



## Ohio Administrative Code

### Rule 1501:10-1-06 Accident reporting; investigation by chief; annual report.

Effective: June 27, 2024

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Nothing in this rule applies to activities that are permitted and regulated under Chapter 1514. of the Revised Code; such activities are governed by Chapter 1501:14-2 of the Administrative Code. All other mines under the jurisdiction of the division of mineral resources management (DMRM) will follow provisions of this rule.

(A) Accidents requiring immediate direct notification.

(1) Operators of mines required to comply with the MSHA immediate notification provisions of 30 C.F.R. 50.10 shall provide immediate direct notification in accordance with paragraph (A)(2) of this rule concurrent with the notification to MSHA. All such operators are to also file a written report of the accident by submitting to the chief, within ten working days, a copy of the MSHA accident report concurrent with the submission of the report to MSHA.

(2) For a life-threatening mine emergency in which there has been a serious accident or a fatality or for which a mine rescue team is needed, the operator is to directly notify the emergency operations center of the Ohio department of natural resources by telephone at (614) 799-9538. For all other accidents for which the operator is required to comply with the MSHA immediate notification provision of 30 C.F.R. 50.10, the operator is to directly notify the appropriate DMRM mine safety supervisor or resident mine inspector.

(3) For the purposes of this rule, "direct notification" means person to person or phone contact between an operator or his or her authorized representative and the appropriate DMRM mine safety supervisor or resident mine inspector, or the emergency operations center of the Ohio department of natural resources. Voice mail or electronic mail messages are not considered direct notification.

(B) Accidents, occupational injuries and occupational illnesses requiring written notification.

Operators of mines required to comply with the MSHA written notification provisions 30 C.F.R. Part 50 Subpart C shall file written reports of accidents, occupational injuries or occupational



illnesses with the chief within ten working days of occurrence of the accident or injury, or diagnosis of the illness, by submitting a copy of the MSHA report to the chief.

(C) The DMRM will conduct an investigation of any fatality immediately upon receipt of notice; any accident deemed serious by the chief will be investigated within twenty-four hours of notice. In conducting such investigation(s), the DMRM will prepare a written report concerning the factors contributing to the accident. Such reports will be provided to the mine operator. A mine operator may provide written comments to the chief concerning such reports. Such reports and comments will become a part of the accident investigation file and official inspection records maintained by the DMRM.

(D) The DMRM accident investigator(s) shall provide written recommendations to the chief concerning appropriate remedial measures to prevent the reoccurrence of a fatality or serious accident.

The chief will provide notice to other inspectors and the mining industry, as appropriate, in an effort to preclude a similar occurrence at another mine. The chief will summarize such accident, injury, and illness reports on an annual basis in compliance with the reporting provisions of section 1561.04 of the Revised Code.