

TITLE 20 ENVIRONMENTAL PROTECTION
CHAPTER 1 ENVIRONMENTAL PROTECTION GENERAL
PART 8 ENVIRONMENTAL IMPROVEMENT BOARD OPEN MEETINGS

20.1.8.1 ISSUING AGENCY: Environmental Improvement Board.
[20.1.8.1 NMAC - N, 08-27-06]

20.1.8.2 SCOPE: This part governs meetings conducted by the environmental improvement board in addition to the requirements of 20.1.1 NMAC, except to the extent that this part may be inconsistent with state law.
[20.1.8.2 NMAC - N, 08-27-06]

20.1.8.3 STATUTORY AUTHORITY: This part is adopted pursuant to Sections 50-9-12, 74-1-9, 74-2-6, 74-3-5, 74-4-5 and 74-9-27 NMSA 1978.
[20.1.8.3 NMAC - N, 08-27-06]

20.1.8.4 DURATION: Permanent.
[20.1.8.4 NMAC - N, 08-27-06]

20.1.8.5 EFFECTIVE DATE: 08-27-06, unless a later date is cited at the end of a section.
[20.1.8.5 NMAC - N, 08-27-06]

20.1.8.6 OBJECTIVE: The objective of this part is to establish procedures for running the meeting.
[20.1.8.6 NMAC - N, 08-27-06]

20.1.8.7 DEFINITIONS: [RESERVED]
[20.1.8.7 NMAC - N, 08-27-06]

20.1.8.8 OPEN MEETINGS RESOLUTION: The board shall annually adopt an open meetings resolution, in accordance with the Open Meetings Act.
[20.1.8.8 NMAC - N, 08-27-06]

20.1.8.9 BOARD MEMBER PARTICIPATION:

A. Pursuant to the provisions of the Open Meetings Act, a board member may participate in a meeting of the board by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the board member to attend the meeting in person.

B. Each board member participating by conference telephone must be identified when speaking, all participants must be able to hear each other at the same time and members of the public attending the meeting must be able to hear any board member who speaks during the meeting.

C. Participation by such means shall constitute presence in person at the meeting.
[20.1.8.9 NMAC - N, 08-27-06]

20.1.8.10 PROCEDURE OF BOARD MEETINGS: Robert's Rules of Order shall generally govern the procedure of the board meetings except as otherwise provided for by relevant statute or by the board rules.
[20.1.8.10 NMAC - N, 08-27-06]

20.1.8.11 ELECTION OF BOARD OFFICERS:

A. At its last regular meeting of every calendar year, the board shall elect from its members the following officers: chair, vice-chair and secretary.

B. A member shall not be elected to the same office for more than two (2) consecutive years.

C. The board shall fill a vacancy in any of these offices at its next regular meeting after the vacancy occurs.

[20.1.8.11 NMAC - N, 08-27-06]

20.1.8.12 DUTIES OF BOARD CHAIR:

A. The chair of the board shall preside at all meetings; shall appoint all committees; shall sign all certificates of registration, vouchers and other official documents; and shall otherwise perform all duties pertaining

to the office of the chair.

B. The vice-chair of the board shall, in the absence or incapacity of the chair, exercise the duties and shall possess all the powers of the chair.

[20.1.8.12 NMAC - N, 08-27-06]

20.1.8.13 DUTIES OF BOARD SECRETARY: The secretary of the board shall be responsible for insuring the timely preparation of meeting minutes and shall consult with the board administrator in responding to requests made pursuant to the Inspection of Public Records Act.

[20.1.8.13 NMAC - N, 08-27-06]

20.1.8.14 MEETING AGENDA:

A. The board chair and vice-chair shall work with the board administrator in preparing and setting the agenda for all board meetings.

B. A board member who wishes to place an item on the meeting agenda must submit a request to the board chair and vice-chair at least fifteen (15) days in advance of the meeting at which the board member wishes the matter to be heard.

C. Any other person who wishes to place an item on the meeting agenda must submit a request in writing to the board chair and vice-chair at least twenty (20) days in advance of the meeting at which the person wishes the matter to be heard.

[20.1.8.14 NMAC - N, 08-27-06]

20.1.8.15 MEETING ATTENDANCE: Any board member failing to attend three (3) consecutive meetings after receiving proper notice shall be recommended for removal by the governor.

[20.1.8.15 NMAC - N, 08-27-06]

HISTORY OF 20.1.8 NMAC: [RESERVED]