

federal register

Monday
January 22, 1996

Part III

Department of Labor

Mine Safety and Health Administration

30 CFR Part 5

Fee Adjustments for Testing, Evaluation,
and Approval of Mining Products; Final
Rule

DEPARTMENT OF LABOR

Mine Safety and Health Administration

30 CFR Part 5

Fee Adjustments for Testing, Evaluation, and Approval of Mining Products

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Notice of fee adjustments.

SUMMARY: This notice revises the Mine Safety and Health Administration's (MSHA) user fees for testing, evaluation, and approval of certain products manufactured for use in underground mines. These fees are based on fiscal year 1995 data and reflect changes in approval processing operations, as well

as costs incurred to process approval actions.

DATES: These fee schedules are effective from January 22, 1996 through December 31, 1996. Approval applications postmarked before January 22, 1996 will be chargeable under the fee schedules as published on December 23, 1994.

FOR FURTHER INFORMATION CONTACT: Peter M. Turcic, Chief, Approval and Certification Center, R.R. 1, Box 251, Triadelphia, WV 26059; phone 304-547-2029.

SUPPLEMENTARY INFORMATION: In general, MSHA has computed the revised fees based on the cost to the government to provide testing, evaluation, and approval of products manufactured for use in underground mines. On May 8, 1987 (52 FR 17506), MSHA published a

final rule, 30 CFR Part 5—Fees for Testing, Evaluation, and Approval of Mining Products, which established the specific procedures for fee calculation, administration, and revisions. This revised fee schedule is established in accordance with the procedures of that rule.

The final rule for 30 CFR part 7, subpart J—Electric Motor Assemblies was issued February 22, 1993, with a 3-year phase-in period. Applications for approval of electric motor assemblies postmarked after February 22, 1996, must be submitted under 30 CFR part 7—Third Party Testing.

Dated: January 16, 1996.

J. Davitt McAteer,

Assistant Secretary for Mine Safety and Health.

FEE SCHEDULE EFFECTIVE JANUARY 1, 1996

[Based on FY 1995 data]

Action title	Hourly rate	Flat rate	Application fee
30 CFR PART 7—PRODUCT TESTING BY THIRD PARTY			
12 Approval Evaluation—Battery Assemblies	\$44		\$0
12 Approval Evaluation—Brattice and Ventilation Tubing	51		0
12 Approval Evaluation—Multiple-Shot Blasting Units	44		0
12 Approval Evaluation—Electric Motor Assemblies ¹	44		0
12 Approval Evaluation—Electric Cables and Splice Kits	49		0
14 Approval Extension—Batteries Assemblies	44		0
14 Approval Extension—Brattice and Ventilation Tubing	47		0
14 Approval Extension—Multiple-Shot Blasting Units	44		0
14 Approval Extension—Electric Motor Assemblies ¹	44		0
14 Approval Extension—Electric Cables and Splice Kits	48		0
40 Stamped Notification Acceptance Program (SNAP)		\$284	
30 CFR PART 15—EXPLOSIVES			
12 Approval Evaluation ²	47		0
Permissibility Tests for Explosives:			
Weigh-in	420		
Physical Exam: First size		295	
Chemical Analysis		1,797	
Air Gap—Minimum Product Firing Temperature		418	
Air Gap—Room Temperature		320	
Pendulum Friction Test		148	
Detonation Rate		320	
Gallery Test 7		6,760	
Gallery Test 8		5,030	
Toxic Gases (Large Chamber)		732	
Permissibility Tests for Sheathed Explosives:			
Physical Examination		128	
Chemical Analysis		1,044	
Gallery Test 9		1,944	
Gallery Test 10		1,944	
Gallery Test 11	1,944		
Gallery Test 12		1,944	
Drop Test		648	
Temperature Effects/Detonation		672	
Toxic Gases		580	
14 Approval Extension	47		0
30 CFR PART 18—ELECTRIC MOTOR DRIVEN EQUIPMENT AND ACCESSORIES			
12 Approval—Machine Evaluation ²	50		0
Approval—Machine Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		

FEE SCHEDULE EFFECTIVE JANUARY 1, 1996—Continued
 [Based on FY 1995 data]

