

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1937



## ENROLLED

HOUSE BILL No. 99

(By Mr. Erhard)



PASSED March 13, 1937

In Effect 90 days from Passage

**ENROLLED**  
**House Bill No. 99**

(BY MR. ERHARD)

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[Passed March 13, 1937; in effect ninety days from passage.]

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AN ACT to amend and reenact sections sixty-four and sixty-five, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, relating to explosives, preparation of explosives for shots, hauling explosives into the mine, and firing shots.

*Be it enacted by the Legislature of West Virginia:*

That sections sixty-four and sixty-five, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

**Article 2. Coal Mines.**

Section 64. *Explosives; Preparation for Shots; Hauling*

2 *Explosives Into Mine.* In no case shall more than one kind

3 of explosive be used in the same drill hole, and every blasting

4 hole shall be tamped, except as is necessary to accomplish  
5 cushion blasting, full from the explosive to the mouth, and  
6 no coal dust or inflammable material shall be used for tamp-  
7 ing. Cushion blasting shall not be allowed in any case unless  
8 written permission is granted by the department of mines.  
9 Dynamite shall not be used in blasting coal. No fuses or  
10 squibs shall be used unless permission is granted by the de-  
11 partment of mines, and in no case shall fuses be used of less  
12 length than the drill hole.

13 Where permissible explosives are used the detonators and  
14 explosives shall be kept separate; and no black powder, high  
15 explosives or detonators shall be hauled on any trip operated  
16 by electric haulage motors, unless inclosed in non-conducting  
17 boxes approved by the department of mines.

18 Trips hauling explosives shall not carry workmen other  
19 than those operating the trip, and explosives shall not be  
20 hauled into or out of the mine within five minutes preceding  
21 or following any trips in which men are handled; and when  
22 traveling with air current, the explosive trip shall precede;  
23 if against the air current, the main trip shall precede.

Sec. 65. *Firing Shots.* No shots shall be fired in any place

2 known to liberate explosive gas until such place has been  
3 properly examined by a competent person who is designated  
4 for that purpose, and no shots shall be fired in any place  
5 where gas is detected until such gas has been removed by  
6 means of ventilation. No person shall fire more than one  
7 shot at a time unless permitted by the department of mines,  
8 and after firing such shot or shots he shall not return to the  
9 working place until the smoke has been cleared away; and  
10 before starting to work he shall make a careful examination  
11 as to the condition of the roof, and do what is necessary to  
12 make the place safe before beginning to load coal.

I certify that the foregoing act,  
having been presented to the Governor for  
his approval, and not having been returned  
by him to the House of the Legislature in  
which it originated within the time pre-  
scribed by the constitution of the state, has  
become a law without his approval.

This the 19<sup>th</sup> day of March,  
1937.....

  
**SECRETARY OF STATE**

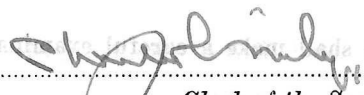
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

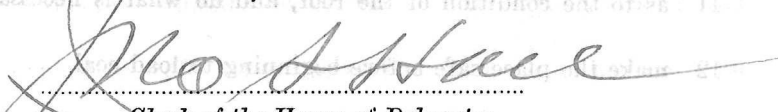
  
 .....  
 Chairman Senate Committee

  
 .....  
 Chairman House Committee

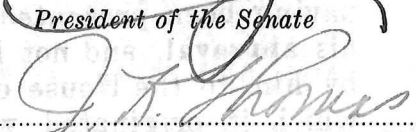
Originated in the.....

Takes effect..... passage.

  
 .....  
 Clerk of the Senate

  
 .....  
 Clerk of the House of Delegates

  
 .....  
 President of the Senate

  
 .....  
 Speaker House of Delegates

The within..... this the.....

day of....., 1937.

.....  
 Governor.

Filed in the office of the Secretary of State  
 of West Virginia. **MAR 19 1937**  
 Wm. S. O'BRIEN,  
 Secretary of State