

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-10-80

Time 4:00 p.m.

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1980

ENROLLED

SENATE BILL NO. 190

(By Mr. Susman)

PASSED February 29, 1980

In Effect ninety days from Passage

No. 190

ENROLLED

Senate Bill No. 190

(By MR. SUSMAN)

[Passed February 29, 1980; in effect ninety days from passage.]

AN ACT to amend and reenact section seventy-c, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to promulgation of rules and regulations, by the board of coal mine health and safety, for the construction of shafts, slopes, surface facilities and attendant safety hazards at mine sites; and time limits therefor.

Be it enacted by the Legislature of West Virginia:

That section seventy-c, article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 2. COAL MINES.

§22-2-70c. Construction of shafts, slopes, surface facilities and the safety hazards attendant therewith; duties of board of coal mine health and safety to promulgate rules and regulations; time limits therefor.

1 The board of coal mine health and safety shall investi-
2 gate or cause to be investigated the technology, proce-
3 dures and techniques used in the construction of shafts,
4 slopes, surface facilities, and the safety hazards, attendant
5 therewith, and shall promulgate rules and regulations
6 governing the construction of shafts and slopes; and
7 shall promulgate by the first day of January, one
8 thousand nine hundred eighty-one, rules and regu-
9 lations governing the construction of surface facili-
10 ties.

11 The board of coal mine health and safety shall con-
12 tinuously update such rules and regulations governing
13 the construction of shafts, slopes and surface facilities,

14 which rules and regulations shall have as their paramount
15 concern, the health and safety of the persons involved in
16 such operations, and such rules and regulations shall
17 include, but not be limited to, the certification of all
18 supervisors, the certification and training of hoist opera-
19 tors and shaft workers, the certification of blasters, and
20 approval of plans. The provisions of such rules and regu-
21 lations may be enforced against operators and construc-
22 tion companies in accord with the provisions of article
23 one of this chapter. For purposes of this chapter, a
24 construction company shall be deemed an operator.

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

James L. Davis
Chairman Senate Committee

Clarence C. Christian
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage

Irvin C. Miller
Clerk of the Senate

W. A. Blankenship
Clerk of the House of Delegates

W. C. Brinkley
President of the Senate

Chas. M. Selig
Speaker House of Delegates

The within is approved this the 10
day of March, 1980.

John R. Ralston
Governor



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