

From: Tom Oxholm [mailto:tomoxholm@wakestonecorp.com]
Sent: Thursday, October 09, 2008 4:27 PM
To: zzMSHA-Standards - Comments to Fed Reg Group
Subject: RIN 1219-AB41

To Whom It May Concern:

Regarding your proposed regulations for mines to follow in regard to possession and use of alcohol and narcotics, drug and alcohol testing, and related issues, we must protest vigorously!

We have had in place a very effective set of policies for many years that are completely in compliance with all federal and state laws in this area. And our policies have been very effective and fair to our employees in protecting an individual employee's rights while protecting other employees from unsafe co-workers.

Your regulations will cause us to undo all we have done, retrain our trained work force for no good reason, and cause confusion, and all at a great cost!

We strongly suggest that you significantly change your regulations by merely adding a preface which requires companies in our industry to have a documented set of policies for your inspectors to review. The inspectors could then make suggestions for change. Failure to have such documentation could give rise to warnings or fines.

Please do not make us undo our policies that are working very well! That would be government at its worst!

Thank you.

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