

SB2607



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB2607

Introduced 10/22/2013, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

225 ILCS 710/1

from Ch. 96 1/2, par. 4201

Amends the Fluorspar and Underground Limestone Mines Act. Changes the short title of the Act to the "Fluorspar Mines Act". Effective immediately.

LRB098 14384 MGM 49045 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Fluorspar and Underground Limestone Mines
5 Act is amended by changing Section 1 as follows:

6 (225 ILCS 710/1) (from Ch. 96 1/2, par. 4201)

7 Sec. 1. Application of Act; short title; definitions.

8 (a) This Act shall apply to all mines in the State of
9 Illinois producing minerals within the meaning of that term, as
10 hereinafter defined.

11 (b) This Act may be cited as the Fluorspar ~~and Underground~~
12 ~~Limestone~~ Mines Act.

13 (c) For the purpose of this Act the singular numbers when
14 in reference to persons, acts, objects and things of whatsoever
15 kind and description shall, whenever the context will permit,
16 be taken and held to import and include the plural number and
17 the plural number shall similarly be taken and held to import
18 and include the singular, and terms that impart the masculine
19 gender shall be taken to impart and include the feminine gender
20 as well.

21 (d) The term "mine," when used in the Act, shall include
22 prospects, openings and open-cuts and workings, and shall
23 embrace any and all parts of the property of such "mine" and

1 mining plant on the surface or underground, that contribute
2 directly or indirectly to the mining and handling of minerals.

3 Provided, that when a group of workings in proximity to one
4 another and under one management are administered as distinct
5 units each working shall be considered a separate mine.

6 (e) The term "mineral" when used in this Act shall mean
7 whatever is recognized by the standard authorities as mineral,
8 whether metalliferous or non-metalliferous, but shall not be
9 held to embrace or include silica, granite, marble, salt, sand,
10 gravel, clay, rock, coal, lignite, gas, oil or any substance
11 extracted in solution or in the molten state through bore
12 holes.

13 (f) The term "operator" when used in this Act shall mean
14 the person, firm, or body corporate, in immediate possession of
15 any mine and its accessories as owner or lessee thereof, and as
16 such responsible for the condition and management thereof.

17 (g) The term "superintendent" when used in this Act shall
18 mean the person having the immediate supervision of the mine.

19 (h) The term "mine foreman" when used in this Act shall
20 mean the person who at any one time is charged with the general
21 direction of the underground work.

22 (i) The term "inspector" when used in this Act shall
23 signify the official State Inspector.

24 (j) The words "excavation" and "workings" when used in this
25 Act shall signify any and all parts of a mine excavated or
26 being excavated, including shafts, raises, tunnels, adits,

1 open-cuts, and all working places, whether abandoned or in use.

2 (k) Whenever the expression "number of men" or "average
3 number of men" employed in a mine are used in this Act as
4 defining or constituting classes of mines to which this Act or
5 any specific section, clauses, provision or rule thereof, does
6 or does not apply, such expressions shall be construed to mean
7 the average number of individuals employed during the previous
8 year as shown by the returns to the mine inspector or by the
9 books or pay roll of the mine, or by all of such means and such
10 average number shall be determined by dividing the total number
11 of man shifts by the number of days the mine worked during such
12 period.

13 (l) The term "explosive" or "explosives" as used in this
14 Act shall be held to mean and to include any chemical or any
15 mechanical mixture that contains any oxidizing and combustible
16 units or other ingredients in such proportions, quantities, or
17 packing that an ignition by fire, by friction, by concussion,
18 by percussion or by detonation of any part of the compound or
19 mixture may cause such a sudden generation of highly heated
20 gases that the resultant gaseous pressures are capable of
21 producing destructive effect on contiguous objects or of
22 destroying life or limb.

23 (m) The term "person" when used in this Act shall be held
24 to mean and include a firm or body corporate as well as natural
25 persons.

26 (n) The term "underground" as used in this Act shall be

1 held to mean "within the limits of" any mine working or
2 excavation and shall not exclude such workings or excavations
3 as may not be covered over by rock or earth.

4 (o) The term "employees" and "men employed" shall be held
5 to mean all individuals receiving compensation from the
6 operator, directly or indirectly, for labor or services
7 performed in connection with the mine and shall include
8 contractors, lessors, lessees, tributers, or any one similarly
9 employed.

10 (Source: P.A. 88-185.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.