

State of New Mexico
Environmental Improvement Board
Harold Runnels Building, Room N-2150
1190 St. Francis Drive
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Santa Fe, New Mexico 87502
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Susana Martinez
Governor

Draft Agenda
Meeting of the
Environmental Improvement Board

June 10, 2013
10:00 a.m.
CIP Conference Room, 7th Floor
One Civic Plaza
City-County Building
Albuquerque, NM 87103

The following items are for discussion and possible action:

1. Roll Call
2. How Notice Requirements Were Met for the Meeting
3. Approval of Agenda
4. Approval of meeting minutes for April 15, 2013
5. Public Comment Unrelated to Agenda Items
6. Request for Hearing in **EIB 13-02**, regarding the Regional Haze State Implementation Plan (SIP) with respect to the determination of best available retrofit technology (BART) for nitrogen oxides from the San Juan Generating station. Bill Grantham, NMED/OGC; Rita Bates, NMED/AQB. Time estimate: 20 minutes.

7. Request for hearing in **EIB 13-03**, regarding the Interstate Transport State Implementation Plan (SIP) with respect to visibility. Bill Grantham, NMED/OGC; Rita Bates, NMED/AQB. Time estimate: 20 minutes.

8. Request for Hearing in **EIB 13-01 (R)**, Proposed amendments to Section 7.6.2 NMAC-Food Service and Food Handling, Regulating Horse Meat for Human Consumption. Bruce Wagman, Esq., Schiff Hardin LLP. Time estimate: 60 minutes

9. Executive session to discuss pending litigation.
Mark Reynolds, NMAGO. Time estimate: 30 Minutes

a. Western Resource Advocates, and New Energy Economy v. Environmental Improvement Board
COURT OF APPEALS No. 32,056
Appeal of EIB 11-15(R): Repeal of Rule 350, Greenhouse Gas Cap-and-Trade Provisions

Western Resource Advocates, and New Energy Economy v. Environmental Improvement Board
COURT OF APPEALS No. 32,055
Appeal of EIB 11-17(R): Repeal of Rules 300 and 301, Greenhouse Gas Emissions Reporting and Verification Requirements

b. N.M. Oil & Gas Ass'n, et al. v. N.M. Environmental Improvement Board
COURT OF APPEALS No. 30,952
Appeal of EIB 10-09(R): Greenhouse Gas Reporting

Tri-State Generation and Transmission Association, Inc. v. N.M. Environmental Improvement Board
COURT OF APPEALS No. 30,953
Appeal of EIB 10-09(R): Greenhouse Gas Reporting

	Independent Petroleum Association of N.M. v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 30,954 Appeal of EIB 10-09(R): Greenhouse Gas Reporting
c.	City of Farmington and Farmington Electric Utility System v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 31,015 Appeal of EIB 08-19(R): New Energy Economy
	Independent Petroleum Association of N.M. v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 31,016 Appeal of EIB 08-19(R): New Energy Economy
	N.M. Oil & Gas Ass'n, et al. v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 31,017 Appeal of EIB 08-19(R): New Energy Economy
	El Paso Electric Co. v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 31,018 Appeal of EIB 08-19(R): New Energy Economy
	Tri-State Generation and Transmission Association, Inc. v. N.M. Environmental Improvement Board	COURT OF APPEALS No. 31,019 Appeal of EIB 08-19(R): New Energy Economy

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| | Public Service Co.
of N.M. v. N.M.
Environmental
Improvement
Board | COURT OF APPEALS No. 31,020

Appeal of EIB 08-19(R): New Energy
Economy |
| | Southwestern
Public Service
Company v. N.M.
Environmental
Improvement
Board | COURT OF APPEALS No. 31,021

Appeal of EIB 08-19(R): New Energy
Economy |
| d. | Western Resource
Advocates and
New Energy
Economy v.
Environmental
Improvement
Board | COURT OF APPEALS No. 32,177

Appeal of EIB 11-16 (R), repeal of
Part 100, Greenhouse Gas Emissions
Cap |

10. Other business
11. Board Member Comments and Questions
12. Next meeting: July 8, 2013
13. Adjournment

If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, contact Pam Castañeda at least ten days prior to the meeting or as soon as possible at 505.827.2425 or pam.castañeda@state.nm.us. Public documents can be provided in various accessible formats. Contact Pam Castaneda if an accessible format is needed