

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #5

FILED
1988 APR 11 PM 3: 26
OFFICE OF WEST VIRGINIA
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: WV Code 22-6-4

RULE TYPE: PROCEDURAL _____ INTERPRETIVE _____

EXEMPT LEGISLATIVE RULE x

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

Chapter 22, Article 6, Section 4

AMENDMENT TO AN EXISTING RULE: YES x, NO _____

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 33

TITLE OF RULE BEING AMENDED: Rules and Regulations Governing
Underground Mine Car Loading Points

IF NO, SERIES NUMBER OF NEW RULE BEING ADOPTED: _____

TITLE OF RULE BEING ADOPTED: _____

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE
EFFECTIVE DATE OF THIS RULE IS April 11, 1988

Wanda A. Scott

FILED

1988 APR 11 PM 3:26

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA ADMINISTRATIVE RULE
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 33

TITLE: RULES AND REGULATIONS GOVERNING UNDERGROUND MINE CAR
LOADING POINTS

WEST VIRGINIA ADMINISTRATIVE RULE
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 33

TITLE: Rules and Regulations Governing Underground Mine Car Loading
Points

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WEST VIRGINIA ADMINISTRATIVE RULE
BOARD OF COAL MINE HEALTH AND SAFETY
TITLE 36 SERIES 33

TITLE: Rules and Regulations Governing Underground Mine Car Loading Points

Section 36.33.1 General

1.1 Scope - This administrative rule establishes safety requirements for mine car loading points in underground coal mines.

1.2 Authority - West Virginia Code 22-6-4

1.3 Effective Date - June 1, 1985

Section 36.33.2 Definitions

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

Section 36.33.3 Underground Mine Car Loading Points

3.1 Six months after the effective date of this regulation, skids shall not be placed on mine rails adjacent to the wheels of moving mine cars, unless remote means can be used to place the skids without getting underneath or between the cars.

3.2 There shall be no unnecessary visual obstructions in the immediate working area of the underground mine car loading point operator.

3.3 These requirements shall be conspicuously posted at the underground mine car loading point, along with any other operation instructions for that facility.

Section 36.33.4 Designated Areas of Safety

4.1 When in the vicinity of a switch, all persons shall get into an area of safety, either in a shelter hole or a crosscut, when trips are approaching.

KEN HECHLER
Secretary of State

MARY P. RATLIFF
Deputy Secretary of State

BARBARA STARCHER
Deputy Secretary of State

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VIRGINIA SKEEN
Special Assistant

(Plus all the volunteer
help we can get)

MAY 23 1988

STATE OF WEST VIRGINIA
SECRETARY OF STATE

Charleston 25305

TO: Mark Swaff - Energy

FROM: RICH O. HARTMAN, DIR. ADMIN. LAW DIV.

DATE: May 20, 1988

THE ATTACHED RULE(S) RECENTLY FILED BY YOUR AGENCY HAVE BEEN ENTERED INTO THE COMPUTER. PLEASE REVIEW AND PROOF AND RETURN WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS PLEASE SIGN THIS MEMO AND RETURN TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF YOUR RULE(S) FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

Title 36, Series 33

THE ATTACHED RULE(S) HAVE BEEN REVIEWED AND ARE CORRECT.

SIGNED: Richard S. Stephenson

TITLE OF PERSON SIGNING: Secy - Sec. I

DATE: June 1, 1988

THE ATTACHED RULE(S) HAVE BEEN REVIEWED AND NEEDS CORRECTED. THESE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____

TITLE OF PERSON SIGNING: _____

DATE: _____