

Title 36  
Legislative Rules  
Board of Coal Mine Health & Safety  
~~WEST VIRGINIA ADMINISTRATIVE REGULATIONS~~

~~DEPARTMENT OF MINES~~

~~CHAPTER 22-4~~

SERIES ~~43~~ 28

SUBJECT: RULES AND REGULATIONS GOVERNING COAL AND ROCK OUTBURSTS

Section 1. General 1.1 Scope - same

1.01 Authority - These rules and regulations are issued under authority of Chapter ~~22~~<sup>22A</sup>, Article ~~2A~~<sup>1A</sup>, Section ~~4~~<sup>1</sup> of the West Virginia Code.

1.02 Effective Date - These rules and regulations were promulgated on the 25th day of May, 1984, and become effective on the 1st day of July, 1984. Filing Date

1.03 Effect of Regulations - These rules and regulations shall have the effect of law, and violations shall be deemed a violation of law and so cited with the same effect as law. All provisions of Chapter ~~22~~<sup>22A</sup>, Article ~~1~~<sup>1A</sup>, of the West Virginia Code relative to enforcement are applicable to the enforcement of these rules and regulations.

Section 2. Definitions

2.01 Outburst - The term "outburst" shall mean the sudden expulsion of coal and/or rock from one or more pillars or faces, accompanied by a violent release of energy.

2.02 All other terms used in these rules and regulations, not defined herein, shall have the meanings set forth in Chapter ~~22~~<sup>22A</sup>, Article ~~1~~<sup>1A</sup>, Section ~~1~~<sup>1</sup> of the West Virginia Code.

Section 3. Notification of Outbursts

3.01 Whenever an outburst of coal and/or rock occurs in any coal mine, the operator shall immediately report the occurrence of the outburst to the

Director of the Department of Mines or the district inspector of the district of the district in which the outburst occurs.

3.02 . An authorized representative of the Department of Mines shall go to the scene of the outburst, and shall have the authority to make such requirements relative to the outburst as may be deemed necessary for the safety of persons in the mine.

Section 4. Plan for Controlling Outbursts

4.01 Whenever the Director of the Department of Mines or his authorized representative determines that conditions in a mine are conducive to the occurrence of outbursts, the Director or his authorized representative shall require that the operator develop a plan for pillar recovery which is designed to minimize the possibility of outbursts. Such plan shall be submitted for approval and included in the roof control plan.