§ 70.210 Respirable dust samples; report to operator; posting.

(a) The Secretary shall provide the operator with a report of the following data on respirable dust samples as soon as practicable:

(1) The mine identification number;

(2) The mechanized mining unit or designated area within the mine from which the samples were taken;

(3) The concentration of respirable dust, expressed in milligrams per cubic meter of air, for each valid sample;

(4) The average concentration of respirable dust, expressed in milligrams per cubic meter of air, for all valid samples;

(5) The occupation code, where applicable, and;

(6) The reason for voiding any samples.

(b) Upon receipt, the operator shall post this data for at least 31 days on the mine bulletin board.

§ 70.220 Status change reports.

(a) If there is a change in operational status that affects the respirable dust sampling requirements of this part, the operator shall report the change in operational status of the mine, mechanized mining unit, or designated area to the MSHA District Office or to any other MSHA office designated by the District Manager. Status changes shall be reported in writing within 3 working days after the status change has occurred.

(b) Each specific operational status is defined as follows:

(1) Underground mine: (i) Producing—has at least one mechanized mining unit producing material. (ii) Nonproducing—no material is being produced. (iii) Abandoned—the work of all miners has been terminated and production activity has ceased.

(2) Mechanized mining unit: (i) Producing—producing material from a working section. (ii) Nonproducing—temporarily ceased production of material. (iii) Abandoned—permanently ceased production of material.

(3) Designated Area: (i) Producing—activity is occurring. (ii) Nonproducing—activity has ceased. (iii) Abandoned—the dust generating source has been withdrawn and activity has ceased.

Subpart D—Respiratory Equipment


SOURCE: 35 FR 5544, Apr. 3, 1970, unless otherwise noted.