

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

JULY 5, 2011

The following is a summary of the July 5, 2011 Meeting:

- I. Meeting called to order at 9:05 AM by Randy Moore, Chairman. Members present were Randy Moore, Gerald Kendrick, Arvil McConnell, Jr., Ricky O'Quinn, and Joseph Buchanan. Also present were Mary Gibson, Regulatory Boards Administrator, Sharon Pigeon, Senior Assistant Attorney General, and Butch Lambert, DMME Deputy Director.**
- II. Opening statement delivered by Randy Moore, Chairman.**
- III. Motion made and seconded to accept July 5, 2011, meeting agenda and approve June 7, 2011, meeting summary. All members were in favor to approve.**
- IV. Review of Virginia Substance Abuse Cases (Closed Session)**

Of the cases that resulted in hearings, evidence was taken by the Board in closed session, pursuant to Virginia Code §§ 2.2-3711(A)(4) and 45.1-11.35(E). In the closed session, the Board worked out agreements, allowing individuals to return to work conditionally, and took other disciplinary actions including revocation of all certifications held by miners.

V. Open Agenda

Joseph Buchanan welcomed newly-appointed Division of Mines Chief, Randy Moore, to the Board. He also expressed appreciation for the work of the interim Acting Chief, Mike Willis.

Randy Moore informed the Board that DM today received a memo from Ms. Tammy Neo, of the Buchanan County Commonwealth Attorney office, that John K. Beasley agreed to a polygraph test to take place within the next few weeks.

Beginning July 1, 2011, General Coal Miner training both surface and underground will be conducted by Mountain Empire Community College in Big Stone Gap and Clintwood, and DM refers individuals seeking general miner certification to the college for explicit scheduling information for the training. DM anticipates that Southwest Virginia Community College also will conduct this training by August 1, 2011.

The Board reviewed the Coal Mine Safety Law 45.1-161.252. requiring general miners to undergo examination by a mine inspector for gas detection. In order for the gas detection training to be conducted by others than mine inspectors, a law change will be required that will allow individuals approved at the discretion of the Chief to conduct the gas detection.

VI. Next Meeting

Next meeting will be August 2, 2011.

VII. Adjournment

Meeting adjourned at 12:45 PM.