

Clearheart Construction Co., Inc.

Mining/Surface – Coal – Accident Reporting

Accident Reporting

30 CFR 50.10

30 CFR 50.20

30 CFR 50.20-1

Reference Interagency Agreement between the Mine Safety and Health Administration U.S. Department of Labor and the Occupational Safety and Health Administration U.S. Department of Labor. Many MSHA and OSHA standards and requirements are identical in nature and there may be some overlap in enforcement of standards.

When working as an operator in the capacity of an independent contractor performing services or construction at a facility that falls under MSHA standards, the provisions of our safety program apply except as modified below:

Our supervisor or competent person on site will immediately contact MSHA at once without delay and within 15 minutes at the toll-free number, 1-800-746-1553, as soon as it is known, or should have been know that an accident has occurred involving:

- a. A death of an individual at the mine;
- b. An injury of an individual at the mine which has a reasonable potential to cause death;
- c. An entrapment of an individual at the mine which has a reasonable potential to cause death; or
- d. Any other accident.

Additionally, the accident, injury, and/or incident will be reported immediately without delay to the mine operator for whom we are working who also will notify MSHA at once without delay and within 15 minutes at the toll-free number, 1-800-746-1553, as soon they receive information from us.

MSHA requires all accidents to be investigated and all “reportable injuries” to be reported by the operator on MSHA Form 7000-1 within 10 days.

MSHA Form 7000-1 consists of four sheets, an original and three copies. The original form shall be mailed to: MSHA Office of Injury and Employment Information, P.O. Box 25367, Denver Federal Center, Denver, Colo. 80225, within ten working days after an accident, occupational injury or occupational illness. At the same time, the first copy shall be mailed to the appropriate local MSHA district. If the first copy does not contain a

completed Section D--Return to Duty Information--the second copy shall be retained by the operator until the miner returns to work or a final disposition is made respecting the miner. When the miner returns to work or a final disposition is made, the operator shall, within five days, complete Section D and mail the second copy to the MSHA Office of Injury and Employment Information. A third copy, containing all the information in the first and second copies shall be retained at the mine office closest to the mine for a period of five years.

We may also submit reports by facsimile, 888-231-5515.

To file electronically, we will follow the instructions on the MSHA Internet site, <http://www.msha.gov>. For assistance in electronic filing, contact the MSHA help desk at 877-778- 6055.