

SENATE BILL NO. 430

2/15 Introduced
2/16 Referred to Labor & Employment Relations
2/16 Fiscal Note Requested
2/20 Fiscal Note Received
2/21 Hearing
2/23 Adverse Committee Report
2/23 Statement of Intent Attached
2/23 Bill Killed

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Senate BILL NO. 430
File

INTRODUCED BY _____

A BILL FOR AN ACT ENTITLED: "AN ACT TO MANDATE THE CREATION OF AN ADVISORY COUNCIL TO MAKE RECOMMENDATIONS FOR ADOPTION OF SAFETY RULES FOR THE COAL MINING INDUSTRY; TO REQUIRE THE DIVISION OF WORKERS' COMPENSATION TO ADOPT CERTAIN RULES REGARDING COAL MINE SAFETY AND TO PURSUE FEDERAL FUNDING; AMENDING SECTION 50-73-103, MCA."

WHEREAS, employees in the coal mining industry in Montana, both underground and open pit, are daily exposed to potential hazards such as:

- (1) explosions from methane gas, especially in enclosures such as silos and other storage facilities;
- (2) explosions from coal dust;
- (3) highwall cave-ins;
- (4) danger from heavy equipment slipping on ice;
- (5) electrocution from electrical lines, including lines carrying as much as 7,200 volts, lying around the mine;
- (6) injury from the handling and blasting of explosives; and
- (7) danger from the explosion of large tires used on ore hauling equipment, which is capable of inflicting fatal

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injuries from 200 yards.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Short title. [This act] may be cited as the "Montana Coal Mine Safety Act of 1985".

Section 2. Section 50-73-103, MCA, is amended to read:
"50-73-103. Division authorized to adopt rules. (1) The division may adopt rules to carry out the provisions of this chapter and safety standards for all coal mines in this state.

(2) The commissioner of labor and industry shall appoint an advisory council, pursuant to 2-15-122, composed of equal numbers of employers and employees within the coal industry to make recommendations for adoption, amendment, or revision of safety standards for all coal mines in the state.

(3) The division shall adopt rules requiring certification of shot firers involved in coal mining and requiring mine foremen to have a basic knowledge of blasting material.

NEW SECTION. Section 3. Duty of division to secure funding in addition to state funds. The division shall vigorously pursue funding sources beyond money available through state funding sources, such as grants from the federal mine safety and health administration, in order to



LC 1314/01

1 better discharge its duties of enforcement of occupational
2 and industrial safety laws.

3 NEW SECTION. Section 4. Codification instruction.
4 Section 3 is intended to be codified as an integral part of
5 Title 50, chapter 73, part 1, and the provisions of Title
6 50, chapter 73, apply to section 3.

-End-

STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN461-85

Form BD-15

In compliance with a written request received _____, 19 _____, there is hereby submitted a Fiscal Note for S. B. 430 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

Description of Proposed Legislation

"An Act to mandate the creation of an advisory council to make recommendations for adoption of safety rules for the coal mining industry; to require the Division of Workers' Compensation to adopt certain rules regarding coal mine safety and to pursue federal funding."

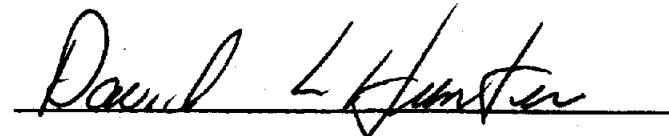
Assumptions

1. Council will consist of six members, three representing organized coal industry employees, and three representing coal industry employers.
2. Council members will each travel 800 miles per meeting.
3. The council will meet four times a year.
4. Each meeting, including travel time, will last three days.
5. Council members will be paid a \$25/day honorarium.

Fiscal Impact - Workers' Compensation State Special Revenue Fund

Honorarium - \$25/day x 4 meetings x 3 days x 6 members	\$1,800
Lodging - \$24/day x 4 meetings x 2 nights x 6 members	1,152
Meals - \$14.50 day x 4 meetings x 3 days x 6 members	1,044
Mileage - 800 miles x 20.5¢/mile x 4 meetings x 6 members	3,936
	<u>\$7,932</u>

No General Fund Impact



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: Feb 20, 1985
SB 430