



## Arizona State Mine Inspector Notice of Start-Up For Contractor's at Mine Operations

1700 W Washington Street. Suite 403  
Phoenix, AZ 85007  
(602) 542-5971 Office  
(602) 542-5335 Fax  
[publicinfo@asmi.az.gov](mailto:publicinfo@asmi.az.gov) Email

**Company Name:** \_\_\_\_\_  
**Business Mailing Address:** \_\_\_\_\_  
**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_  
**Official Headquarters Telephone Number:** \_\_\_\_\_  
**Fax Number:** \_\_\_\_\_  
**Email Address:** \_\_\_\_\_  
**Emergency, Holiday or Weekend Telephone Number:** \_\_\_\_\_  
**Supervisor or Manager:** \_\_\_\_\_  
**Designated Safety Official:** \_\_\_\_\_  
**Contractor Service Provided:** \_\_\_\_\_

**Mine Clients:** \_\_\_\_\_  
\_\_\_\_\_  
**Average number of Employees at Mines including on-site office staff:** \_\_\_\_\_

**Start-Up Date:** \_\_\_\_\_ **Today's Date:** \_\_\_\_\_

**Company**    **Corporation**    **Partnership:**

**Official Name of Entity:** \_\_\_\_\_

**Principle Officials:**

**Name:** \_\_\_\_\_ **Title:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Name:** \_\_\_\_\_ **Title:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Name:** \_\_\_\_\_ **Title:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Arizona State Mine Inspector  
Notice of Start-Up, Move, or Stop  
For Contractor's at Mine Operations**

**TO:** All Arizona Mining Operations

**FROM:** Joe Hart  
Arizona State Mine Inspector

**RE:** Accident and Quarterly Labor Reports

R11-1-136 of the Arizona Mining code states the Arizona State Mine Inspector must be notified of accident under specified conditions stated in that statute.

R11-1-151 of Arizona Mining Code states each mining operation must file a quarterly accident report with this office within fifteen (15) Days after the end of each calendar quarter.

1st Quarter	January, February, March	Due April 15th
2nd Quarter	April, May, June	Due July 15th
3rd Quarter	July, August, September	Due October 15th
4th Quarter	October, November, December	Due January 15 <sup>th</sup>

The quarterly report, as well as the Accident Reports and retroactive to the first day of new operation.

A copy of Mine Safety and Health Administration quarterly mine employment and coal production report (MSHA Form 7000-2 ) is acceptable

Please feel free to contact the Inspection & Enforcement Division of the Arizona State Mine Inspector's Office if there are any questions.



# Arizona State Mine Inspector Quarterly Labor Report

1700 W Washington Street, Suite 403  
Phoenix, AZ 85007  
(602) 542-5971 Office  
(602) 542-5335 Fax  
[publicinfo@asmi.az.gov](mailto:publicinfo@asmi.az.gov) Email

State ID# \_\_\_\_\_ MSHA ID# \_\_\_\_\_ Date: \_\_\_\_\_

Company Name: \_\_\_\_\_

Business Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

County: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Email: \_\_\_\_\_

Mine or Plant Name Contact Person(s): \_\_\_\_\_

## Operation

Status:  Closed  Open  Other \_\_\_\_\_

Location: \_\_\_\_\_

Range: \_\_\_\_\_ Township: \_\_\_\_\_ Section: \_\_\_\_\_

## Driving Instructions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*ARIZONA REVISED STATUTE/RULE 11-1-151. Requires this report (or the MSHA equivalent) be submitted to the Arizona State Mine Inspector by the 15th day following the end of each calendar quarter.*

### NUMBER OF REPORTABLE INJURIES DURING THIS QUARTER FOR EACH OPERATION

	Employee Hrs. Worked	Number of Employees	Number of Injuries
<b>First Quarter</b>			
Mine Staff	_____	_____	_____
Support Staff	_____	_____	_____
<b>Second Quarter</b>			
Mine Staff	_____	_____	_____
Support Staff	_____	_____	_____
<b>Third Quarter</b>			
Mine Staff	_____	_____	_____
Support Staff	_____	_____	_____
<b>Fourth Quarter</b>			
Mine Staff	_____	_____	_____
Support Staff	_____	_____	_____
<b>Totals</b>	_____	_____	_____



