

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

DECEMBER 4, 2012

The following is a summary of the December 4, 2012 Meeting:

- I. Meeting called to order at 9:07 AM by Randy Moore, Chairman. Members present were Randy Moore, Joseph Buchanan, Arvil McConnell, Jr., and Gerald Kendrick. Member Ricky O'Quinn was absent. Also present were Mary Gibson, Regulatory Boards Administrator and Sharon Pigeon, Sr. Assistant Attorney General.**
- II. Opening statement delivered by Randy Moore, Chairman.**
- III. Motion made and seconded to accept December 4, 2012, meeting agenda and approve November 6, 2012, 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

Mary Gibson provided the Board with an updated copy of the substance abuse actions recap sheet.

Chairman Randy Moore reported on the Board's and DMME's request and subsequent approval by the Office of the Attorney General (AG) for use of funds from the educational portion of the grant from the Purdue Pharma, L.P. settlement to fund a trained temporary worker's contract through mid-March 2013. The temporary worker returned to work November 28th. Mr. Moore thanked Sharon Pigeon who was instrumental in gaining the approval. Ms. Gibson stated she will add a line item tracking the funds used for the temporary worker in the report to the AG's office.

Mr. Moore informed the Board that West Virginia officials will visit the Division of Mines this week to gather information on Virginia's risk assessment and substance abuse programs.

VI. Next Meeting

Next meeting will be January 8, 2013.

VII. Adjournment

Meeting adjourned at 11:40 AM.