



Rep. Gregg Johnson

**Filed: 4/16/2024**

10300HB4954ham001

LRB103 37388 RTM 72417 a

1 AMENDMENT TO HOUSE BILL 4954

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4954 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Coal Mining Act is amended by changing  
5 Sections 11.01, 11.02, 11.03, 11.04, 11.05, 11.06, and 11.07  
6 and by adding Sections 1.26, 1.27, 1.28, 1.29, 1.30, and 1.31  
7 as follows:

8 (225 ILCS 705/1.26 new)

9 Sec. 1.26. "State mine rescue station" means a facility  
10 maintained by the Department for the sole purpose of  
11 responding to and preparing for emergencies in the coal mines  
12 of Illinois.

13 (225 ILCS 705/1.27 new)

14 Sec. 1.27. "Mine rescue team" means a group of miners  
15 trained to serve as emergency responders during a mine

1 emergency.

2 (225 ILCS 705/1.28 new)

3 Sec. 1.28. "Mine complex rescue team" means a mine rescue  
4 team comprised of individuals from 2 or more operating mines,  
5 owned by the same operator, that are within a 5-mile radius of  
6 each other when measured portal to portal.

7 (225 ILCS 705/1.29 new)

8 Sec. 1.29. "State mine rescue team" means a mine rescue  
9 team or mine complex rescue team assigned to a State mine  
10 rescue station.

11 (225 ILCS 705/1.30 new)

12 Sec. 1.30. "Mine rescue services" means services or work  
13 to search for, rescue, or transport a person or persons  
14 endangered, trapped, injured, or killed in a mine disaster or  
15 emergency situation. "Mine rescue services" includes any  
16 firefighting or rehabilitation work in the mine needed to  
17 accomplish the goals of the mine rescue services. Any  
18 additional services requiring mine rescue team members shall  
19 be through an agreement between operators.

20 (225 ILCS 705/1.31 new)

21 Sec. 1.31. "Mine rescue station superintendent" means the  
22 person or persons charged with the responsibility of

1 supervising State mine rescue station operations.

2 (225 ILCS 705/11.01) (from Ch. 96 1/2, par. 1101)

3 Sec. 11.01. State mine ~~Mine~~ rescue stations. For the  
4 purpose of providing prompt and efficient means ~~of fighting~~  
5 ~~fires and~~ of saving lives ~~and property~~ jeopardized by fires,  
6 explosions or other accidents in coal mines in Illinois, there  
7 shall be constructed, equipped, and maintained at public  
8 expense 4 State mine rescue stations, certified by the Mine  
9 Safety and Health Administration of the U.S. Department of  
10 Labor, to serve the coal fields of the State. Notwithstanding  
11 any other law of this State, the primary responsibility for  
12 the control and maintenance of the State mine rescue stations  
13 shall be vested with the Department. Each station shall be  
14 equipped with a mobile mine rescue unit. The Department may  
15 establish, equip and maintain 3 ~~three~~ additional substations  
16 for preservation of health and safety if the conditions  
17 warrant. ~~Temporary certification may be issued by the Mining~~  
18 ~~Board for a maximum of 6 months after the effective date of~~  
19 ~~this amendatory Act of the 94th General Assembly.~~

20 (Source: P.A. 94-1041, eff. 7-24-06.)

21 (225 ILCS 705/11.02) (from Ch. 96 1/2, par. 1102)

22 Sec. 11.02. The Department shall provide or purchase or  
23 accept as a gift, suitably located sites for the State mine  
24 rescue stations, temporary and permanent quarters and suitable

1 equipment and materials for the work. ~~The Department shall~~  
2 ~~further arrange for cooperation in the work with mine owners,~~  
3 ~~miners and State and federal organizations so as to render the~~  
4 ~~service of the utmost efficiency.~~

5 (Source: Laws 1953, p. 701.)

