

40-2-402 Certification requirements.

- (1) The commission shall collect a fee for:
 - (a) the taking of a certification test; or
 - (b) the retaking of one or more sections of a certification test.
- (2)
 - (a) The commission shall establish fees by following Section 63J-1-504.
 - (b) Notwithstanding Section 63J-1-504, the commission:
 - (i) shall retain the fees as dedicated credits; and
 - (ii) may only use the fees to administer the certification test.
- (3) An applicant who fails any section of the certification test may retake that section of the test.
- (4)
 - (a) An applicant who wishes to obtain a mine foreman certificate shall have at least four years varied underground coal mining experience, of which:
 - (i) two years' experience may be credited to a mining engineering graduate of an accredited four-year college; or
 - (ii) one year's experience may be credited to a graduate of a two-year course in mining technology.
 - (b)
 - (i) An applicant who wishes to obtain a surface foreman certificate shall have at least three years of varied surface experience.
 - (ii) The commission may grant a surface foreman certificate applicant credit for surface experience in any other industry that has substantially equivalent surface facilities.
 - (c) An applicant who wishes to obtain a fire boss certificate shall have at least two years of underground coal mining experience, of which:
 - (i) one year's experience may be credited to a mining engineering graduate of an accredited four-year college; or
 - (ii) six months' experience may be credited to a graduate of a two-year course in mining technology.
 - (d) An applicant who wishes to obtain an underground mine electrician certificate shall have at least one year of varied electrical experience as specified in 30 C.F.R. Sec. 75.153.
 - (e) An applicant who wishes to obtain a surface mine electrician certificate shall have at least one year of varied surface electrical experience as specified in 30 C.F.R. Sec. 77.103.
- (5) A certificate granted under Section 40-2-401 and this section shall expire if the certificate holder ceases to work in the mining industry or a mine related industry for more than five consecutive years.

Amended by Chapter 183, 2009 General Session