

Senate Engrossed

state mine inspector; qualifications.

State of Arizona
Senate
Fifty-fifth Legislature
First Regular Session
2021

SENATE BILL 1367

AN ACT

AMENDING SECTION 27-121, ARIZONA REVISED STATUTES; RELATING TO THE STATE
MINE INSPECTOR.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 27-121, Arizona Revised Statutes, is amended to
3 read:

4 27-121. Qualifications of state mine inspector; duties;
5 continuing education; deputy inspectors; salary;
6 seal; immunity

7 A. The state mine inspector shall be a resident of this state at
8 least two years before election, ~~not under~~ BE AT LEAST thirty years of
9 age, ~~and shall~~ have been practically engaged in, ~~and acquainted~~
10 with, ~~mines and mining in this state. , and~~ THE STATE MINE INSPECTOR
11 shall have ~~had~~ at least ~~four~~ EIGHT years' experience, ~~in mining or~~
12 ~~experience in any industry under the jurisdiction of the state mine~~
13 ~~inspector, or both~~ FOUR OR MORE OF WHICH HAVE BEEN IN THIS STATE,
14 CONSISTING OF DIRECT OPERATIONAL OR MANAGEMENT EXPERIENCE WITH MINING
15 OPERATIONS AT A MINE AND SHALL HAVE KNOWLEDGE OF THE STATE AND FEDERAL
16 REGULATIONS INVOLVING THE HEALTH AND SAFETY OF MINING EMPLOYEES.

17 B. ANY PERSON DESIRING TO BECOME A CANDIDATE FOR THE OFFICE OF
18 STATE MINE INSPECTOR SHALL SIGN AN AFFIDAVIT LISTING AND ATTESTING TO THE
19 PERSON'S FULFILLMENT OF THE QUALIFICATIONS OF THIS SECTION AND SHALL FILE
20 THE AFFIDAVIT WITH THE NOMINATION PAPER PRESCRIBED BY SECTION 16-311,
21 16-312 OR 16-341.

22 C. FOR TERMS OF OFFICE BEGINNING IN 2023 AND AFTER, THE STATE MINE
23 INSPECTOR SHALL ANNUALLY COMPLETE CONTINUING EDUCATION ON STATE AND
24 FEDERAL MINE SAFETY AND HEALTH REGULATIONS.

25 ~~B.~~ D. ~~No~~ A person may NOT be ~~an~~ THE STATE MINE inspector or A
26 deputy inspector while SERVING AS an employee, director or officer of a
27 mining, milling or smelting company.

28 ~~C.~~ E. The STATE MINE inspector, ~~and~~ each deputy, ~~INSPECTOR~~ shall
29 devote full time to official duties.

30 ~~D.~~ F. The STATE MINE inspector shall receive an annual salary
31 pursuant to section 41-1904 and necessary traveling expenses when
32 traveling in discharge of official duties.

33 ~~E.~~ G. The STATE mine inspector shall have a seal bearing the words
34 "Mine Inspector, State of Arizona", which shall be affixed to official
35 documents.

36 ~~F.~~ H. Any claim or action against the STATE mine inspector, DEPUTY
37 INSPECTORS or the inspector's ~~deputies~~, agents or employees in their
38 official capacity as described in this title shall be brought against the
39 state of Arizona and not against the STATE mine inspector, deputy
40 INSPECTOR, agent or employee individually.