

Comments on Miner Act 2006 Section 2

B (ii)

“Provide for the maintenance of individuals trapped” needs to be well defined. This section of a plan needs to be very limited until the work on refuge alternatives is complete.

Post Accident Breathable Air.

The additional 2-hours of self rescuers “in the aggregate” must be defined as to what Congress meant. The Dictionary definition means the sum of or a total of 2-hours between the escapeways. One additional SCSR in each escapeway adds up to 2-hours. It should be MSHA’s intent to change the currently approved Outby Storage plans from the requirements of the ETS to fit the requirements of the Miner Act. The mine operator should not be required to comply with both.

The method used to determine the “average miner” needs to be addressed.

The method used to determine outby SCSR storage sites in compliance with the ETS seems to be an acceptable method if the travel distance is then cut in half to comply with the 30-minutes.

IV Training

At this time mine operators do not have an approved method of transferring from one SCSR to another. It is impossible to comply with the requirements of the ETS or the Act without the procedures or materials with which to train the miners.