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Signed at Washington, D.C. this 12th day of May 1995.

Alan L. Moss,

Director, Division of Wage Determination.

[FR Doc. 95-12162 Filed 5-18-95; 8:45 am]

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Mine Safety and Health Administration

Petitions for Modification

The following parties have filed petitions to modify the application of mandatory safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

1. Black Gem Mining, Inc.

[Docket No. M-95-63-C]

Black Gem Mining, Inc., P.O. Box 1257, Pikeville, Kentucky 41502 has filed a petition to modify the application of 30 CFR 75.1710 (canopies or cabs) to its No. 3 Mine (I.D. No. 15-12303) located in Floyd County, Kentucky. The petitioner proposes to operate its No. 2 (482 S & S Scoop) without a canopy due to 28 feet of substandard conditions and a height of approximately 28 inches to 32 inches. The petitioner states that the mine is located in the Elkhorn No. 3 seam and the height of the seam is very irregular, ranging from 28 inches to 96 inches; that the scoop's primary function is for cleaning and dusting, hauling timbers, brattice blocks, and for keeping the return airways free from obstructions on the No. 1 and No. 2 entry; and that periodically, because of the design of the solid state controls on the scoop, the scoop must be used out of its primary function due to dampness that occurs when not operated frequently rendering the scoop inoperable. The petitioner asserts that application of the standard would result in a diminution of safety to the equipment operator.

2. Shady Lane Coal Corporation

[Docket No. M-95-64-C]

Shady Lane Coal Corporation, P.O. Box 776, Grundy, Virginia 24614 has filed a petition to modify the application of 30 CFR 77.214(a) (refuse piles; general) to its Mine No. 4 (I.D. No. 44-06651) located in Buchanan County, Virginia. The petitioner requests a modification of the standard to allow construction of a refuse fill in an area containing abandoned mine openings. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

3. Genwal Resources, Inc.

[Docket No. M-95-65-C]

Genwal Resources, Inc., P.O. Box 1201, Huntington, Utah 84528 has filed a petition to modify the application of 30 CFR 75.804(a) (underground high-voltage cables) to its Crandall Canyon Mine (I.D. No. 42-01715) located in Emery County, Utah. The petitioner requests a modification of the standard to permit the use of Anaconda Type SHD+GC, Pirelli Type SHD-CENTER-GC, and Tiger Brand Type SHD-CGC flame-resistant cables with a flexible No. 16 (A.W.G.) ground check conductor for the ground continuity check circuit. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

4. Shell Energy Company, Inc.

[Docket No. M-95-66-C]

Shell Energy Company, Inc., P.O. Box 423, Fairmont, West Virginia 26554 has filed a petition to modify the application of 30 CFR 75.364(b)(2) (weekly examination) to its Stacy-Meranda Mine (I.D. No. 46-08086) located in Harrison County, West Virginia. Due to hazardous roof conditions in the No. 3 return air course from 130 feet into the pitt mouth to the No. 7 crosscut, traveling the affected area in its entirety would be unsafe. The petitioner proposes to establish monitor points "A" and "B" to test for methane and quantity of air in the affected area; to have a certified person examine each monitor point on a weekly basis and record the results in a record book kept on the surface available for inspection by interested persons; to record daily examinations of the water gauge at the main fan in a record book kept on the surface; to cease mining if a 10 percent change occurs in the water gauge on the active section until corrective action has been made; to cease mining if a 10 percent decrease in the quantity of air is measured at either monitor point "A" or "B" in the active section until corrective action has been made; and to cease mining if an increase of .05 percent of methane is detected at either monitor point in the active section until corrective action has been made. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

5. Hunt Midwest Mining, Inc., Licausi Services Company, Holland Corporation, Amerigold Corporation, Missouri Rock, Inc., and Parkville Stone Company

[Docket No. M-95-07-M]

Hunt Midwest Mining, Inc., Route 13, 4th Street & Randolph Road, Randolph, Missouri 64161 has filed a petition to modify the application of 30 CFR 49.8 (training for mine rescue teams) to its Randolph Mine (I.D. No. 23-00154) located in Clay County, Missouri. The petitioner is requesting this modification for The Kansas City Mine Rescue Teams and states that the following underground mining companies would also be affected by this modification: Licausi Services Company, Carefree Quarries (I.D. No. 23-00007) located in Jackson County, Missouri; Holland Corporation, Mine No. 1 (I.D. No. 14-00761) located in Johnson County, Kansas; Amerigold Corporation, Inland Quarries (I.D. No. 14-00159) located in Wyandotte County, Kansas; Missouri Rock, Inc., Missouri Rock, Inc. Mine (I.D. No. 23-01981) located in Clay County, Missouri; and Parkville Stone Company, Parkville Stone Mine (I.D. No. 23-01883) located in Platte County, Missouri. The petitioner requests a modification to allow training requirements to be met at different time frames. The petitioner proposes to conduct training three hours under oxygen four times annually for twelve hours instead of two hours every other month for the same annual hours; and to hold training six times annually with equipment checks monthly, and to reserve two sessions for annual physicals and first aid training. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

Request for Comments

Persons interested in these petitions may furnish written comments. These comments must be filed with the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before June 19, 1995. Copies of these petitions are available for inspection at that address.

Dated: May 11, 1995.

Patricia W. Silvey,

Director, Office of Standards, Regulations and Variances.

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