# Arizona State Mine Inspector Lost Time – Accident Report

1700 W Washington Street, Suite 403  
Phoenix, AZ 85007  
(602) 542-5971 Office  
(602) 542-5335 Fax  
[publicinfo@asmi.az.gov](mailto:publicinfo@asmi.az.gov) Email

*This report is made pursuant to Arizona Revised Statutes section 27-124*

**State ID#** \_\_\_\_\_ **Date:** \_\_\_\_\_  
**Company Name:** \_\_\_\_\_  
**Business Mailing Address:** \_\_\_\_\_  
**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip Code:** \_\_\_\_\_  
**County:** \_\_\_\_\_  
**Telephone Number:** \_\_\_\_\_ **Email:** \_\_\_\_\_

### Accident Information

IN CASE OF A FATALITY OR SERIOUS ACCIDENT, THE STATE MINE INSPECTOR MUST BE CONTACTED IMMEDIATELY

Date of Accident \_\_\_\_\_ Time \_\_\_\_\_ Shift Began \_\_\_\_\_ at \_\_\_\_\_

Location of Accident \_\_\_\_\_

Injured Party \_\_\_\_\_ Sex \_\_\_\_\_ DOB \_\_\_\_\_

Job Title \_\_\_\_\_

Nature of Injury \_\_\_\_\_ Injured Area \_\_\_\_\_

Activity at Time of Injury \_\_\_\_\_

Conditions Contributing or Leading to Accident  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Lost Time \_\_\_\_\_ Days Lost \_\_\_\_\_ Days Restricted \_\_\_\_\_ Returned to Work \_\_\_\_\_

### Type of Accident

Struck By  Contacted By  Caught On  Caught Between  Fall to Below

Struck Against  Contact With  Caught In  Fall-Same Level  Overexertion

### Exposure

Electricity  Heat  Cold  Chemical  Dust  Gas  Mist  Fume  Radiation

Noise

**Name(s) of Witness (es):** \_\_\_\_\_

**Person Submitting Report** \_\_\_\_\_ **Title:** \_\_\_\_\_

**Telephone:** \_\_\_\_\_ **Date:** \_\_\_\_\_

### FATAL ACCIDENT

**Contact Date:** \_\_\_\_\_ **Time:** \_\_\_\_\_ **By Whom:** \_\_\_\_\_

# Department of Mines and Mineral Resources

1502 West Washington

Phoenix, Az 85007

(602) 255-3791 Toll Free in Arizona 1-800-466-4259

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## Pertinent Data for New or Prospective Mining Operations in Arizona

Circular No. 51, October, 1993 (revised 12-96)

By Nyal J. Niemuth

This circular provides only a brief discussion of Federal and State regulatory agencies' requirements for mine permitting. Current regulations and detailed guidelines are best obtained by contacting the specific government agency or department. IN some case county air and sanitation permit may be required. For these situations we suggest contacting the appropriate county planning and development department.

### FEDERAL AGENCIES

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**BUREAU OF ALCOHOL,  
TOBACCO & FIREARMS**  
3003 N. Central Avenue, #1001  
Phoenix, AZ 85012  
(602) 776-5480

A license and/ or use permit is required for the manufacture, transfer, or use of explosives. Making AN-FO (ammonium nitratefuel oil) is considered manufacturing. Adherence to magazine standards for storage and record keeping of explosives used is also required. A packet including an application form and regulations is available on request. The state of Arizona has adopted statutes and regulations concerning the transportation of explosives as have numerous Arizona cities. Details are available, but the associated restrictions and cost prompt us to suggest two more feasible alternatives for small operators. Either have the explosives delivered to your mines magazine, or use two-component products like Kinepak that are not Class A until mixed.

