

Advisory Council at the above address. Papers will be accepted and included in the record of the meeting if received on or before May 27, 1996.

Signed at Washington, DC this 20th day of May, 1996.

Olena Berg,

*Assistant Secretary, Pension and Welfare Benefits Administration.*

[FR Doc. 96-13009 Filed 5-22-96; 8:45 am]

BILLING CODE 4510-29-M

## Mine Safety and Health Administration

### Summary of Decisions Granting in Whole or in Part Petitions for Modification

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Notice of affirmative decisions issued by the Administrators for Coal Mine Safety and Health and Metal and Nonmetal Mine Safety and Health on petitions for modification of the application of mandatory safety standards.

**SUMMARY:** Under section 101(c) of the Federal Mine Safety and Health Act of 1977, the Secretary of Labor may modify the application of a mandatory safety standard to a mine if the Secretary determines either that an alternate method exists at a specific mine that will guarantee no less protection for the miners affected than that provided by the standard, or that the application of the standard at a specific mine will result in a diminution of safety to the affected miners.

Summaries of petitions received by the Secretary appear periodically in the Federal Register. Final decisions on these petitions are based upon the petitioner's statements, comments and information submitted by interested persons, and a field investigation of the conditions at the mine. MSHA has granted or partially granted the requests for modification submitted by the petitioners listed below. In some instances, the decisions are conditioned upon compliance with stipulations stated in the decision.

**FOR FURTHER INFORMATION CONTACT:** Petitions and copies of the final decisions are available for examination by the public in the Office of Standards, Regulations, and Variances, MSHA, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Contact Barbara Barron at 703-235-1910.

Dated: May 14, 1996.

Patricia W. Silvey,

*Director, Office of Standards, Regulations and Variances.*

### Affirmative Decisions on Petitions for Modification

*Docket No.:* M-93-024-C.

*FR Notice:* 58 FR 13805.

*Petitioner:* Peabody Coal Company.

*Reg Affected:* 30 CFR 77.900.

*Summary of Findings:* Petitioner's proposal to use a magnetic motor starter instead of tripping a circuit breaker for ground phase protection and undervoltage protection, use a circuit breaker for short circuit protection, and use the magnetic motor starter and circuit breaker for overload protection for serving portable or mobile phase alternating current equipment considered acceptable alternative method. Granted Hawthorn Mine with conditions.

*Docket No.:* M-93-087-C.

*FR Notice:* 58 FR 39236.

*Petitioner:* Neumeister Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section and physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-089-C.

*FR Notice:* 58 FR 39236.

*Petitioner:* Neumeister Coal Company.

*Reg Affected:* 30 CFR 75.1002-1(a).

*Summary of Findings:* Petitioner's proposal to use nonpermissible electric equipment within 150 feet of the pillar line and to suspend equipment operation anytime the methane concentration at the equipment reaches 0.25 percent, either during operation or a preshift examination considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for the use of nonpermissible electric drags and associated nonpermissible electric components located within 150 feet from pillar workings.

*Docket No.:* M-93-090-C.

*FR Notice:* 58 FR 39236.

*Petitioner:* Neumeister Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers to replace existing

requirements where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-091-C.

*FR Notice:* 58 FR 39236.

*Petitioner:* Neumeister Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-092-C.

*FR Notice:* 58 FR 39236.

*Petitioner:* Neumeister Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-099-C.

*FR Notice:* 58 FR 39237.

*Petitioner:* E & E Fuels Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers to replace existing requirements where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-100-C.

*FR Notice:* 58 FR 39237.

*Petitioner:* E & E Fuels Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet

intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-101-C.

*FR Notice:* 58 FR 39237.

*Petitioner:* E & E Fuels Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for annual revisions and supplements of the mine maps.

*Docket No.:* M-93-109-C.

*FR Notice:* 58 FR 39238.

*Petitioner:* Wenrich Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-111-C.

*FR Notice:* 58 FR 39238.

*Petitioner:* Wenrich Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers to replace existing requirements where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-119-C.

*FR Notice:* 58 FR 39239.

*Petitioner:* R. and D. Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross sections instead of

contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of miner above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-120-C.

*FR Notice:* 58 FR 39239.

*Petitioner:* R. and D. Coal Company.

*Reg Affected:* 30 CFR 1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-124-C.

*FR Notice:* 58 FR 39240.

*Petitioner:* Kintzel Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for Lykens No. 6 Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-127-C.

