

HOUSE BILL No. 1302

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-2-18.1-26; IC 22-3; IC 22-10.

Synopsis: Various labor and safety matters. Requires an employer to add, modify, or remove information in the youth employment system data base within a certain time frame. Repeals a chapter regarding the residual asbestos injury fund. Transfers the balance of the funds remaining in the residual asbestos injury fund to the worker's compensation supplemental administrative fund. Removes provisions relating to a belt examiner certificate. Makes corresponding changes.

Effective: July 1, 2026.

Teshka

January 6, 2026, read first time and referred to Committee on Employment, Labor and Pensions.



Introduced

Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

HOUSE BILL No. 1302

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-2-18.1-26, AS AMENDED BY P.L.75-2024,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 26. (a) Each employer that hires, employs, or
4 permits at least five (5) minors who are:
5 (1) at least fourteen (14) years of age; and
6 (2) less than eighteen (18) years of age;
7 to work in a gainful occupation must register with the department.
8 (b) An employer that must register under this chapter must provide,
9 in the form and manner prescribed by the department, the following
10 information:
11 (1) The name of the employer.
12 (2) The electronic mail address of the employer.
13 (3) The number of minors whom the employer has hired,
14 employed, or permitted to work in a gainful occupation. For
15 purposes of this subdivision, the minor's date of hire is the first
16 date on which the minor performs work for the employer.
17 (4) Any other information required by the department.



(1) a qualifying location; and

(2) the **legal names and numbers** of minors **currently working** at each qualifying location;

not later than fourteen (14) calendar days after the event that caused the need for the addition, modification, or removal. However, an employer shall have not more than thirty (30) calendar days from the last date worked by a minor to terminate the minor from the data base, even if the minor is not terminated from the employer's payroll.

14 SECTION 2. IC 22-3-5-6, AS AMENDED BY P.L.168-2011,
15 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2026]: Sec. 6. (a) The worker's compensation supplemental
17 administrative fund is established for the purpose of carrying out the
18 administrative purposes and functions of the worker's compensation
19 board.

20 (b) The fund consists of:

(1) fees collected from employers under sections 1 through 2 of this chapter;

(2) fees collected under IC 22-3-2-14.5, IC 22-3-3-5(d), IC 22-3-7-17(g), and IC 22-3-7-34.5; and

(3) civil penalties assessed under IC 22-3-4-15, section 2.5 of this chapter, and IC 22-3-7-34.3; **and**

(d) The money in the fund is not to be used to replace funds otherwise appropriated to the board. Money in the fund at the end of the state fiscal year does not revert to the state general fund.

36 SECTION 3. IC 22-3-11 IS REPEALED [EFFECTIVE JULY 1,
37 2026]. (Residual Asbestos Injury Fund).

38 SECTION 4. IC 22-10-3-1, AS AMENDED BY P.L.10-2012,
39 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2026]: Sec. 1. As used in this article:

41 "Active workings" means all places in a mine that are ventilated and
42 inspected regularly.



1 "Belt examiner" means an individual designated by the mine
2 foreman to perform the functions as required by 30 CFR Part 75 in
3 connection with examinations to ensure that the belt, belt drives, dump
4 points, air movement, roof, and ribs of a mine are in safe condition.

5 "Board" refers to the mining board established under
6 IC 22-10-1.5-2.

7 "Commercial mine" means any underground mine from which coal
8 is produced for sale, exchange, or commercial use.

9 "Director" means the director of the bureau of mines and mine
10 safety established under IC 22-1-1-4.

11 "Hoisting engineer" means an individual who is capable of
12 transporting people and material in and out of a mine by means of a
13 hoist.

14 "Interested persons" means the director, safety personnel designated
15 by the operator, state and federal coal mine inspectors, and, to the
16 extent required by law, any other person.

17 "Mine" means an underground commercial coal mine.

18 "Mine electrician" means a properly certified individual who can
19 perform electrical work in:

20 (1) a surface coal mine;
21 (2) surface areas of underground coal mines; and
22 (3) underground coal mines.

23 "Mine examiner" means a properly certified person designated by
24 the mine foreman to examine the mine for gas and other dangers. A
25 mine examiner may temporarily act as a section foreman if designated
26 to act as such by the mine foreman.

27 "Mine foreman" means the person charged with the responsibility
28 of the general supervision of the underground working of a mine and
29 the persons employed in the mine and for the health and safety of those
30 employees.

31 "Mine inspector" means the person appointed to assist in
32 administering this article.

33 "Mine Safety Administration" refers to the Mine Safety and Health
34 Administration, United States Department of Labor.

35 "Mining laws" means:

36 (1) this article;
37 (2) IC 22-1-1-5(a);
38 (3) 30 CFR part 75; and
39 (4) 30 CFR part 77.

40 "Operator" means an individual, firm, association, partnership,
41 limited liability company, or corporation operating an underground
42 coal mine or any part of a mine.



1 "Shot-firer" means a properly certified person designated by the
2 mine foreman to perform the functions as required in this article in
3 connection with breaking down coal or rock.

