

**805 KAR 7:050. Training of underground and surface miners for new work assignments.**

RELATES TO: KRS 351.103, 351.106

STATUTORY AUTHORITY: KRS 351.102(3), 351.106(1), (12)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 351.102(3) and 351.106(1) require the Department for Natural Resources to establish a miner training program that includes training of miners who receive new work assignments. KRS 351.106(12) authorizes the Secretary of the Energy and Environment Cabinet to promulgate administrative regulations necessary to implement KRS Chapter 351. This administrative regulation establishes a program of training for underground and surface miners who receive new work assignments.

Section 1. Task Training. (1) A miner who receives a new work assignment shall not perform the work duties until he has completed a training program as provided in subsection (2) of this section if his new work assignment requires direct operation of:

- (a) Mechanical machinery;
- (b) Electrical machinery; or
- (c) Equipment in connection with:
  - 1. Mobile equipment operations;
  - 2. Blasting and drilling operations;
  - 3. Haulage and conveyor system operations; or
  - 4. Roof control.

(2) The training program for miners who receive new work assignments shall include:

- (a) Health and safety aspects and safe operating procedures for work tasks, equipment, and machinery;
- (b) Supervised practice during nonproduction;
- (c) Supervised operation during production;
- (d) New or modified machines and equipment; and
- (e) Mining and mine safety related issues.

Section 2. (1) If a miner becomes qualified under Section 1 of this administrative regulation to perform a work assignment, he shall continue to be qualified thereafter if the miner demonstrates safe operating procedures in performance of the work assignment.

(2) Each licensee shall maintain current documentation on the mine premises that the miner has demonstrated proficiency in work assignments pursuant to Section 1(1) of this administrative regulation.

Section 3. The provisions of this administrative regulation shall not be construed to alter or deprive a person of a right or duty accruing to that person by virtue of a labor-management contract. (3 Ky.R. 798; 4 Ky.R. 148; eff. 10-5-1977; 5 Ky.R. 682; eff. 4-4-1979; 11 Ky.R. 1900; 12 Ky.R. 211; eff. 8-13-1985; 26 Ky.R. 212; 755; eff. 10-13-1999; 44 Ky.R. 689, 1524; eff. 2-2-2018; Crt eff. 6-27-2018.)