require you to provide your name and contact information. Your contact information will be viewable to DOE Building Technologies staff only. Your contact information will not be publicly viewable except for your first and last names, organization name (if any), and submitter representative name (if any). If your comment is not processed properly because of technical difficulties, DOE will use this information to contact you. If DOE cannot read your comment due to technical difficulties and cannot contact you for clarification, DOE may not be able to consider your comment.

However, your contact information will be publicly viewable if you include it in the comment itself or in any documents attached to your comment. Any information that you do not want to be publicly viewable should not be included in your comment, nor in any document attached to your comment. Otherwise, persons viewing comments will see only first and last names, organization names, correspondence containing comments, and any documents submitted with the comments.

Do not submit to www.regulations.gov information for which disclosure is restricted by statute, such as trade secrets and commercial or financial information (hereinafter referred to as Confidential Business Information (“CBI”)). Comments submitted through www.regulations.gov cannot be claimed as CBI. Comments received through the website will waive any CBI claims for the information submitted. For information on submitting CBI, see the Confidential Business Information section.

DOE processes submissions made through www.regulations.gov before posting. Normally, comments will be posted within a few days of being submitted. However, if large volumes of comments are being processed simultaneously, your comment may not be viewable for up to several weeks. Please keep the comment tracking number that www.regulations.gov provides after you have successfully uploaded your comment.

Submitting comments via email. Comments and documents submitted via email also will be posted to www.regulations.gov. If you do not want your personal contact information to be publicly viewable, do not include it in your comment or any accompanying documents. Instead, provide your contact information in a cover letter. Include your first and last names, email address, telephone number, and optional mailing address. With this instruction followed, the cover letter will not be publicly viewable as long as it does not include any comments.

Include contact information each time you submit comments, data, documents, and other information to DOE. No faxes will be accepted.

Comments, data, and other information submitted to DOE electronically should be provided in PDF (preferred), Microsoft Word or Excel, WordPerfect, or text (ASCII) file format. Provide documents that are not secured, that are written in English, and that are free of any defects or viruses. Documents should not contain special characters or any form of encryption and, if possible, they should carry the electronic signature of the author.

Campaign form letters. Please submit campaign form letters by the originating organization in batches of between 50 to 500 form letters per PDF or as one form letter with a list of supporters’ names compiled into one or more PDFs. This reduces comment processing and posting time.

Confidential Business Information. Pursuant to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit via email to CommClothesWashers2019STD044@ee.doe.gov two well-marked copies: One copy of the document marked “confidential” including all the information believed to be confidential, and one copy of the document marked “non-confidential” with the information believed to be confidential deleted. DOE will make its own determination about the confidential status of the information and treat it according to its determination.

It is DOE’s policy that all comments may be included in the public docket, without change and as received, including any personal information provided in the comments (except information deemed to be exempt from public disclosure).

E. Issues on Which DOE Seeks Comment

DOE welcomes comments and views on any aspect of this proposal from all interested parties.

VIII. Approval of the Office of the Secretary

The Secretary of Energy has approved publication of this notification of proposed determination and request for comment.

Signing Authority

This document of the Department of Energy was signed on December 14, 2021, by Kelly J. Speakes-Backman, Principal Deputy Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the Federal Register.

Signed in Washington, DC, on December 15, 2021.

Treena V. Garrett,
Federal Register Liaison Officer, U.S. Department of Energy.

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BILLING CODE 6450–01–P

DEPARTMENT OF LABOR

Mine Safety and Health Administration

30 CFR Parts 56, 57 and 77

[Docket No. MSHA–2018–0016]

RIN 1219–AB91

Safety Program for Surface Mobile Equipment

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Proposed rule; reopening of the rulemaking record for public comments; notice of public hearing.

SUMMARY: In response to a public request, the Mine Safety and Health Administration (MSHA) is reopening the rulemaking record for public comments and holding a virtual public hearing on the Agency’s proposed rule addressing Safety Program for Surface Mobile Equipment.

DATES:

Hearing date: The virtual public hearing will be held on January 11, 2022.

Additional information on how to participate is listed below under SUPPLEMENTARY INFORMATION.

Reopening of the rulemaking record: The 60-day comment period for the proposed rule, published on September 9, 2021 (86 FR 50496), closed on November 8, 2021. In response to a public request, MSHA is now reopening the rulemaking record for additional public comments. All comments must be received or postmarked by 11:59 p.m.