**CORPS OF ENGINEERS, ARMY**  
3636 N. Central Avenue, Suite 770  
Phoenix, AZ 85012  
(602) 640-5385

The Army Corps of Engineering is authorized to regulate activities affecting the navigable waters of the United States. Sections 404 of the Clean Water Act prohibits the discharge of any dredge, or fill material into

**BUREAU OF LAND  
MANAGEMENT (BLM)**  
222 N. Central Ave.  
Phoenix, AZ 85004  
(602) 417-9528

BLM regulations for surface management of public lands under U.S. Mining Laws have been under the authority of 43 C.F.R. 3809. These regulations required a noticed of operation to be sent to the appropriate BLM district office 15 days prior to commencement of operation, whenever activities may disturb the land surface in excess of normal, "casual" use. Activities disturbing more than 5 acres of land require filing and receiving approval of a plan of operations from the appropriate district office before commencing operations.

Notices and plans should include the operators name and address, claim names and BLM serial numbers, map or sketch of where the surface disturbances will occur, access routs and type of equipment used, description of operation, the time period during which the proposed activities will take place, and steps taken to minimize the impact and rehabilitate the surface at the end of construction. The regulations are contained in BLM Information Circular 2521. Copies of the circular may be obtained at any district office or state office, Bureau of Land Management.

The BLM is currently reviewing their regulations and may revise them to require bonding for notices and all leaching operations.

waters of the untied states without a permit from the Corp of Engineers. Applications must include fee, a detailed description of the proposed activity, purpose, site map, names of adjoining property owners, water body location, and other information. Anticipate a minimum or 2-3 month to process an application.

**FOREST SERVICE**  
2324 E. McDowell Rd.  
Phoenix, AZ 85006  
(602) 225-5262

Anyone proposing prospecting or mining operators under the Mining Laws of 1872 on National Forest Lands that might causedisturbance of surface resources must give the local district Forest Service Office a notice of intention to operate. If the authorized district ranger determines that such operation will cause a significant disturbance to surface resources, the operator must submit a proposed plan of operation. The operation plan must include: the operators name and address; map or sketch of where it will be conducted, proposed roads or access routs and means of transportation, description of operation, the time period of which the proposed activities will take place, and steps taken to minimize the impact and rehabilitate the surface at the end of operations. Copies of the regulations and procedures contained in Forest Service Current Information Report No. 14, Mining In National Forest, November 1979, can be obtained from the nearest Forest Service Office.

The District Ranger must be notified in advance of any changes in plans of operation, as well as cessation of operations. The District Ranger must also be notified of temporary cessation of operations that will include (1) verification of intent to maintain the structures, equipment, and other facilities; (2) the expected reopening date, and (3) an estimate duration of operations.

The authorized officer of the Forest Service may require a bond to assure restoration of the surface. A listing of bonding companies (sureties on Federal Bonds) may be obtained from the Forest National Service or from the Audit Staff, Bureau of Government Financial Operation, Treasury Department, Washington, D.C., 20226.

**DEPARTMENT OF LABOR**  
**CORPORATION COMMISSION**  
**1200 W. Washington**  
**Phoenix, AZ 85007**  
**(602) 542-3135**

Out-Of state corporations must contact the Arizona Corporation Commission before starting business with the state. An annual registration fee and filing of an annual report are required. Anyone seeking to raise money through the sale of securities should check first with the commissions. Detailed information is available from the Corporation Commission.

**3221 N. 16th St**  
**Phoenix, AZ 85016**

Mine operators must conform to wage and hour regulations of the U.S. Department of Labor. Copies of regulations and procedures may be obtained free by calling or writing the Department of Labor, Wage and Hour Division.

