John D'Antonio, Jr.	Environment Department
Peter Scholle	NM Bureau of Geology and Mineral Resources
Larry Kehoe	State Land Office
Tod Stevenson	Department of Game and Fish
John Bartlit	Public Representative
Steve Loring	Ex-Officio, NM Agricultural Experiment Station
Pat Freeman	Alternate
Sally Malave	Commission Attorney

The following members were absent:

Bruce Thomson	Alternate
J. R. Roybal	Designee, NM Soil and Water Conservation Comm.

Announcements: Chairman Fletcher declares a quorum for purposes of conducting the meeting.

Roll call

The Commissioners announce their own names.

Approval of the agenda

Mr. Scholle moves to adopt the agenda, with second by Mr. Kehoe. Motion passes unanimously on a voice vote.

Adoption of the minutes of the August 28, 2002 Meeting

After the Commission takes a moment to review the minutes, there is a motion by Mr. Stevenson to approve the minutes with second by Mr. Rogers. The motion passes unanimously on a voice vote.

**Deliberation and action on Joint Petition for Rulemaking (02 01)
requesting the Commission amend Part 5 of its regulations establishing
deadlines for approval of closeout plans**

Note: The hearing on Petition 02-01 occurred on August 28 and 29, 2002 with the hearing record closed at the conclusion of the hearing.

After discussion among the Commissioners there is a motion by Mr. Kehoe to reject the petition, and the alternative language offered by the Gila Resources Information Project (GRIP), with second by Mr. Scholle. After a lengthy follow-up discussion Mr. Scholle withdraws his second and Mr. Kehoe withdraws the motion.

After continued discussion among the Commissioners there is a motion by Mr. Scholle to reject the petition and the alternative language offered by GRIP, with second by Mr. Loring. The motion passes a roll call vote with all Commissioners except Bob Rogers voting to deny the Petition.

Other business

None.

Adjourn

Motion by Mr. Rogers to adjourn with second by Mr. Kehoe. Motion passes unanimously on a voice vote. The meeting adjourns at 11:12 A.M.

Approved:

Minutes by:

Terry Fletcher, Chairman

Date

John J. Pfeil, Commission Clerk