

February 1, 1961.  
Passed on File.

**House File 240**  
By MINES AND MINING.

Passed House, Date.....2-8-61..... Passed Senate, Date.....4-13-61.  
Vote: Ayes.....96..... Nays.....2..... Vote: Ayes.....47..... Nays.....0.....

Approved.....4-14-61.....  
*House concurred*  
4-17-61  
*aye 99 Nays 2*

# A BILL FOR

An Act to amend chapter eighty-two (82), Code 1958, relating to mines and mining.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section eighty-two point one (82.1), Code 1958,  
 2 is hereby repealed and the following enacted in lieu thereof:  
 3 "There is hereby established a department of mines and minerals  
 4 which shall consist of the state mine inspector and a state  
 5 mining board as hereinafter created:  
 6 1. To supervise and enforce the mining laws of the state;  
 7 2. To acquire and diffuse information concerning the nature,  
 8 causes and prevention of mine accidents;  
 9 3. To make inquiries into the economic conditions affecting  
 10 the mining, utilization and marketing of the minerals of the  
 11 state;  
 12 4. To make available to all interested parties information  
 13 relative to the production of coal and other minerals within the  
 14 state."

1 Sec. 2. Section eighty-two point two (82.2), Code 1958, is  
 2 hereby repealed and the following enacted in lieu thereof:  
 3 "The executive council shall, on or before the thirtieth  
 4 day of June of each even-numbered year, appoint a board of five  
 5 members to be known as the state mining board, who shall hold  
 6 office for a term of two years, and until their successors have

HOUSE FILE 240

1 A new House File 240 as follows:  
2 Strike the words "executive council" in lines 3, 8, and  
3 10 of section 2, and insert in lieu thereof the word "governor"

By GILMOUR  
4-13-61

Filed  
April 11, 1961.

7 been appointed and have qualified. Any member of the board may  
8 be removed from office by the executive council for inefficiency,  
9 neglect of duty, or malfeasance in office, and his successor  
10 shall thereupon be appointed by the executive council for the  
11 unexpired term. The state mine inspector shall be an ex-officio  
12 member of the mining board and shall serve as its secretary  
13 without additional compensation, but he shall not have the right  
14 to vote with respect to any matter before the board.

15 Two members of the mining board shall be persons who, by reason  
16 of previous training and experience, may reasonably be considered  
17 to represent the viewpoint of mine workmen, and two members shall  
18 be persons who, by reason of previous training and experience, may  
19 reasonably be considered to represent the viewpoint of mine  
20 operators. One member of the board, who shall be chairman of the  
21 board, and serve as a representative of the public, shall not,  
22 within one year of his appointment as a member of the board, have  
23 had a pecuniary interest in, or engaged in, the mining of coal or  
24 other minerals, or have been an officer or representative of  
25 either mine workers or operators. Each member of the board shall,  
26 in addition to necessary traveling and hotel expenses, receive  
27 twenty (20) dollars per day while actually engaged in the per-  
28 formance of work of the board. No member of the board shall  
29 receive more than four hundred (400) dollars in per diem compensa-  
30 tion in any one year.

31 The mining board shall meet, in addition to meetings for  
32 examinations as provided in this chapter, at such times and  
33 places as shall be designated by the chairman, to administer  
34 any statute which by its terms or meaning is to be administered  
35 by said board."

1 Sec. 3. Section eighty-two point twenty-seven (82.27), Code  
 2 1958, is hereby amended by adding the following thereto:

3 "The word 'mine' as used in this chapter shall be deemed to  
 4 include underground and open-cut coal mines, underground and  
 5 open-cut gypsum mines and underground quarries."

1 Sec. 4. Section eighty-two point one hundred fourteen  
 2 (82.114), Code 1958, is hereby amended by striking from line  
 3 seven (7) the words "of coal".

EXPLANATION OF HOUSE FILE 240

Section one of the bill makes a start in setting up a mines and minerals department with authority to secure and make available information relative to minerals in Iowa that will assist the minerals industries in the state. The safety inspection of mines will be carried on the same as at the present time.

Section two of the bill adds to the duties of the present examining board by making it their duty to assist in carrying out the provisions of section one of the bill.

Section three defines more clearly those mines now being inspected regularly by the mine inspector.

Section four changes this section so it will conform to present practice. Reports have been received from gypsum mines and rock quarries for some time as well as reports from coal mines.

HOUSE FILE 240

- 1 Amend House File 240 as follows:
- 2 1. Amend section three (3), line five (5) by
- 3 striking the words "and underground quarries." after
- 4 the word mines.

Filed and adopted  
 February 8, 1961.

SCHERLE of Mills.

HOUSE FILE 240

- 1 Amend House File 240 by adding the following new sections:
- 2 "Sec. 5. Section eighty-two point eighteen (82.18),
- 3 Code 1958, is hereby amended by adding in line two (2) after
- 4 the word 'the' the words 'any underground'
- 5 "Further amend section eighty-two point eighteen (82.18),
- 6 Code 1958, by adding in line two (2) after the word 'which'
- 7 the word 'said'."

Filed  
 April 6, 1961.

*adopted*  
*amended*  
*4/11*  
*Price*  
 By Price

HOUSE FILE 240

- 1 Amend the Price amendment to House File 240, filed
- 2 April 6, 1961, and found on page 757 of the Senate Journal,
- 3 by striking all of lines 3 and 4 and inserting in lieu
- 4 thereof the following:
- 5 "Code 1958, is hereby amended by striking from
- 6 line two (2) the word 'the' and inserting in lieu
- 7 thereof the words 'any underground'."

Filed and adopted  
 April 11, 1961.

By Price

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