

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939



ENROLLED

HOUSE BILL No. 257

(By Mr. Pauley)



PASSED March 7 1939

In Effect ninety days from Passage

ENROLLED
House Bill No. 257

(BY MR. PAULEY)

[Passed March 7, 1939; in effect ninety days from passage.]

AN ACT to amend and reenact section sixty-four, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter forty-four, acts of the Legislature, regular session, one thousand nine hundred thirty-seven, relating to explosives, preparation of explosives for shots, and hauling explosives into the mine.

Be it enacted by the Legislature of West Virginia:

That section sixty-four, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter forty-four, acts of the Legislature, regular session, one thousand nine hundred thirty-seven, 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
11 department of mines, and in no case shall fuses be used of
12 less 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 man trip shall precede.

24 Also whenever the department of mines may determine
25 from its own investigation or by hearing had before the chief
26 of the department of mines initiated by any party in interest
27 that the safety of the employees in any mine or mines will
28 be better promoted by otherwise hauling or transporting per-
29 missible explosives into or out of such mine or mines, the
30 department of mines may adopt another method or methods
31 of hauling or transporting permissible explosives into and
32 out of such mine or mines by prescribing and promulgating
33 rules and regulations therefor, and no operator shall be per-
34 mitted to haul or transport such permissible explosives into
35 or out of such mine or mines pursuant to and in accordance
36 with such rules and regulations, except only when granted
37 a certificate by the department of mines so to do.

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 17th day of March,
1939.

Amos S. Whinn

SECRETARY OF STATE

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

E. P. Wiseman

Chairman Senate Committee

Delee G. Walter

Chairman House Committee

Originated in the

House of Delegates

Takes effect

ninety days from passage.

Shirley Miller

Clerk of the Senate

Geo. Hall

Clerk of the House of Delegates

Wm. W. Brown

President of the Senate

James L. Thomas

Speaker House of Delegates

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

day of....., 1933.

Governor.



Wm. W. Brown

SECRETARY OF STATE