MEMORANDUM

TO: West Virginia Underground Coal Operations
Interested Persons

FROM: Ron Wooten, Director

DATE: April 25, 2008

RE: Interpretation of 56-4-8.1

Section 56-4-8.1 of the West Virginia Code of State Regulations in reference to emergency Shelters/Chambers, states in pertinent part:

"Such emergency shelter/chamber shall be approved by the Director and shall be constructed and maintained in a manner prescribed by the Director."

Accordingly, all shelters/chambers shall be installed and maintained in an intake air course or ventilated with intake air.

RLW: ks