

the Drager Xplore 8700 (EX) in accordance with 30 CFR 48.8. The operator shall train new miners on the requirements of the PDO granted by MSHA in accordance with 30 CFR 48.5 and shall train experienced miners on the requirements of the PDO granted by MSHA in accordance with 30 CFR 48.6. The operator shall keep a record of such training and provide such record to MSHA upon request.

(s) The operator shall post the PDO granted by MSHA in unobstructed locations on the bulletin boards and/or in other conspicuous places where notices to miners are ordinarily posted, for a period of not less than 60 consecutive days. Unless specifically mentioned herein, nothing in the PDO granted by MSHA changes or supersedes the requirements otherwise imposed by the Mine Act, other mandatory standards or regulations, or approved plans. The petitioner shall include the above terms and conditions in the initial and annual refresher training as required in its approved Part 48 training plans to ensure that miners are aware of the stipulations contained in the PDO granted by MSHA.

(t) The miners at Foidel Creek are not represented by a labor organization and the Amended Petition is posted on the mine bulletin board as of January 8, 2025.

In support of the proposed alternative method, the petitioner has also submitted a copy of the PDO for the previously filed petition to permit the use of the Versaflo TR-800 PAPR and the Clean Space EX PAPR (Docket No. M-2023-010-C), manufacturer spec sheets for the Drager X-plore 8700 PAPR and certificates of compliance from CSAGroup.

The petitioner asserts that the alternative method will guarantee no less than the same measure of protection afforded the miners under the mandatory standard.

Song-ae Aromie Noe,

Director, Office of Standards, Regulations, and Variances.

[FR Doc. 2025-03390 Filed 2-28-25; 8:45 am]

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DEPARTMENT OF LABOR

Mine Safety and Health Administration

Petition for Modification of Application of Existing Mandatory Safety Standards

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Notice.

SUMMARY: This notice is a summary of a petition for modification submitted to the Mine Safety and Health Administration (MSHA) by Canyon Fuel Company, LLC.

DATES: All comments on the petition must be received by MSHA's Office of Standards, Regulations, and Variances on or before April 2, 2025.

ADDRESSES: You may submit comments identified by Docket No. MSHA-2025-0024 by any of the following methods:

1. *Federal eRulemaking Portal:* <https://www.regulations.gov>. Follow the instructions for submitting comments for MSHA-2025-0024.

2. *Fax:* 202-693-9441.

3. *Email:* petitioncomments@dol.gov

4. *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations, and Variances, 200 Constitution Ave. NW, Washington, DC 20210.

Attention: S. Aromie Noe, Director, Office of Standards, Regulations, and Variances. Persons delivering documents are required to check in at the receptionist's desk. Individuals may inspect copies of the petition and comments during normal business hours at the address listed above. Before visiting MSHA in person, call 202-693-9455 to make an appointment.

FOR FURTHER INFORMATION CONTACT: S. Aromie Noe, Office of Standards, Regulations, and Variances at 202-693-9440 (voice), Petitionsformodification@dol.gov (email), or 202-693-9441 (fax). [These are not toll-free numbers.]

SUPPLEMENTARY INFORMATION: Section 101(c) of the Federal Mine Safety and Health Act of 1977 and title 30 of the Code of Federal Regulations (CFR) part 44 govern the application, processing, and disposition of petitions for modification.

I. Background

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary of Labor determines that:

1. An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or

2. The application of such standard to such mine will result in a diminution of safety to the miners in such mine.

In addition, sections 44.10 and 44.11 of 30 CFR establish the requirements for filing petitions for modification.

II. Petition for Modification

Docket Number: M-2025-017-C.
Petitioner: Canyon Fuel Company, LLC, 597 South SR 24, Salina, Utah 84654.

Mine: Sufco Mine, MSHA ID No. 42-00089, located in Sevier County, Utah.

Regulation Affected: 30 CFR 75.507-1(a), Permissible electric equipment.

Modification Request: The petitioner requests a modification of 30 CFR 75.507-1(a) to permit an alternate method of compliance for respiratory protection. Specifically, the petitioner proposes to use the Drager X-plore 8000 powered air purifying respirator (PAPR) to protect miners from potential exposure to respirable dust during normal mining conditions, in return air outby the last open cross cut.

The petitioner states that:

(a) Sufco Mine is proposing to use the Drager X-plore 8000 PAPR in conjunction with the 3M Versa Flo units that have been approved for use. The 3M Versa Flo unit is highly used in the medical field which causes shortage and backorders of filters and other parts of the unit. Sufco feels that the Drager PAPR would help relieve the issues of storages and backorders for the 3M Versa Flo unit filters and other parts, and so that miners will still be provided a method that provides a direct reduction of miners' exposure to respirable dust, thus reducing their health risks.

(b) The Drager X-plore 8000 PAPR provides a constant flow of filtered air to the miners, which provides a direct reduction of miners' exposure to respirable dust, thus reducing their health risks. There are no other MSHA-approved units.

(c) The Drager X-plore 8000 PAPRs are ergonomically designed for greater movement in tight workspaces. This respirator has the following features: helps protect against certain airborne contaminants; is easy to use and maintain; has interchangeable components, which will enable Sufco to customize the PAPR system to help meet the needs of our specific application; is intrinsically safe; has audible and visual alarms; has a multi-speed blower; and the battery offers long run time and charges quickly.

(d) The Drager X-plore 8000 is intrinsically safe and certified by UL under the ANSI/UL 60079-11:13 standard to be used in hazardous locations.

(e) The alternative method will provide no less than the same measure of protection afforded the miners under the existing standard.

