The New Mexico Mining Commission meeting was convened at 1:05 P.M., December 15, 2004 in Porter Hall 1st floor of the Wendell Chino building (Energy, Minerals and Natural Resources Department) located at 1220 South St. Francis Dr. in Santa Fe, NM. The meeting was tape-recorded and the tapes are in the custody of the commission clerk.

The following members were present:

- Gary King, Chairman and Public Representative
- Bob Rogers, State Engineer’s Office
- Derrith Watchman-Moore, Environment Department
- John Bemis, State Land Office
- Peter Scholle, NM Bureau of Geology and Mineral Resources
- Leroy Apodaca, Public Representative
- Steve Loring, NM Agricultural Experiment Station
- Hank Saxe, Alternate
- Leroy Dugger, Alternate
- Sally Malavé, Commission Attorney

The following members were absent:

- Lisa Kirkpatrick, Department of Game and Fish
- J. R. Roybal, NM Soil and Water Conservation Comm.

**Roll call**
The Commissioners announce their own names.

**Approval of the agenda**
Chairman King asks if there are any changes to the agenda. Mr. Rogers moves to adopt the agenda as provided, with second by Mr. Scholle. Motion passes unanimously on a voice vote.

**Adoption of the minutes of the January 14, 2004 meeting**
Chairman King asks if there are any changes to the minutes. Mr. Scholle moves to adopt the agenda as provided, with second by Mr. Apodaca. Motion passes unanimously on a voice vote.
Discussion and adoption of the NMMC’s Draft Open Meetings Resolution
After a short discussion on changes from the previous version there is a motion by Mr. Rogers to adopt the draft resolution, second by Mr. Apodaca. Motion passes unanimously on a voice vote.

Mining Act Reclamation Program annual report
MMD Division Director Bill Brancard introduces Holland Shepherd, David Ohori and Terry Foreback of the Mining Act Reclamation Program (MARP). MARP staff provides to the Commission a 40-minute PowerPoint presentation and a discussion of program activities for calendar year 2004. Commissioners ask several questions of staff. In addition to the presentation Commissioners are provided a hardcopy of the report.

Other business
legislative update: Director Brancard provides a short presentation on legislative news relating to mining issues.
liation update: The Commission receives a litigation update from Ted Apodaca of the EMNRD’s Office of General Counsel.

Adjourn
Mr. Scholle moves to adjourn, with second by Mr. Loring. Motion passes unanimously on a voice vote. Meeting recesses at approximately 2:45 P.M.

Approved: Gary King, Chairman
Minutes by: John J. Pfeil, Commission Clerk