6 (225 ILCS 705/11.03) (from Ch. 96 1/2, par. 1103)

7 Sec. 11.03. State mine ~~Mine~~ rescue station operation. The  
8 Department shall employ a State mine rescue station  
9 superintendent for each station. The Department is authorized  
10 to employ ~~pay for~~ such assistants as may be needed in giving  
11 instruction in first aid to the injured and such other  
12 assistants as may be needed from time to time to properly carry  
13 on the operations ~~work~~ of the State mine rescue stations. Not  
14 more than 2 assistants shall be employed for each mobile mine  
15 rescue unit.

16 (Source: P.A. 88-472.)

17 (225 ILCS 705/11.04) (from Ch. 96 1/2, par. 1104)

18 Sec. 11.04. The Department shall supervise the operations  
19 of ~~work at~~ each of the State mine rescue stations, shall  
20 purchase necessary supplies, and shall keep a complete record  
21 of all operations and expenditures and an invoice of all  
22 supplies on hand. The Department shall provide that at each  
23 State mine rescue station some representative shall be on duty  
24 or within call at all hours of day and night for each day of

1 the year.

2 (Source: Laws 1953, p. 701.)

3 (225 ILCS 705/11.05) (from Ch. 96 1/2, par. 1105)

4 Sec. 11.05. Whenever the mine rescue station  
5 superintendent of any State mine rescue station shall be  
6 notified by any responsible person that an explosion or  
7 accident requiring mine rescue ~~his~~ services has occurred at  
8 any mine in the State, he shall proceed immediately with  
9 suitable equipment and on arrival at the said mine shall  
10 superintend the work of the State mine rescue teams ~~corps~~ in  
11 saving lives. The mine rescue station superintendent ~~life and~~  
12 ~~property;~~ and he shall cooperate ~~co-operate~~ with the State  
13 Mine Inspector, ~~and the~~ management of the mine, and State and  
14 federal organizations ~~in rescue work~~ to such extent as is  
15 necessary~~7~~ for the protection of human life in the mine~~7~~  
16 during such time as members of the State mine rescue teams  
17 ~~corps~~ are underground and while there is a reasonable  
18 expectation that persons ~~men~~ in the mine may be alive.  
19 Recovery operations that are intended solely for the purpose  
20 of securing property are not covered by this Section.  
21 Additional mine rescue services for the purpose of securing  
22 property are the responsibility of the operator of the  
23 property.

24 (Source: Laws 1953, p. 701.)

1 (225 ILCS 705/11.07)

2 Sec. 11.07. Mine rescue ~~Rescue~~ teams.

3 (a) Each coal producing mine must maintain a fully  
4 equipped mine rescue team or mine complex rescue team with a  
5 responsible person in charge of training and recordkeeping and  
6 at least one member trained in the maintenance of the  
7 breathing apparatuses. New coal operations are exempt from the  
8 requirements of this subsection for a period of one year  
9 commencing from the date that coal is first extracted from the  
10 mine.

11 (b) Mine rescue teams shall be based out of each State mine  
12 rescue station to serve the Illinois coal industry as either a  
13 primary or secondary responder. Every coal producing mine in  
14 the State must assign its mine rescue team or mine complex  
15 rescue team to a State mine rescue station and must compensate  
16 these employees at their regular rate of pay. The Mining Board  
17 shall establish training requirements for mine rescue teams  
18 and mine complex rescue teams.

19 (c) Coal producing mines that maintain a mine rescue  
20 station are exempt from providing a mine rescue team or mine  
21 complex rescue team to serve the State mine rescue station if:

22 (1) the State mine rescue station maintains a minimum  
23 of 2 mine rescue teams assigned to serve the State mine  
24 rescue station; and

25 (2) the operator of the coal producing mine agrees to  
26 assist the State with mine rescue services if an emergency

1       occurs.

2       (d) All costs incurred in a rescue operation shall be the  
3 responsibility of the operator having the emergency event.

4 ~~Rescue teams shall be based out of each mine rescue station to~~  
5 ~~serve the Illinois coal industry as either a primary or~~  
6 ~~secondary responder. Every operator in the State must provide~~  
7 ~~employees to serve on a rescue team and must compensate these~~  
8 ~~employees who are serving as rescue team members at their~~  
9 ~~regular rate of pay.~~

10       (Source: P.A. 94-1041, eff. 7-24-06.)".