**MINE SAFETY AND HEALTH**  
**ADMINISTRATION (MSHA)**  
**60 East Main Street, #30**  
**Mesa, AZ 85201**  
**(602) 649-5452**

This agency inspects operating mines for the health and safety of employees. Written notification is required prior to mine startup. It should contain the mine name, mailing address, person in charge and whether operations will be continuous or intermittent. The agency should also be informed whenever a mine is temporarily or permanently closed.

#### **STATE AGENCIES**

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**DEPARTMENT OF AGRICULTURE**  
**1688 W. Adams**  
**Phoenix, AZ 85007**  
**(602) 542-4373**

Arizona has enacted the Arizona Native Plant Law (A.R.S. 3-901), protecting certain plants growing on Federal, state and private land. Permits and tags are necessary before moving any protected plants. Thirty days prior written notification is required before and protected plants are destroyed on private or state land. It is suggested the Department's Native Plant Program be contacted before starting any activity that may affect native plants.

**Department of Environmental Quality**  
**(ADEQ)**  
**Office of Water Quality**  
**3033 N. Central Avenue**  
**Phoenix, AZ 85012**  
**(800) 234-5677**

Mining activities that may discharge water or tailings, maintain surface impoundments, and all leaching facilities must contact DEQ and obtain an Aquifer Protection Permit (APP) and comply with terms or conditions of the permit (monitoring, reporting, exc.). To obtain an APP operators must

submit a "Best Available Demonstrated Control Technology, Process, Operating Methods or other Alternatives" (BADCT). BADCT guidelines for 5 types of mining operations: copper, precious metals, uranium, industrial minerals, and sand and gravel are available. DEQ acts as the lead agency in Arizona for the Federal Environmental Protection Agency (EPA). Permits may require up to six months or more advance notice. Office of Air Quality, 3033 N. Central Avenue, Phoenix Arizona 85012 (602) 207-2308. Facilities such as mill, smelters, roasting plants, etc., that will discharge into the atmosphere must operate under a permit. DEQ acts as the lead agency in Arizona for the Federal Environmental Protection Agency (EPA). Although some counties also issue air permits, initial inquiry should be made to the DEQ prior to beginning construction.

**INDUSTRIAL COMMISSION**  
**800 W, WASHINGTON**  
**PHOENIX, AZ 85007**  
**Labor Department (602) 542-4515**  
**Occupational Safety & Health**  
**(602) 542-4515**

**Workers Compensation Claims**  
**(602) 542-4661**

The Industrial Commissions Administrators and enforces Arizona statutes dealing with workers compensation, safety, and employee rights. Insurance should be carried for all workers and is mandatory under the State's Workers Compensation Act when one or more are employed. Insurance may be provided by either the State Compensation Fund, 3031 N. 2nd Street, Phoenix, AZ 85012 (602) 631-2000 or an independent insurance underwriter that meets standards set by the commission. Employers are required to post at each business information regarding: safety and health protection, workers compensation insurance, unemployment compensation, wage and hour regulations, log of occupational injuries, and equal employee opportunity rights. The statutes place certain restrictions on mine employment practices. For more information or a copy of the statutes contact the Industrial Commissions of Arizona.

**LAND DEPARTMENT**  
**Mineral Division**  
**1616 W. Adams**  
**Phoenix, AZ 85007**  
**(602) 542-4628**

When operating on lands controlled by The State of Arizona, and operator is required to follow procedures and regulations established through state regulations established through state regulation. Prospecting permits and

mineral lease forms may be obtained from the Land Department.

**MINE INSPECTOR**  
**1700 W. Washington 4th Floor**  
**Phoenix, AZ 85007**  
**(602) 542-5971**

The State Mine Inspector must be notified in writing prior to the commencement or suspension of mining operations. The operator or operators should obtain from the Mine Inspectors Office a copy of the mining code and regulations. This booklet should be kept available in the mine and timekeepers office subject to inspections it contains statutes required by law to be posted. The Mine Inspector has the authority to regulate the health and safety conditions of all mines, mills and smelters, regardless of the number of workers and whether or not they are owners, partners or employees. The Mine Inspector may adopt rules reasonably necessary to effectuate the provisions of the laws administered by him. A mine safety inspection to comply with MSHA regulations is available at no charge. Safety and education courses are also available. For full details contact the Mine Inspectors Office.

