

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
**KEN HECHLER**  
**ADMINISTRATIVE LAW DIVISION**

Form #4

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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF RULE MODIFICATION OF A PROPOSED RULE**

AGENCY: OFFICE OF MINERS' HEALTH, SAFETY AND TRAINING TITLE NUMBER: 56

CITE AUTHORITY W. Va. Code § 22A-7-8

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 11

TITLE OF RULE BEING PROPOSED: RULE GOVERNING FIRST-AID TRAINING  
OF SHAFT AND SLOPE EMPLOYEES

THE ABOVE PROPOSED LEGISLATIVE RULE, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.

Stephen F. Webber 11/1/93

2.1/10

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56 CSR 11

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TITLE 56  
LEGISLATIVE RULE  
OFFICE OF MINERS' HEALTH, SAFETY AND TRAINING

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

SERIES 11  
RULE GOVERNING FIRST-AID TRAINING  
OF SHAFT AND SLOPE EMPLOYEES

§56-11-1. General.

1.1. Scope.--This rule governs first-aid training for shaft and slope employees.

1.2. Authority.--W. Va. Code 22A-7-8.

1.3. Filing Date.--

1.4. Effective Date.--

1.5. Applicability.--This rule applies to all mine shaft and slope construction and operation sites.

within six (6) months of the date of hire with the opportunity for first-aid training as prescribed by the Director of the Office of Miners' Health, Safety and Training, unless the employee has previously received such training. Each employee is required to take a refresher first-aid training of not less than five (5) hours within each twenty-four (24) months of employment. The employee shall be paid regular wages, and overtime pay if applicable, for all periods of first-aid training.

§56-11-2. Effect of Law and Rule.

2.1. This rule has the effect of law and violations are a violation of law and so cited with the same effect as law.

§56-11-3. First-Aid Training of Shaft and/or Slope Employees.

3.1. Each employer at a shaft and slope site shall provide every new employee



WEST VIRGINIA LEGISLATURE  
 LEGISLATIVE RULE-MAKING REVIEW COMMITTEE  
 Room M-152, State Capitol  
 Charleston, West Virginia 25305  
 (304) 340-3286

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OFFICE OF WEST VIRGINIA  
 SECRETARY OF STATE

Senator Joe Manchin III, Co-Chair  
 Delegate Brian A. Gallagher, Co-Chair

Debra A. Graham, Counsel  
 Marie Nickerson, Admr. Assistant

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

September 28, 1993

TO: Ken Hechler, Secretary of State, State Register

TO: Mr. Stephen F. Webber, Director  
 Office of Miners' Health, Safety & Training  
 1615 Washington Street, East  
 Charleston, WV 25311-2126

FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: First-Aid Training of Shaft and/or Slope Employees

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
  - (a) as originally filed \_\_\_\_\_
  - (b) as modified by the agency  X
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. \_\_\_\_\_
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. \_\_\_\_\_
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. \_\_\_\_\_
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. \_\_\_\_\_

Pursuant to Code 29A-3-11(c), this notice has been filed in the State Register and with the agency proposing the rule.