The petitioner proposes the following alternative method:

(a) The batteries for the PAPRs shall be charged outby the last open crosscut when not in operation.

(b) The batteries shall be charged by the following products: Drager battery Charger for the X-plore 8000 standard charger.

(c) The Drager X-plore 8000 PAPR shall only use the Drager X-plore 8700 battery.

(d) Affected miners shall be trained in the proper use and care of the PAPR units in accordance with manufacturers' instructions.

(e) The instrument shall be checked for physical damage and the integrity of the case.

(f) If methane is detected in concentrations of 1.0 percent or more, procedures in accordance with 30 CFR 75.323 shall be followed.

(g) There are no representatives of miners at Canyon Fuel Company, LLC, Sufco Mine. A copy of this petition has been posted on the bulletin board on December 29, 2024.

In support of the proposed alternative method, the petitioner has also submitted manufacturer spec sheets for the Drager X-plore PAPR and certificates of compliance from CSA Group, a nationally recognized testing laboratory (NRTL) in the U.S. and an Accredited Certification Organization by Standards Councils of Canada in Canada.

The petitioner asserts that the alternative method will guarantee no less than the same measure of protection afforded the miners under the mandatory standard.

Song-ae Aromie Noe,

Director, Office of Standards, Regulations, and Variances.

[FR Doc. 2025-03388 Filed 2-28-25; 8:45 am]

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DEPARTMENT OF LABOR

Mine Safety and Health Administration

Petition for Modification of Application of Existing Mandatory Safety Standards

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Notice.

SUMMARY: This notice is a summary of a petition for modification submitted to the Mine Safety and Health Administration (MSHA) by Peabody Twentymile Mining, LLC.

DATES: All comments on the petition must be received by MSHA's Office of Standards, Regulations, and Variances on or before April 2, 2025.

ADDRESSES: You may submit comments identified by Docket No. MSHA-2025-0020 by any of the following methods:

1. *Federal eRulemaking Portal:* <https://www.regulations.gov>. Follow the instructions for submitting comments for MSHA-2025-0020.

2. *Fax:* 202-693-9441.

3. *Email:* petitioncomments@dol.gov.

4. *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations, and Variances, 200 Constitution Ave. NW, Washington, DC 20210.

Attention: S. Aromie Noe, Director, Office of Standards, Regulations, and Variances. Persons delivering documents are required to check in at the receptionist's desk. Individuals may inspect copies of the petition and comments during normal business hours at the address listed above. Before visiting MSHA in person, call 202-693-9455 to make an appointment.

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SUPPLEMENTARY INFORMATION: Section 101(c) of the Federal Mine Safety and Health Act of 1977 and title 30 of the Code of Federal Regulations (CFR) part 44 govern the application, processing, and disposition of petitions for modification.

I. Background

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary of Labor determines that:

1. An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or

2. The application of such standard to such mine will result in a diminution of safety to the miners in such mine.

In addition, sections 44.10 and 44.11 of 30 CFR establish the requirements for filing petitions for modification.

II. Petition for Modification

Docket Number: M-2025-014-C.

Petitioner: Peabody Twentymile Mining, LLC, 29515 Routt County Road 27, Oak Creek, Colorado 80467.

Mine: Foidel Creek Mine, MSHA ID No. 05-03836, located in Routt County, Colorado.

Regulation Affected: 30 CFR 75.500(d), Permissible electric equipment.

Modification Request: The petitioner requests a modification of 30 CFR 75.500(d) to permit alternative methods of compliance to permit the use of additional respiratory dust protection. Specifically, the petitioner proposes to use the Drager X-plore 8700 powered air purifying respirator (PAPR).

The petitioner states that:

(a) The Foidel Creek Mine is located at 29515 Routt County Road 27, Oak Creek, Colorado 80467. The mine's contact person is Terry Morson, Safety Manager. The Foidel Creek Mine is a typical western drift mine that opened in 1983. The mine has four portals and three shafts into the Wadge Seam, the latter consisting of two intake portals and one return portal. There is also one inner seam return shaft to the Wolf Creek Seam.

(b) The mine employs approximately 150 personnel underground and 49 on the surface, including office employees. The mine operates 2 shifts, 7 days a week. There is one longwall section in the Wolf Creek Seam, 985 feet long, approximately 9 feet in mining height, with the panel approximately 9,000 feet long. A longwall crew of 7 miners typically operates on the graveyard shift, seven days per week, and a second longwall crew frequently works on dayshift. A continuous mining machine (CMM) crew of 8 miners working seven days per week on the graveyard shift extracts coal using the room and pillar method, and a second CMM crew works frequently on the dayshift. The mine's total production was 91,038 tons during the 4th quarter of 2023. Total methane liberation in the 2nd quarter of FY 2023 was 174,495 cubic feet per day.

(c) Conveyor belts transport coal out of the mine. Diesel-powered mantrips are used to transport miners in and out of the mine.

(d) The mine is ventilated by the following three fans:

(1) 5 MN Fan—Buffalo Forge, Model MS-1 28/16, RPM: 880/1,180, Diameter: 110 inches, HP: 3,000, Volts: 4,160, Water Gage: 11.1 inches, Axial Vane, Running.

(2) Bleeder Tap Fan—National Turbine, Model NT 122206, RPM: 3,000, Diameter: 12 inches, HP: 125, Volts: 480, Not recorded, Multi-stage pump, Running.

(3) 0 Entry Fan—Jeffery Model 84UA96, RPM: 1,195, Diameter: 96 inches, HP: 1,000, Volts: 4,160, Water Gage: 9.4 inches, Axial Vane, Idle.

(e) Peabody seeks modification of 30 CFR 75.500(d), as it pertains to use of