

APPROVED AND SIGNED BY THE GOVERNOR

Date 4-24-81

Time _____

No: 122

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981

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ENROLLED

Committee Substitute
for SENATE BILL NO. 122

(By Mr. Herman)

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PASSED April 8, 1981

In Effect from Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 122
(MR. HARMAN, *original sponsor*)

[Passed April 8, 1981; in effect from passage.]

AN ACT to amend article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section fifty-five-a, relating to requiring all surface mine employees to wear safety helmets when working in areas of possible danger of head injury; providing an exemption while operating machinery with specified cab protection; and requiring safety helmets to meet certain specifications.

Be it enacted by the Legislature of West Virginia:

That article two, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended, by adding thereto a new section, designated section fifty-five-a, to read as follows:

ARTICLE 2. COAL MINES.

§22-2-55a. Safety helmets.

1 All surface mine employees shall be required to wear safety
2 helmets when working in areas where there is a possible
3 danger of head injury from impact, or from falling or flying
4 objects, or from electrical shock and burns: *Provided*, That
5 such employees shall not be required to wear such safety

6 helmet while operating machinery equipped with a falling
7 object protective structure which satisfies the impact and
8 penetration requirements established by the American
9 National Standards Institute, Safety Requirements for
10 Industrial Head Protection, Standard Z89.1, unless the
11 director of the department of mines finds that the dangers set
12 forth herein may be present: *Provided, however,* That such
13 employees shall be required to wear safety helmets while not
14 operating such equipment including periods of travel to and
15 from such equipment.

16 The safety helmets required hereunder shall meet the
17 specifications for such helmets as prescribed by the mine
18 health and safety administration.

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

R. P. Baylon
Chairman Senate Committee

Sony E. Whellow
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Judd C. Wick
Clerk of the Senate

W. Blankenship
Clerk of the House of Delegates

Walter R. Whaw
President of the Senate

Walter H. See, Jr.
Speaker House of Delegates

The within is approved this the 24
day of April, 1981.

John R. [Signature]
Governor

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SECY. OF STATE