

SENATE BILL NO. 47

INTRODUCED BY J. KEANE

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO MINE SAFETY; PROVIDING FOR MINE SAFETY TRAINING AND ALLOWING FOR RECOVERY OF REASONABLE EXPENSES; PROVIDING FOR MINE SAFETY AND HEALTH CONSULTATION SERVICES AND ALLOWING FOR RECOVERY OF REASONABLE EXPENSES; AMENDING SECTION 50-73-406, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

**NEW SECTION. Section 1. Mine safety training -- recovery of expenses.** (1) The department may conduct mine safety training for mine operators, miners, and other persons working in and around mines.

(2) When providing mine safety training, the department shall schedule the training in a cost-effective manner, while taking into account the needs of training participants and the mining industry.

(3) The department shall provide mine safety training without charge for instruction, but the department may recover reasonable expenses incurred in producing materials distributed to participants.

**NEW SECTION. Section 2. Safety and industrial health consultation services authorized -- recovery of expenses.** (1) The department may provide onsite safety and industrial health consultation services to mine operators that request onsite safety and industrial health consultation services.

(2) The department may not charge for the consultation provided by this section, but it may recover from the mine operator the cost of test kits, sampling media, associated laboratory fees, and other reasonable expenses incurred during the consultation.

**Section 3.** Section 50-73-406, MCA, is amended to read:

**"50-73-406. Minimum inspection intervals.** The department shall carefully examine all the coal mines in operation in this state at least ~~quarterly~~ semiannually and more often if necessary to see that every precaution is taken to ensure the safety of all workers that may be working in the coal mine."

1            **NEW SECTION. Section 4. Codification instruction.** (1) [Sections 1 and 2] are intended to be codified  
2 as an integral part of Title 50, chapter 72, part 1, and the provisions of Title 50, chapter 72, part 1, apply to  
3 [sections 1 and 2].

4            (2) [Sections 1 and 2] are intended to be codified as an integral part of Title 50, chapter 73, part 1, and  
5 the provisions of Title 50, chapter 73, part 1, apply to [sections 1 and 2].

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7            **NEW SECTION. Section 5. Effective date.** [This act] is effective July 1, 2013.

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