4 SECTION 5. IC 22-10-3-9, AS AMENDED BY THE TECHNICAL
5 CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS
6 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:
7 Sec. 9. (a) The director shall keep a record of the board's official
8 actions concerning certificates issued under this chapter and file the
9 record together with questions and answers pertaining to examinations
10 established by the board, including the grade given for the answer to
11 each question. The record shall be open for inspection by interested
12 persons. If applications for certification are received, the board shall
13 meet at least quarterly at such time and place as it shall consider
14 advisable for the purpose of examining applicants for certificates.
15 These quarterly meetings shall be held in January, April, July, and
16 October. The date, time, and place of examination shall be published
17 at all coal mines in this state and posted on the ~~web site~~ **website**
18 maintained by the bureau of mines and mine safety at least thirty (30)
19 days before the examination. By a majority vote, the board shall
20 establish its rules of procedure and provide suitable certificates. The
21 board shall adopt rules establishing standards for the competent
22 practice of mine foreman, ~~belt examiner~~, mine examiner, shot-firer,
23 mine electrician, and hoisting engineer.

24 (b) A person desiring certification for mine foreman, ~~belt examiner~~,
25 mine examiner, shot-firer, mine electrician, or hoisting engineer must
26 make written application to the board on forms supplied by the board
27 not later than ten (10) days prior to the examination date.

28 SECTION 6. IC 22-10-3-10, AS AMENDED BY P.L.10-2012,
29 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2026]: Sec. 10. (a) It is the duty of the board to examine any
31 person applying for a certificate for mine foreman, shot-firer, mine
32 examiner, hoisting engineer, **or** mine electrician **or** ~~belt examiner~~ and
33 to issue certificates of competency to the applicants who, upon
34 examination, prove themselves competent and qualified. A certificate
35 is valid only when the examination for certification has been held in the
36 presence of a member of the board and signed by the chairman of the
37 board. A certificate of competency may not be issued to any person
38 whose grade is less than seventy-five percent (75%) for any
39 certification other than that of a certificate for mine electrician, which
40 requires a passing grade of not less than eighty percent (80%). The
41 board shall observe the requirements set forth in this section in
42 conducting the examinations.



14 (1) the theory and practice of coal mining;
15 (2) the nature and properties of poisonous, noxious, and explosive
16 gases and methods for their detection and control;
17 (3) the requirements of the coal mining laws of this state; and
18 (4) the responsibilities and duties of a mine foreman under such
19 laws;

20 and that the applicant is otherwise qualified by law.

30 (1) the nature and properties of poisonous, noxious, and explosive
31 gases and methods for their detection and control;
32 (2) the practical aspects of coal mining pertaining especially to
33 ventilation and roof control; and
34 (3) the responsibilities of a mine examiner under coal mining laws
35 of this state;

36 and that the applicant is otherwise qualified by law.

37 (d) An applicant for a shot-firer certificate must have at least one (1)
38 year of underground experience and must have been properly trained
39 in a course approved by the director in the safe use and handling of
40 explosives. An applicant must prove to the board by written and oral
41 examination and by demonstration, where applicable, that the applicant
42 has a working knowledge of:



- (1) the proper handling and use of explosives and blasting devices and the danger connected therewith;
- (2) the nature and properties of poisonous, noxious, and explosive gases and methods for their detection;
- (3) the coal mining laws of the state pertaining to ventilation, roof control, and blasting; and
- (4) the responsibilities of a shot-firer under applicable mining laws;

and that the applicant is otherwise qualified by law.

(e) An applicant for a hoisting engineer certificate must prove to the board by written and oral examination and by demonstration, where applicable, that the applicant:

(1) is capable of operating a hoist;

(2) has a thorough knowledge of the coal mining laws of this state pertaining to hoisting operations;

(3) has at least one (1) year mining experience;

(4) has at least twenty (20) hours practical experience under the supervision of a certified hoisting engineer; and

(5) is otherwise qualified by law.

(f) An applicant for a belt examiner certificate must have at least one (1) year of experience in belt maintenance or installation work. The applicant must prove to the board by written and oral examination and by demonstration, where applicable, that the applicant has a thorough knowledge of:

(1) the requirements of the coal mining laws of this state with particular emphasis upon those laws pertaining to the use of electrical or belt equipment and the transmission of electrical energy into coal mines; and

(2) the responsibilities of a belt examiner under those laws;

and that the applicant is otherwise qualified by law.

(g) (f) An applicant for a mine electrician certificate must have sufficient (but not less than one (1) year of) experience in performing electrical work. The applicant must prove to the board by written and oral examination and by demonstration, where applicable, that the applicant has a thorough knowledge of:

(1) the requirements of the coal mining laws of this state, with particular emphasis upon laws pertaining to electrical energy in coal mines;

(2) direct and alternating current theory and application;

(3) electric equipment and electrical circuits in coal mines;

(4) permissibility of electric equipment;

(5) 30 CFR 75 subparts F-K; and



(6) 30 CFR 77 subparts F-J and S.

