

Penalty.

conviction thereof, shall be sentenced to pay a fine not exceeding two hundred dollars or imprisonment for not exceeding three months, or both.

When effective.

Section 4. This act shall become effective immediately upon final enactment.

APPROVED—The 25th day of June, A. D. 1937.

GEORGE H. EARLE

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No. 431

AN ACT

Providing for the examination and certification of, and regulating the employment of shot-firers and mining machine runners employed in gaseous bituminous coal mines; imposing duties upon the Secretary of Mines; and providing penalties.

Secretary of Mines.

Certificates.

Section 1. Be it enacted, &c., That, commencing one year after the effective date of this act, it shall be unlawful to employ as shot-firers or mining machine runners, in any gaseous bituminous coal mine, any person who has not given evidence to the Secretary of Mines as to his fitness and competency to handle and use an approved safety lamp, and his ability to determine the presence or absence of explosive gas. The manner of determining such fitness and competency shall be prescribed by the Secretary of Mines, and he shall issue a certificate to those found competent, the form of which shall also be prescribed by the Secretary of Mines, and the cost of such examination and certification shall be borne by the candidates: Provided, That persons possessing bituminous mine officials certificates shall be eligible to act as shot-firers or mining machine runners without complying with the other provisions of this act: Provided, however, That in an emergency the mine foreman may deputize, temporarily, a competent person or persons to act as shot-firers or machine runners, but this authority shall not be exercised by the mine foreman so long as certified shot-firers or certified machine runners are available in the mine.

Penalty.

Section 2. Any person who violates the provisions of this act, and any person who is responsible for any such violation, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding two hundred dollars or imprisonment for not exceeding three months, or both.

When effective.

Section 3. This act shall become effective immediately upon final enactment.

APPROVED—The 25th day of June, A. D. 1937.

GEORGE H. EARLE