

**WEST VIRGINIA
SECRETARY OF STATE
JOE MANCHIN, III
ADMINISTRATIVE LAW DIVISION**

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2004 MAY -3 P 2:42

OFFICE WEST VIRGINIA
SECRETARY OF STATE

Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: WV OFFICE OF MINER'S HEALTH SAFETY&TRAINING TITLE NUMBER: 56

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 RULE BEING PROPOSED: 10

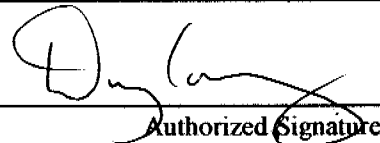
TITLE OF RULE BEING PROPOSED: RULE GOVERNING REPORTING REQUIRMENTS
FOR INDEPENDENT CONTRACTORS

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB350

SECTION 64-10-5, PASSED ON MARCH 13, 2004

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: MAY 3, 2004


Authorized Signature

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

FILED

SERIES 10
RULE GOVERNING REPORTING REQUIREMENTS
FOR INDEPENDENT CONTRACTORS

2008 MAY -3 P 2:42

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

56-10-1. General.

1.1. Scope. -- This rule governs reporting requirements for independent contractors registered with the WV Office of Miners' Health, Safety and Training.

1.2. Authority. -- W. Va. Code 22A-1-6

1.3. Filing Date. --

1.4. Effective Date. --

1.5. Applicability. -- This rule applies to each independent contractor registered with the WV Office of Miners' Health, Safety and Training as required by West Virginia Code 22A-2-63(e).

56-10-2. Reporting Requirements.

2.1. On or before the end of each calendar month, each independent contractor registered with the west Virginia Office of Miner's Health, Safety and Training as required by west Virginia Code 22A-2-63(e), shall file with the Director a report covering the preceding calendar month on forms approved by the Director. Such report shall contain the following information for each mine(s) where independent contractors performed work or provided services:

- (1) The total number of employees performing services at a mining operation.
- (2) The employee hours worked at a mining operation.
- (3) The total reported accidents and occupational injuries that occurred to employees while performing services at a mining operation pursuant to series 19.
- (4) The mines(s) identification number where employee hours were worked and/or where the accident or occupation injury occurred.