(4)(g) An applicant for an examination under this section must pay the bureau of mines and mine safety an examination fee of twenty-five dollars (\$25). All fees collected under this subsection shall be deposited in the mine safety fund established by IC 22-10-12-16. The board may set a different fee by rule under IC 22-10-1.5-4.

(f) (h) A mine foreman, mine examiner, shot-firer, hoisting engineer, or mine electrician or belt examiner certificate issued before September 1, 1979, is valid under the mining laws of Indiana.

(f) (i) A person who was issued a fire-boss certificate before July 1, 2007, shall be issued a replacement mine examiner certificate upon request to the director.

(k) (j) A person designated as mine superintendent or assistant mine superintendent, or acting in either capacity, must hold a mine foreman certificate.

(k) A certificate may be granted to an applicant who presents to the board satisfactory evidence that the applicant has not been convicted of:

(1) an act which would constitute a ground for disciplinary sanction under section 11.1(b) of this chapter; or

(2) a felony that has a direct bearing on the applicant's ability to act competently as a mine foreman, shot-firer, mine examiner, hoisting engineer, or mine electrician, or belt examiner.

(m) (1) For the purpose of safety, the board may refuse to examine an applicant who cannot:

(1) readily understand the written English language; or

(2) express himself or herself in the English language.

SECTION 7. IC 22-10-3-11, AS AMENDED BY P.L.10-2012, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) In event of loss or destruction of any certificate issued under the mining laws of this state, the board, upon satisfactory proof of such loss or destruction, shall issue a duplicate certificate upon receipt of five dollars (\$5). The fee shall be deposited into the mine safety fund established by IC 22-10-12-16. The board may set a different fee by rule under IC 22-10-1.5-4.

(b) The holder of a mine foreman, mine examiner, shot-firer, hoisting engineer, ~~or~~ mine electrician ~~or~~ belt examiner certificate must present the same or a photostatic copy to the official of the mine where the holder is employed, who shall file it in the office at such mine, and such file shall be available for inspection by interested persons.

SECTION 8. IC 22-10-3-12, AS AMENDED BY P.L.10-2012,
SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2026]: Sec. 12. (a) It is unlawful for any person to serve in the
 2 capacity of mine foreman, mine examiner, shot-firer, hoisting engineer,
 3 **or** mine electrician **or belt examiner** at any time unless the person is
 4 properly certified. However, any person who meets the appropriate
 5 experience requirements of this chapter and who is properly certified
 6 in one (1) of these capacities or its equivalent in another state which
 7 recognizes the certification of Indiana may serve in such a capacity
 8 until the next examination by the board, when the person must apply to
 9 the board for certification in the person's particular classification. A
 10 mine electrician who is properly certified:

11 (1) by the federal Mine Safety and Health Administration; or
 12 (2) in another state that recognizes the mine electrician
 13 certification in Indiana;

14 may serve in the individual's certified capacity and be issued a mine
 15 electrician certificate by the director in Indiana without the requirement
 16 of applying to the board for examination. However, the individual must
 17 obtain an Indiana miner's certificate of competency from the director.

18 (b) It is unlawful for an operator in this state to employ any person
 19 in the capacity of mine superintendent, assistant mine superintendent,
 20 mine foreman, mine examiner, shot-firer, hoisting engineer, **or** mine
 21 electrician **or belt examiner** at any time unless the person is properly
 22 certified.

23 (c) Before any person certified in another state may perform in the
 24 capacity of mine superintendent, assistant mine superintendent, mine
 25 foreman, mine examiner, shot-firer, hoisting engineer, **or** mine
 26 electrician **or belt examiner** in Indiana, the person must present
 27 personally to the director evidence of the out-of-state certificate or
 28 certificates.

29 (d) Every inexperienced miner is required to wear an orange hard
 30 hat until the miner receives a certificate of competency.

31 SECTION 9. IC 22-10-12-16, AS AMENDED BY P.L.10-2012,
 32 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2026]: Sec. 16. (a) The mine safety fund is established to
 34 provide funding for the purchase and maintenance of underground
 35 mine rescue equipment.

36 (b) The department of labor shall administer the fund.

37 (c) The fund consists of:

38 (1) assessments collected by the mining board under
 39 IC 22-10-1.5-5(a)(4) and deposited into the fund;
 40 (2) fees:
 41 (A) from examinations under ~~IC 22-10-3-10(h);~~
 42 **IC 22-10-3-10(g);**



1 (B) for duplicate certificates under IC 22-10-3-11(a); and
2 (C) from applicants for a certificate under IC 22-10-3-13(d);
3 and
4 (3) interest from investments as accrued and deposited under
5 subsection (d).

12 SECTION 10. [EFFECTIVE JULY 1, 2026] (a) The balance of the
13 funds remaining in the residual asbestos injury fund established by
14 IC 22-3-11-1 (before its repeal by this act) shall be transferred to
15 the worker's compensation supplemental administrative fund
16 established by IC 22-3-5-6, as amended by this act.