*FR Notice:* 58 FR 39240.

*Petitioner:* Kintzel Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers to replace existing requirements where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Lykens No. 6 Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-128-C.

*FR Notice:* 58 FR 39240

*Petitioner:* Kintzel Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Lykens No. 6 Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-129-C.

*FR Notice:* 58 FR 39240.

*Petitioner:* Kintzel Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for Lykens No. 6 Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-134-C.

*FR Notice:* 58 FR 39241.

*Petitioner:* M & S Coal Company.

*Reg Affected:* 30 CFR 75.1002-1(a).

*Summary of Findings:* Petitioner's proposal to use nonpermissible electric equipment within 150 feet of the pillar line and to suspend equipment operation anytime the methane concentration at the equipment reaches 0.25 percent, either during operation or a preshift examination considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for the use of nonpermissible electric drags and associated nonpermissible electric components located within 150 feet from pillar workings.

*Docket No.:* M-93-135-C.

*FR Notice:* 58 FR 39241.

*Petitioner:* M & S Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers to replace existing requirements where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-136-C.

*FR Notice:* 58 FR 39241.

*Petitioner:* M & S Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-138-C.

*FR Notice:* 58 FR 39241.

*Petitioner:* Jeff Coal Company.

*Reg Affected:* 30 CFR 75.1002-1(a).

*Summary of Findings:* Petitioner's proposal to use nonpermissible electric equipment within 150 feet of the pillar line and to suspend equipment operation anytime the methane concentration at the equipment reaches 0.25 percent, either during operation or a preshift examination considered acceptable alternative method. Granted for Tracy Vein Slope Mine with conditions for use of nonpermissible battery-powered locomotives located within 150 feet from pillar workings.

*Docket No.:* M-93-139-C.

*FR Notice:* 58 FR 39241.

*Petitioner:* Jeff Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Tracy Vein Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-140-C.

*FR Notice:* 58 FR 39242.

*Petitioner:* Jeff Coal Company.

*Reg Affected:* 30 CFR 1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels

considered acceptable alternative method. Granted for Tracy Vein Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-141-C.

*FR Notice:* 58 FR 39242.

*Petitioner:* Jeff Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for Tracy Vein Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-155-C.

*FR Notice:* 58 FR 39570.

*Petitioner:* Little Rock Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for No. 1 Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-156-C.

*FR Notice:* 58 FR 39570.

*Petitioner:* Little Rock Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for No. 1 Slope Mine with conditions for annual revisions and supplement of the mine map.

*Docket No.:* M-93-163-C.

*FR Notice:* 58 FR 41295.

*Petitioner:* Nowacki Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for

Nowacki Coal Company Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-164-C.

*FR Notice:* 58 FR 41295.

*Petitioner:* Nowacki Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Nowacki Coal Company Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-165-C.

*FR Notice:* 58 FR 41295.

*Petitioner:* Nowacki Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for Nowacki Coal Company Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-169-C.

*FR Notice:* 58 FR 41295.

*Petitioner:* Tito Coal.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for White Vein Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-170-C.

*FR Notice:* 58 FR 41296.

*Petitioner:* Tito Coal.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being

mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for White Vein Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-171-C.

*FR Notice:* 58 FR 41296.

*Petitioner:* Tito Coal.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for White Vein Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-176-C.

*FR Notice:* 58 FR 41296.

*Petitioner:* Little Buck Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-177-C.

*FR Notice:* 58 FR 41296.

*Petitioner:* Little Buck Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-178-C.

*FR Notice:* 58 FR 41296.

*Petitioner:* Little Buck Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the

required 6 month interval and to update maps daily by hand notations considered acceptable alternative method. Granted for No. 2 Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-184-C.

*FR Notice:* 58 FR 41297.

*Petitioner:* Primrose Coal Company.

*Reg Affected:* 30 CFR 75.1002-1.

*Summary of Findings:* Petitioner's proposal to use nonpermissible electric equipment within 150 feet of the pillar line and to suspend equipment operation anytime the methane concentration at the equipment reaches 0.25 percent, either during operation or a preshift examination considered acceptable alternative method. Granted for Primrose Slope Mine with conditions for use of nonpermissible battery-powered locomotives located within 150 feet from pillar workings.

*Docket No.:* M-93-185-C.

*FR Notice:* 58 FR 41297.

*Petitioner:* Primrose Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Primrose Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-186-C.

*FR Notice:* 58 FR 41297.

*Petitioner:* Primrose Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Primrose Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-194-C.

