

HOUSE BILL NO. HB0177

Mine inspector reporting requirements.

Sponsored by: Representative(s) Miller, Anderson, R.,
Cohee and Walsh

A BILL

for

1 AN ACT relating to mines and minerals; providing for annual
2 reporting by mine inspectors of corrective measures taken
3 to prevent reoccurrence of fatal accidents; providing for
4 annual reporting of man hours worked; providing for
5 reporting by mine site contractors; providing a definition;
6 providing for electronic notification of mine openings and
7 closings; repealing requirement of notice within thirty
8 days of mine openings and closings; repealing requirement
9 that county pay for investigations; and providing for an
10 effective date.

11

12 *Be It Enacted by the Legislature of the State of Wyoming:*

13

14 **Section 1.** W.S. 30-2-101(a) by creating a new
15 paragraph (xviii), 30-2-202(a)(ii)(B) and (D), 30-2-212(a),

1 30-2-401, 30-2-402, 30-2-403(a), (b) and (c)(intro) and
2 30-2-405(b) are amended to read:

3

4 **30-2-101. Definitions.**

5

6 (a) As used in this act:

7

8 (xviii) "Mine site contractor" means a person
9 who has entered into a contract with a mine owner or
10 operator to perform functions traditionally performed by
11 mine personnel.

12

13 **30-2-202. Duties of inspector; duties of deputy**
14 **inspectors.**

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16 (a) The inspector shall:

17

18 (ii) Collect state mining statistics and report
19 to the governor annually no later than March 31 for the
20 preceding calendar year. The report shall include the
21 statistics and may include recommendations concerning
22 further mining legislation. The statistics in the report
23 shall include for each mine:

24

1 (B) Corrective measures taken to prevent
2 the reoccurrence of fatal accidents;

3

4 (D) Number of ~~man-days~~ man hours worked.

5

6 **30-2-212. Accident investigation; fatal accidents;**
7 **procedure; coroner's inquest; notification of inquest.**

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9 (a) The inspector, or his deputy when authorized,
10 shall investigate all fatal accidents occurring in
11 connection with mining operations. In his investigation he
12 may compel the attendance of witnesses and administer oaths
13 as if he were a coroner. ~~The costs of an investigation~~
14 ~~shall be paid by the county in which the accident occurred~~
15 ~~in the same manner as costs of coroners inquests are paid~~
16 ~~by law.~~

17

18 **30-2-401. Safety rules; posting; responsibility for**
19 **observance.**

20

21 All owners, ~~and~~ operators and mine site contractors shall
22 post in a conspicuous place and make available to all
23 employees the rules and duties of safety governing their
24 employment. Employees are responsible for the observance of

1 all the rules and safety practices in all phases of their
2 work.

3

4 **30-2-402. Annual report to inspector; contents.**

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6 The owner, ~~or~~ operator or mine site contractor of any
7 mining operation shall report annually to the inspector
8 before January 31 of each year. The report shall contain
9 the names of the owners, ~~and~~ operators and mine site
10 contractors, the post office address, the name of the claim
11 to be operated, the number of persons employed, classified
12 as to occupation, the name of the county mining district,
13 and the tonnage produced during the previous calendar year,
14 upon forms furnished by the inspector.

15

16 **30-2-403. Record of accidents to be kept; inspection**
17 **of record; reports filed with inspector; report of serious**
18 **accidents.**

19

20 (a) The owner, ~~or~~ operator or mine site contractor
21 shall keep a record of all accidents occurring in
22 connection with mining operations. The record shall be open
23 to the inspector or his deputies at all times.

24

1 (b) In all compensable injuries, the owner, ~~or~~
2 operator or mine site contractor shall send to the
3 inspector a copy of the ~~employer's~~ report of injury form
4 filed in worker's compensation cases.

5
6 (c) A mine owner, ~~or operator~~ or mine site contractor
7 shall immediately notify the inspector's office in person
8 or by ~~electronic means~~ telephone of any of the following
9 occurrences:

10
11 **30-2-405. Notice as to commencement of operations.**

12
13 (b) The owner or operator of a ~~coal~~ mine shall notify
14 the inspector, in writing, telephone or facsimile, whenever
15 a new mine is opened, or whenever an existing mine is
16 either closed or reopened. The ~~written~~ notice shall be
17 given immediately before the happening of the event, and
18 shall specify the date upon which the event will occur.

19
20 **Section 2.** W.S. 30-2-405(a) is repealed.

21
22 **Section 3.** This act is effective July 1, 2005.

23
24 (END)