ARKANSAS DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

MINUTE ORDER NO. 88- 06

LOCATION - SUBJECT Hearing Officers

WHEREAS, the Commission is authorized by Section 29 [Arkansas Code of 1987 Annotated § 15-58-210(a)] of the Arkansas Surface Coal Mining and Reclamation Act of 1979 (Act 134 of 1979, as amended) to designate Presiding Officers to conduct adjudicatory hearings in accordance with the provisions of the Act of the Arkansas Surface Coal Mining and Reclamation Code; and

WHEREAS, the timely disposition of violations, cessation orders, penalties assessed, permit revocations, and bond forfeitures is necessary for the effective administration of the Act and Code.

The Commission hereby designates that the Director shall at all times be the "Chief Presiding Officer" who shall have the authority as provided in Section 29 of the Act to set and conduct hearings, issue subpoenas, administer oaths, hold conferences, grant temporary relief, and issue final orders on any matter which is concluded by the consent of the parties thereto as a "Consent Administrative Order" which shall be the decision of the Commission. The following persons are hereby designated as "Examiners" who shall have all powers as Presiding Officers on each case assigned to them by the Director, except that the Director must approve and issue any final Consent Administrative Order:

Wilson Tolefree	-	Deputy Director
Randall Mathis	-	Deputy Director
Floyd Durham	-	Chief, Mining Division
Art Ritchie	-	Engineering Supervisor, Mining Division
Wayne Van Buren	-	Geologist III, Mining Division
Paul H. Wright	-	Program Coordinator, Mining Division
Cheryl Terai	-	Chief Counsel, Legal Section
Anne Bobo	-	Staff Attorney, Legal Section
Steve Weaver	-	Staff Attorney, Legal Section
Bruce Jones	-	Staff Attorney, Legal Section
Dennis Griesse	-	Staff Attorney, Legal Section

COMMISSIONERS

CHAIRMAN

SUBMITTED BY: Paul Means DATE PASSED: 1-22-88

Nothing herein shall abridge the function of the Commission in deciding any contested cases.

For the purposes of conducting legislative hearings for adopting, amending, or repealing rules or regulations, Regulation 8, Section II, shall apply, and the Chairman of the Commission, or his designee, shall preside.

This Minute Order supersedes and repeals Minute Order 85-13, as adopted on May 24, 1985.

COMMISSIONERS

CHAIRMAN

SUBMITTED BY: Paul Means DATE PASSED: 1-22-88