

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #5

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SECRETARY OF STATE

**NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

AGENCY: Board of Coal Mine Health And Safety TITLE NUMBER: 36

CITE AUTHORITY: Chapter 22, Article 6, Section 4

RULE TYPE: PROCEDURAL _____ INTERPRETIVE _____

EXEMPT LEGISLATIVE RULE x

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

Chapter 22, Article 6, Section 4(a)

AMENDMENT TO AN EXISTING RULE: YES _____, NO x

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING ADOPTED: Series 25 (formerly S. 40)

TITLE OF RULE BEING ADOPTED: Rules and Regulations Governing Roof

Control Practices

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE
EFFECTIVE DATE OF THIS RULE IS August 10, 1987

Mark A. Scott

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 25

TITLE: RULES AND REGULATIONS GOVERNING ROOF CONTROL
PRACTICES

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 25
(formerly S. 40)

TITLE: Rules and Regulations Governing Roof Control Practices

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WEST VIRGINIA ADMINISTRATIVE REGULATIONS
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 25
(formerly S. 40)

TITLE: Rules and Regulations Governing Roof Control Practices

Section 36.25.1 General

1.1 Scope - This administrative rule establishes requirements for control of mine roof conditions, and for operation of roof bolting machines.

1.2 Authority - These rules and regulations are promulgated under the authority of West Virginia Code Chapter 22, Article 6, Section 4.

1.3 Filing Date - August 10, 1987

1.4 Effective Date - August 10, 1987

Section 36.25.2 Definitions

2.1 All terms used in these rules and regulations, not defined herein, shall have the meanings set forth in Chapter 22A, Article 1A, Section 2 of the West Virginia Code.

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Section 36.25.3 Removal of Roof Hazards

3.1 Prior to or during bolting operations in working places, the person responsible for performing such work shall immediately notify a supervisor if abnormal or hazardous conditions are encountered. No further work shall be performed until a supervisor examines the area where he has been informed that abnormal or hazardous conditions exist and directs the correction of such condition.

Section 36.25.4 Working Around Roof Bolting Machines

4.1 On all roof bolting machines except continuous mining machines with integral roof bolters, during the time that the ATRS system is being engaged against or retracted from the mine roof, all persons except those specified below shall be outby the last row of permanent roof supports. This requirement shall not apply to the equipment operator, provided that adequate protection is provided for the equipment operator while setting the ATRS.

Section 36.25.5 Roof Bolting Machines - Requirements

5.1 After January 1, 1985, roof bolting machines used in seams 48 inches or higher shall be equipped with a mechanical means of holding the drill steel during drilling operations, which minimizes the need for the equipment operator to handle the drill steel. The Director of the Department of Energy may require such devices on roof bolting machines used in seams under 48 inches where the technology for such equipment to operate under these conditions is available.

Section 36.25.6 Notification When Pillaring is to Begin

6.1 In mines where pillar extraction (second mining) has not been previously performed, the following requirements shall be met before pillaring is begun:

- (a) The operator shall review the provisions of the approved roof control plan concerning pillar extraction with all persons to be performing such work, immediately prior to the start of such work.
- (b) The operator shall notify the district inspector in whose district the mine is located five (5) working days prior to the date pillaring is to begin. When deemed necessary the district inspector may require that he be present during the review of the approved roof control plan, provided that he can be present before pillaring is to begin.

Section 36.25.7 Underground Auger Mines - Special Requirements

7.1 Required support systems for mine openings exceeding twenty (20) feet. In underground auger mines, the mine openings may exceed twenty (20) feet in width, provided that:

- (1) the mine openings do not exceed twenty-six (26) feet; and
- (2) a combination full roof bolting plan/conventional roof control plan shall be developed and the roof maintained in strict compliance with Section 8 of Title 38, Series 20 - Administrative Rules and Regulations of the Commissioner Governing Roof Control. Said Series 20 regulations are hereby approved and incorporated by reference.