

COMMENT ON MSHA'S PROPOSED RULE TO LOWER

2011 FEB 15 A 9:24 MINERS' EXPOSURE TO RESPIRABLE COAL MINE DUST 5 A 9:24

My name is Leonard Fleming. I live in Whitesburg, Letcher County, Kentucky. I worked as a coal miner at Beth Energy in the coal mines in Letcher County from 1964 to 1978. I operated a roof bolter and a continuous miner and I was a repairman. I also worked on a tippie. I was president of the United Mine Workers of America local and a member of the UMWA safety committee and a member of the mine rescue team.

After I left Beth Energy I became a safety representative for the UMWA and inspected mines and investigated mine accidents and explosions. In 1992 I became the Deputy Commissioner of the Kentucky Department of Mines and Minerals and held that position until 1995.

Beth Energy worked under the UMWA contract during the entire time I worked there. We always tried to follow the proper safety procedures at the mines. We tried to control the coal dust. We hung ventilation curtains and we used water sprays to control the dust. Despite our best efforts to control the dust, I got Black Lung. I now have a severe breathing impairment. I use portable oxygen to breathe. I am totally disabled because of Black Lung.

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More must be done to protect miners from Black Lung disease.

MSHA's proposed rule is needed. I worked in a safe mine where we tried to control the dust yet it was not enough to protect me from Black Lung. Too many miners are still working in too much dust and getting Black Lung.

Ending Black Lung disease is very important. MSHA should act as speedily as possible. MSHA needs to prevent young miners from getting Black Lung. These young miners are healthy and they think that Black Lung will not be a problem for them. They do not realize the danger working in coal mine dust. The harm from the dust is invisible and the disease progresses slowly. It gradually causes the miner to feel short of breath until one day he cannot get enough air to do his work. After the miner stops work Black Lung continues to cause injury and eventually it causes the miner to become like I am now, with constant shortness of breath and not enough air to climb a flight of stairs or walk a short distance on level ground.

I urge MSHA to adopt the proposed rule changes and end Black Lung.

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