**RADIATION REGULATORY**  
**AGENCY**  
**4814 S. 40TH Street**  
**Phoenix, AZ 85040**  
**(602) 255-4845**

Permits for Uranium Mills, and registration and licensing of man made radioactive sources (i.e. drill hole probes, analytical equipment, etc.) are required by the agency. The agency also regulates employee occupational exposure and conducts inspections to ensure compliance with its standards

**DEPARTMENT OF REVENUE**  
**1600 W. Monroe**  
**Phoenix, AZ 85007**  
**Sales/Use Tax Division (602) 542-4656**

When shipment or sales are made, the Department of Revenue requires a license to do business. This should be applied for on the form supplied by the sales/Use Tax Division, License Department of the Department of Revenue. A severance tax of 2.5% is levied on metalliferous

minerals. The severance is levied on a weighted mineral value calculated by multiplying mining costs tie the gross value of production, dividing the results by the total production cost. Nonmetallic minerals are levied at 5% tax based on their value at point of first sale. A use tax of 5% is imposed on the storage, use, or consumption in mining and metallurgical operations of expendable materials purchased from a retailer who does not maintain a place of business in the State. Monthly returns of such sales and usages, with payment of taxes due, are required on forms prescribed by the department. Contact the Sales/Use Tax Division for additional details and requirements. Central Valued Properties (602) 542-3529 The division of Property Valuation and Equalization, Centrally Valued Properties Section, Natural Resource Unit appraises producing and non-producing mines including their land, facilities, and equipment. A copy appraisal Manual for Mines and Natural Resources (revised annually) that summarizes the procedures is available. The local county assessment ratio, determines the amount of tax to collect.

Arizona corporate income tax, employee with holding tax, and other information may be obtained from the Taxpayer Information and Assistance (602) 255-3381.

**DEPARTMENT OF WATER RESOURCES**  
**500 N. 3RD Street**  
**Phoenix, AZ 85007**  
**(602) 417-2470**

When a hole is drilled or s shaft is sunk that may intercept ground water, the prospector or min operator must notify the Department of Water Resources. Drillers of holes that intercept groundwater must be licensed as water well drillers. Preexisting shafts or mine workings from The owner shall conspicuously post the notice at the collar of all working shafts, tunnels, and entrances to the mine and boarding houses, on or before the day the lease option, being operations. A copy must be recorded in the local county records office within 30 days from the date of the lease, bond or option. Failure to post

which water is withdrawn must be registered. An application is required to develop new water supplies. In certain critical ground water management areas, permits will be required in anticipation that drill hole, shafts, or other openings may intersect the ground water table

**NON-PERMITTING INFORMATION**

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**MINES AND  
MINERAL RESOURCES,  
DEPARTMENT OF ( ADMMR)  
1502 W. Washington  
Phoenix, AZ 85007  
(602) 255-3791**

ADMMR is non-regulatory agency available to assist the public. One of its main functions is to aide new operators. The engineers are familiar with many of the problems incidental to new operators. In addition, ADMMR welcomes the filing activity the reports for mine data files it maintains. The information is useful in answering inquiries and portraying a positive image of mining activity to the public.

ADMMR publishes *Laws and Regulations Governing Mineral Rights in Arizona*, that provides an interpretation of mining laws along with instructions for locating and maintaining mining claims. Acquisition of mineral rights on both Federal and State lands is covered, and three are brief discussions of general matters including: types of public and patented lands, surface management regulations, property taxes, roads, rights of way, waste disposal, water rights, mining partnerships and grubstakes.

The owner of the mining property should protect himself against the liens by posting nonliability notice as provided in Arizona law (A.R.S. 33-990) when his property is being worked by others. The law requires that

such a notice renders the property liable for labor and material liens. The operator is required by law to keep the notices posted.