*FR Notice:* 58 FR 41298.

*Petitioner:* Brookside Coal Company.

*Reg Affected:* 30 CFR 1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not

practical considered acceptable alternative method. Granted for Four Foot Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-203-C.

*FR Notice:* 58 FR 44700.

*Petitioner:* Sunset Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-205-C.

*FR Notice:* 58 FR 44700.

*Petitioner:* Sunset Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-206-C.

*FR Notice:* 58 FR 44701.

*Petitioner:* Sunset Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Orchard Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-218-C.

*FR Notice:* 58 FR 46219.

*Petitioner:* Rhen Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat

during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for Skidmore Slope Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-220-C.

*FR Notice:* 58 FR 46219.

*Petitioner:* Rhen Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Skidmore Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-221-C.

*FR Notice:* 58 FR 46219.

*Petitioner:* Rhen Coal Company.

*Reg Affected:* 30 CFR 1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Skidmore Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-232-C.

*FR Notice:* 58 FR 46221.

*Petitioner:* S & M Coal Company.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-234-C.

*FR Notice:* 58 FR 46221.

*Petitioner:* S & M Coal Company.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for firefighting equipment in the working section.

*Docket No.:* M-93-235-C.

*FR Notice:* 58 FR 46221.

*Petitioner:* S & M Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Buck Mountain Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-236-C.

*FR Notice:* 58 FR 46221.

*Petitioner:* S & M Coal Company.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative. Granted for Buck Mountain Slope Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-263-C.

*FR Notice:* 58 FR 57626.

*Petitioner:* B & B Anthracite Coal Company.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels

considered acceptable alternative method. Granted for Rock Ridge Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-264-C.

*FR Notice:* 58 FR 57626.

*Petitioner:* B & B Anthracite Coal Company.

*Reg Affected:* 30 CFR 1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for Rock Ridge No. 1 Slope Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-285-C.

*FR Notice:* 58 FR 57626.

*Petitioner:* International Anthracite Corp.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative. Granted for B & M Tunnel Mine with conditions for annual revisions and supplements of the mine map.

*Docket No.:* M-93-289-C.

*FR Notice:* 58 FR 58567.

*Petitioner:* R S & W Coal Company, Inc.

*Reg Affected:* 30 CFR 75.360(b)(5).

*Summary of Findings:* Petitioner's proposal to examine each seal for physical damage from the slope gunboat during the preshift examination after an air quantity reading is taken in by the intake portal, to test for the quantity and quality of air at the intake air split locations off the slope in the gangway portion of the working section, and to physically examine the entire length of the slope once a month considered acceptable alternative method. Granted for R S & W Drift Mine with conditions for examinations of seals in the intake air haulage slope of this mine.

*Docket No.:* M-93-291-C.

*FR Notice:* 58 FR 58567.

*Petitioner:* R S & W Coal Company, Inc.

*Reg Affected:* 30 CFR 75.1002-1(a).

*Summary of Findings:* Petitioner's proposal to use nonpermissible electric equipment within 150 feet of the pillar line and to suspend equipment operation anytime the methane concentration at the equipment reaches 0.25 percent, either during operation or a preshift examination considered acceptable alternative method. Granted for R S & W Drift Mine with conditions for use of nonpermissible battery-powered locomotives located within 150 feet from pillar workings.

*Docket No.:* M-93-292-C.

*FR Notice:* 58 FR 58568.

*Petitioner:* R S & W Coal Company, Inc.

*Reg Affected:* 30 CFR 75.1100-2(a)(2).

*Summary of Findings:* Petitioner's proposal to use only portable fire extinguishers where rock dust, water cars, and other water storage are not practical considered acceptable alternative method. Granted for R S & W Drift Mine with conditions for fire-fighting equipment in the working section.

*Docket No.:* M-93-293-C.

*FR Notice:* 58 FR 58568.

*Petitioner:* R S & W Coal Company, Inc.

*Reg Affected:* 30 CFR 75.1200 (d), (h), and (i).

*Summary of Findings:* Petitioner's proposal to use cross-sections instead of contour lines through the intake slope, at locations of rock tunnel connections between veins, and at 1,000 feet intervals of advance from the intake slope and to limit the mapping of mine workings above and below to those present within 100 feet of the vein being mined except when veins are interconnected to other veins beyond the 100 feet limit through rock tunnels considered acceptable alternative method. Granted for R S & W Drift Mine with conditions for the use of cross-sections, in lieu of contour lines, limiting the mapping of mines above or below this mine to those within 100 feet of the vein being mined.

