MR. VOLKERDING: Okay. So Agenda item seven, EIB 18-04(R), In the Matter of Proposed Amendments to 20.2.3 NMAC.

MR. Knight, whenever. I know there is kind of activity there.

MR. KNIGHT: Mr. Chairman, Members of the Board, my understanding is that hearings were held on the two matters -- the next two matters on September 28th in Las Cruces. I was not there.

MR. VOLKERDING: Neither was I.

MR. KNIGHT: Ms. Kim Bannerman was the attorney for the Department on those hearings, and my understanding is that the record is closed and that the Board is in a position to deliberate on both of these matters.

The Department has no further or additional input. I have submitted the Amended Final Orders and Statements of Reasons, which are identical to the ones that were submitted with the Notices of Intent, and the only change is I have changed the September 28th date for the deliberations to October 26th.

MR. VOLKERDING: Okay.

MR. KNIGHT: And with that, I think the Department would just sit back and let you -- let the Board deliberate.
MR. HOLT: I move that we accept the proposed amendments to 20.2.3 NMAC to remove Section 109 of the regulation.

MR. VOLKERDING: I second. Any further discussion?

If not, I will call for a vote. All in favor, say aye.

MR. HOLT: Aye.

MR. MORROW: Member Morrow, aye.

MR. VOLKERDING: Member Timm?

MR. TIMM: Sorry. Member Tim, aye.

MR. VOLKERDING: Okay. And myself, aye. So the motion passes, and the Petition is approved.

MR. ELLIOT: You can sign it right there.

MR. VOLKERDING: I was going to. I was going to look through it real fast just for typos.

MR. KNIGHT: Mr. Chairman?

MR. VOLKERDING: Yes, sir?

MR. KNIGHT: If I may, we have a transmittal form, as well, that needs to be signed in black ink only, and that can be signed at the same time as the Statement of Reasons.

MR. VOLKERDING: Okay. I will take care of that. So here, should we have them type that in? We can write it?

MR. ELLIOT: I believe we can just write it in.

MR. VOLKERDING: Okay. So four to zero?

MR. ELLIOT: Yeah.

MR. VOLKERDING: Okay. Thank you.

(Proceedings concluded at 9:58 a.m.)