**ADDRESSES:** Submit comments and informational materials, identified by RIN 1219–AB91 or Docket No. MSHA–2018–0016 by one of the following methods:

- E Mail: zzMSHA-comments@dol.gov.
- Hand Delivery or Courier: 201 12th Street South, Suite 4E401, Arlington, Virginia, between 9:00 a.m. and 5:00 p.m. Eastern Standard Time Monday through Friday, except federal holidays. Before visiting MSHA in person, call 202–693–9440 to make an appointment, in keeping with the Department of Labor’s COVID–19 policy. Special health precautions may be required.
- Fax: 202–693–9441.

**Instructions:** All submissions must include RIN 1219–AB91 or Docket No. MSHA–2018–0016. Do not include personal or proprietary information that you do not wish to disclose publicly. If a commenter marks parts of a comment as “business confidential” information, MSHA will not post those parts of the comment. Otherwise, MSHA will post all comments without change, including personal information.

**Docket:** For access to the docket to read comments and background documents, go to http://www.regulations.gov. The docket can also be reviewed in person at MSHA, Office of Standards, Regulations, and Variances, 201 12th Street South, Arlington, Virginia, between 9:00 a.m. and 5:00 p.m. (Eastern Standard Time) Monday through Friday, except federal holidays. Before visiting MSHA in person, call 202–693–9455 to make an appointment, in keeping with the Department of Labor’s COVID–19 policy. Special health precautions may be required.

**FOR FURTHER INFORMATION CONTACT:** Aromie Noe, Acting Director, Office of Standards, Regulations and Variances, MSHA at Noe.Song-Ae@dol.gov (email), 202–693–9440 (voice) or 202–693–9441 (facsimile). (These are not toll free numbers).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

On September 9, 2021, MSHA published a proposed rule (86 FR 50496) that would require that mine operators employing six or more miners develop and implement a written safety program for mobile and powered haulage equipment (excluding belt conveyors) at surface mines and surface areas of underground mines. The written safety program would include actions mine operators would take to identify hazards and risks to reduce accidents, injuries, and fatalities related to surface mobile equipment. The proposal would offer mine operators flexibility to devise a safety program that is appropriate for their specific mining conditions and operations. The 60-day comment period closed on November 8, 2021. However, in response to a public request, the MSHA will hold a virtual public hearing to receive additional comments and data from stakeholders on the proposed rule. The comment period is reopened until February 11, 2022. Comments received since November 8, 2021 will also be made a part of the rulemaking record.

**II. Virtual Public Hearing**

MSHA will hold a virtual public hearing on the proposed rule to provide the public with an opportunity to present oral statements and other information on this rulemaking.

The virtual public hearing will be held on January 11, 2022, and will begin at 10 a.m. Eastern Standard Time, and will end after the last presenter speaks.

The virtual public hearing will begin with an opening statement from MSHA, followed by an opportunity for members of the public to make oral presentations (see Public Participation information below). Speakers and other attendees may present information to MSHA for inclusion in the rulemaking record. The virtual public hearing will be conducted in an informal manner. Formal rules of evidence or cross examination will not apply. A verbatim transcript of the proceeding will be prepared and made a part of the rulemaking record. Copies of the transcript will be available to the public. The transcript may also be viewed on MSHA’s website at https://arlweb.msha.gov/currentcomments.asp.

**Public Participation**

A. To speak in the hearing:

  - Speakers will be called in the order in which they signed up. If you do not register in advance and you wish to speak, you will be called after all those who registered have spoken.

B. To participate by Phone or WebEx:

- Pre-registration is not required to attend the hearing.
- **To attend by Phone:**
  - Dial the toll-free conference number: 877–465–7975.
- **To attend by WebEx:**
  - To log into the virtual public hearing, go to: https://usdol.webex.com.
  - Enter Meeting number: 2760 635 2000.
  - Enter Meeting password: Welcome24.

**III. Request for Comments**

MSHA is interested in any information and data associated with safety programs for surface mobile equipment. The Agency is particularly interested in any aspect of the safety programs that work best and are most effective. The Agency also is interested in comments on MSHA’s proposal to require a written safety program for mine operators employing six or more miners. Please be very specific and include supporting rationale.

The Agency is interested in receiving comments from all members of the mining community and all interested stakeholders. MSHA will accept comments from any interested party, including those not presenting oral statements during the virtual public hearing. Where possible, specific examples to support the rationale are strongly encouraged. If a commenter marks parts of a comment as “business confidential” information, MSHA will not post those parts of the comment.

The comment period is reopened until February 11, 2022. All comments must be received or postmarked by 11:59 p.m. Eastern Standard Time on February 11, 2022.

Patricia W. Silvey,
Deputy Assistant Secretary of Labor for Mine Safety and Health.

[FR Doc. 2021–27478 Filed 12–17–21; 8:45 am]

**BILLING CODE 4520–43–P**