



WEST VIRGINIA BOARD OF COAL MINE HEALTH AND SAFETY

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Board of Coal Mine Health and Safety
23 June-10:00am
1615 Washington Street East
Charleston, WV

Minutes

Members Present:

Dave Ashby
Chris Hamilton
Charles Russell

Carl Egnor
Ted Hapney
Gary Trout

Chairman Ron Wooten, presiding
Administrator was present

Guests:

Scott John, AG
Gretchen Murphey, AG

Fred Tucker, TRC

Guests were introduced to the Board.

Scott Johnson asked that the Board go into executive session for the discussion of the lawsuit against the Board concerning the jurisdiction of barge inspections.

There was no action taken as a result of the executive session.

The Board discussed Fiscal Year 2010. Mr. Hamilton made a motion to direct the Administrator to prepare a letter to be sent to the Governor, the Speaker of the House, the President of the Senate, and the chairs of each house' finance committee. Mr. Hapney seconded. The motion then carried.

Mr. Hapney made a motion to approve the minutes; Mr. Russell seconded. The motion then carried.

The Board received the report on Fatal 01-09 (Medford Trucking) and additional information. Mr. Trout made a motion to direct the Administrator to prepare his report; Mr. Russell seconded. The motion then carried.

The Board continued the discussion on the Barge rules and the right of the Director of OMHS&T to file rules.

The Report of the TRC was presented by Mr. Tucker:

- Petition 13-09 was held in abeyance for more information from the TRC
- Mr. Hamilton made a motion to approve petition 24-09; Mr. Ashby seconded. The motion then carried.
- Mr. Trout made a motion to appoint a subcommittee to examine information pertaining to petition 25-09. The subcommittee will convene on July 17th at the mine in question. The Administrator will be present. Mr. Ashby seconded.
- Mr. Hapney made a motion to approve petition 26-09; Mr. Ashby seconded. The motion then carried.

Mr. Hamilton made a motion to cancel the scheduled 2nd day meeting; Mr. Ashby seconded. The motion then carried.

The next meeting date was set for 23 July in Charleston, WV.

Mr. Trout made a motion to adjourn; Mr. Russell second. The motion then carried.

The Board adjourned.