*Docket No.:* M-93-294-C.

*FR Notice:* 58 FR 58568.

*Petitioner:* R S & W Coal Company, Inc.

*Reg Affected:* 30 CFR 75.1202-1(a).

*Summary of Findings:* Petitioner's proposal to revise and supplement mine maps on an annual basis instead of the required 6 month interval and to update maps daily by hand notations considered acceptable alternative. Granted for R S & W Drift Mine with

conditions for annual revisions and supplements of the mine map.

[FR Doc. 96-12973 Filed 5-22-96; 8:45 am]

BILLING CODE 4510-43-P

### **Pension and Welfare Benefits Administration**

#### **Working Group on the Impact of Alternative Tax Proposals on ERISA Employer-Sponsored Plans, Advisory Council on Employee, Welfare and Pension Benefits Plans; Meeting**

Pursuant to the authority contained in Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, a public meeting of the Working Group on the Impact of Alternative Tax Proposals on ERISA Employer-Sponsored Plans of the Advisory Council on Employee Welfare and Pension Benefit Plans will be held on June 19, 1996, in Room N3437 C&D, U.S. Department of Labor Building, Third and Constitution Avenue, N.W., Washington, DC 20210.

The purpose of the meeting, which will be held in two sessions from 9:30 a.m. to noon and from 1 to 3:30 p.m., is to take public testimony on various federal tax reform proposals and the impact they may have on employer-sponsored plans, with the primary focus being on retirement plans.

Members of the public are encouraged to file a written statement pertaining to any topic concerning ERISA by submitting 20 copies on or before May 27, 1996, to Sharon Morrissey, Acting Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Suite N-5677, 200 Constitution Avenue, N.W., Washington, DC 20210. Individuals or representatives of organizations wishing to address the Working Group on the Impact of Alternative Tax Proposals on ERISA Employer-Sponsored Plans should forward their request to the Acting Executive Secretary or telephone (202) 219-8753. Oral presentations will be limited to 10 minutes, but an extended statement may be submitted for the record. Individuals with disabilities, who need special accommodations, should contact Sharon Morrissey by May 27 at the address indicated in this notice.

Organizations or individuals may also submit statements for the record without testifying. Twenty (20) copies of such statements should be sent to the Acting Executive Secretary of the Advisory Council at the above address. Papers will be accepted and included in the record or the meeting if received on or before May 27, 1996.

Signed at Washington, DC this 20th day of May, 1996.

Olena Berg,

*Assistant Secretary, Pension and Welfare Benefits Administration.*

[FR Doc. 96-13010 Filed 5-22-96; 8:45 am]

BILLING CODE 4510-29-M

#### **Working Group on Service Providers, Advisory Council on Employee Welfare and Pension Benefits Plans; Meeting**

Pursuant to the authority contained in section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, a public meeting of the Working Group on Service Providers of the Advisory Council on Employee Welfare and Pension Benefit Plans will be held on June 18, 1996, in Room N-3437 C&D, U.S. Department of Labor Building, Third and Constitution Avenue, N.W., Washington, DC 20210.

The purpose of the meeting, which will run from 9:30 a.m. to noon, is to begin taking testimony on the need to offer assistance to plans in determining how best to select and monitor service providers.

Members of the public are encouraged to file a written statement pertaining to any topic concerning ERISA by submitting 20 copies on or before May 27, 1996 to Sharon Morrissey, Acting Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Suite N-5677, 200 Constitution Avenue, N.W., Washington, DC 20210. Individuals or representatives of organizations wishing to address the Working Group on Service Providers should forward their request to the Acting Executive Secretary or telephone (202) 219-8753. Oral presentations will be limited to 10 minutes, but an extended statement may be submitted for the record. Individuals with disabilities, who need special accommodations, should contact Sharon Morrissey by May 27, 1996, at the address indicated in this notice.

Organizations or individuals may also submit statements for the record without testifying. Twenty (20) copies of such statements should be sent to the Acting Executive Secretary of the Advisory Council at the above address. Papers will be accepted and included in the record of the meeting if received on or before May 27.

Signed at Washington, DC this 20th day of May, 1996.

Olena Berg,

*Assistant Secretary, Pension and Welfare Benefits Administration.*

[FR Doc. 96-13011 Filed 5-22-96; 8:45 am]

BILLING CODE 4510-29-M