# Permits & Approvals

that may be necessary to mine in Arizona

Federal	Agency	
Explosives Storage	US Department of Treasury Alcohol, Firearms & Tobacco 3003 N. Central Ave., Ste. 1010 Phoenix, AZ 85012	(602) 776-5480 1-800-800-3855 (theft or loss of explosives)
Environmental Impact Statement (public lands)	Various	
Reclamation Plan (public lands)	US Department of the Interior Bureau of Land Management 222 N. Central Ave. Phoenix, AZ 85004-2203	(602) 417-9200
Operation & Reclamation Plan	US Forest Service Coconino National Forest 2323 E. Greenlaw Ln., Flagstaff 86004 Coronado National Forest 300 W. Congress, Tucson 85701 Kaibab National Forest 200 W. Railroad Ave Williams 86046 Prescott National Forest 344 S. Cortez St. Prescott 86303 Tonto National Forest, Phoenix	(520) 527-3600  (520) 670-4552  (520) 635-4061  (520) 771-4700  (602) 225-5200
National Pollutant Discharge Elimination System- Water	US Department of Energy <u>Environmental Protection Agency</u> 75 Hawthorn St. San Francisco, CA 94105	(415) 744-1500
Hazardous Waste Permit	US Department of Energy EPA - Resource Conservation & Recovery Act (RCRA)	
Air Quality Permit	US Department of Energy - EPA - Air	
Underground Injection Control (In-Situ Leach)	US Department of Energy - EPA	
Dredge & Fill 404 Permit	US Department of the Army <u>Corps of Engineers</u> 3636 N. Central Ave. Phoenix, AZ 85012	(602) 640-2021

Federal Mine ID	US Department of Labor <u>Mine Safety &amp; Health Administration</u> 61 E. Main St., Ste. 302 Mesa, AZ 85201	(602) 649-5452
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<b>State</b>	<b>Agency</b>	
Notification of beginning or Suspension of operations	Arizona State Mine Inspector 1700 W. Washington, Ste. 400 Phoenix, AZ 85007	(602) 542-5971
Mined Land Reclamation Plan	Arizona State Mine Inspector	(602) 542-5971
Water Reuse Permit	Arizona Department of Environmental Quality 3033 N. Central Ave. Phoenix, AZ 85012	(602) 207-2000
Discharge Permit (Surface Water)	ADEQ – Water	(602) 207-2305
Hazardous Waste Permit	ADEQ – Waste	(602) 207-2381
Air Emissions Permit	ADEQ - Air Quality	(602) 207-2308
Solid Waste Disposal/ Operational Plan Approval	ADEQ - Solid Waste	(602) 207-2381

# Arizona State Mine Inspector Response Team

In the event of any fatality or serious accident, the Arizona State Mine Inspector or one of his deputies must be contacted. A list of State Mine Inspector personnel and the telephone numbers where they may be contacted.

**R11 1 136 states: The State Mine Inspector's office shall be immediately notified of:**

- Any accident or injury to an individual resulting in death or which has the reasonable potential to cause death.
- An entrapment of an individual for more than thirty minutes.
- An unplanned inundation of a mine by a liquid or gas.
- An unplanned ignition of a blasting agent or explosive.

Phoenix Office 8:00 AM -- 5:00 PM

PHONE: 602-542-5971  
FAX: 602-542-5335  
Deputy on Call: 520-975-7644  
24-Hour Phone: 602-542-5971

After Hours Emergency Line

Phone: **520-975-7644**

**Arizona State Mine Inspector**

**Joe Hart**

Office 602-542-5971

**Tim Evans**

Assistant Mine Inspector  
Cellular 520-603-8000

**John Stanford**

Senior Deputy Mine Inspector  
Cellular 520-405-7458

**Bill Schifferns**

Deputy Mine Inspector  
Cellular 520-975-6852

**Austin Kinsey**

Deputy Mine Inspector  
Cellular 928-713-1645