The Chair called the meeting to order at 10:00 a.m.

**Item 1. Roll Call**

Roll was taken and it was noted that a quorum was present.

**Item 2. Approval of Agenda**

**Action:** Ms. Bearden moved approval of the meeting agenda. Ms. Dillingham seconded. The motion passed unanimously.

**Item 3. Approval of April 7, 2008 meeting minutes**
Action: Mr. Peters moved approval of the April 7, 2008 meeting minutes. Ms. Dillingham seconded. The motion passed unanimously.

Item 4. Public Comment

None.

Item 5. Request for Hearing in re: Amendments to 20.7.10 NMAC, Drinking Water Regulations, EIB 08-03 (R). Jennifer Hower, NMED/OGC; Darren Padilla, NMED/DWB.

Ms. Hower asked that the hearing be set on the Board’s August 4, 2008 agenda. A brief discussion followed relating to Board scheduling issues.

Action: Ms. Bearden moved that the hearing in EIB 08-03 (R) be set on the Board’s August 4, 2008 agenda. Ms. Dillingham seconded. The motion passed unanimously.

It was agreed that Mr. Peters would act as Hearing Officer in this matter.


Mr. Rose asked that a hearing in this matter be placed on the Board’s July 8, 2008 agenda. A discussion relating to this setting and the filing of a companion case by Mr. Rose was held. Mr. Rose stated that he would be filing the companion case shortly and would like the Board to hear the cases together.

Action: Mr. Tso moved that the hearing in EIB 08-09 (A) and the companion case mentioned by Mr. Rose be set on the Board’s July 8, 2008 agenda. Mr. Peters seconded.

It was agreed that Ms. Bearden would act as Hearing Officer in this matter.

Item 7. Hearing and possible decision in re: Proposed amendments to Parts 1, 2, 3, 4 and 6 of 11.5 NMAC, OHSB Regulations EIB 07-15 (R). Kathryn Becker, NMED/OGC; Butch Tongate, NMED/OHSB. Hearing Officer Soren Peters.

At 10:15 a.m. the hearing in EIB 07-15 (R), noted above as Item 7, was commenced. Kathy Townsend Court Reporters transcribed the hearing. The transcript is available for review in the Office of the Environmental Improvement Board Administrator, New Mexico Environment Department, 1190 St. Francis Drive, Runnels Building Room N-2150, Santa Fe, New Mexico 85701.
The meeting was recessed at 12:50 p.m. for lunch.

The hearing reconvened at 2:00 p.m.

The hearing concluded at 3:50 p.m. At the end of the hearing, the Board agreed to leave the record open with respect to three specific issues (1) that portion of the transcript and studies from the 2006 convenience store regulations relating to the amount of money kept in the cash register, (2) restrictions and rights relating to counsel for employees and (3) the number of days in which an employee has to obtain outside counsel.

**Item 8. Other Business**

None

**Item 9. Next Meeting: June 2, 2008, State Capitol Room 317 at 10:00 a.m.**

**Item 10. Adjournment**

**Action:** Mr. Tso moved to adjourn the meeting at 3:55 p.m. Ms. Bearden seconded. The motion passed unanimously.

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Gregory Green, EIB Chair