Action title	Hourly rate	Flat rate	Application fee
Product Flame Test	48		
12 Approval—Instrument (testing included)	50		0
14 Approval Extension—Machine Evaluation ²	49		0
Approval Extension—Machine Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
14 Approval Extension—Instruments (testing included)	48		0
15 Acceptance Evaluation ²	46		0
Acceptance Testing:			
Explosion Test	42		
Wall Thickness Test	51		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
Compressibility Test (asbestos substitutes)	52		
16 Certification Evaluation ²	44		0
Certification Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
17 Acceptance Extension ²	46		0
Product Flame Test	48		
18 Certification Extension ²	44		0
Certification Extension Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
21 Field Modification ²	51		0
Field Modification Testing:			
Explosion Test	42		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
Arc Ignition Test	51		
23 Field Approval		260	
26 Permit—Machines ²	52		0
Permit Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
26 Permit—Instruments (testing included)	51		0
30 Intrinsic Safety Determination (testing included)	51		0
31 Intrinsic Safety Determination Extension (testing included)	50		0
32 Simplified Certification ²	46		0
Simplified Certification Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
34 Simplified Certification Extension ²	40		0
Simplified Certification Extension Testing:			
Explosion Test	42		
Surface/Temperature Test	41		
Impact Test	43		
Thermal Shock Test	43		
Product Flame Test	48		
40 Stamped Notification Acceptance Program (SNAP)		284	
41 Longwall Approval ²	51		0

FEE SCHEDULE EFFECTIVE JANUARY 1, 1996—Continued
 [Based on FY 1995 data]

Action title	Hourly rate	Flat rate	Application fee
Longwall Approval Testing:			
Explosion Test	42		
Thermal Shock Test	43		
Impact Test	43		
Product Flame Test	48		
Arc Ignition Test	51		
42 Longwall Approval Extension ²	50	0	
Longwall Approval Extension Testing:			
Explosion Test	42		
Thermal Shock Test	43		
Impact Test	43		
Product Flame Test	48		
Arc Ignition Test	51		
45 Shearer Evaluation ²	51		0
Shearer Evaluation Testing:			
Explosion Test	42		
Thermal Shock Test	43		
Impact Test	43		
Product Flame Test	48		
Arc Ignition Test	51		
46 Shearer Evaluation Extension ²	50	0	
Shearer Evaluation Extension Testing:			
Explosion Test	42		
Thermal Shock Test	43		
Impact Test	43		
Product Flame Test	48		
Arc Ignition Test	51		
47 Permit—Extension of Time		95	
48 Permit Modification—Machine	47		0
48 Permit Modification—Instrument (testing included)	47		0
30 CFR PART 19—ELECTRIC CAP LAMPS			
12 Approval (testing included)	46		0
14 Approval Extension (testing included)	46		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 20—ELECTRIC MINE LAMPS			
12 Approval (testing included)	45		0
14 Approval Extension (testing included)	45		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 21—FLAME SAFETY LAMPS			
12 Approval (testing included)	47		0
14 Approval Extension (testing included)	47		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 22—PORTABLE METHANE DETECTORS			
12 Approval (testing included)	49		0
14 Approval Extension (testing included)	49		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 23—TELEPHONES AND SIGNALING DEVICES			
12 Approval (testing included)	50		0
14 Approval Extension (testing included)	50		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 24—SINGLE-SHOT BLASTING UNITS			
12 Approval (testing included)	51		0
14 Approval Extension (testing included)	51		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 26—LIGHTING EQUIPMENT FOR ILLUMINATION			
12 Approval (testing included)	50		0
14 Approval Extension (testing included)	50		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 27—METHANE MONITORING SYSTEMS			
16 Certification (testing included)	51		0

FEE SCHEDULE EFFECTIVE JANUARY 1, 1996—Continued

[Based on FY 1995 data]

Action title	Hourly rate	Flat rate	Application fee
18 Certification Extension (testing included)	48		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 28—D.C. CURRENT FUSES			
12 Approval (testing included)	52		0
14 Approval Extension (testing included)	52		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 29—PORTABLE DUST ANALYZERS AND METHANE MONITORS			
12 Approval (testing included)	47		0
14 Approval Extension (testing included)	47		0
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 31—DIESEL MINE LOCOMOTIVES			
12 Approval	48		0
14 Approval Extension	48		0
30 CFR PART 32—MOBILE DIESEL-POWERED EQUIPMENT FOR NONCOAL MINES			
12 Approval	48		0
14 Approval Extension	48		0
16 Certification Evaluation ²	50		0
Certification Testing:			
Emissions Test	52		
Pre/Post Test Preparation	48		
18 Certification Extension Evaluation ²	47		0
Certification Extension Testing:			
Emissions Test	52		
Pre/Post Test Preparation	48		
30 CFR PART 33—DUST COLLECTORS			
12 Approval Evaluation without Cert. of Performance ²	51		0
Approval Testing: Dust Collector Test	52		
14 Approval Extension Evaluation ²	51		0
Approval Extension Testing: Dust Collector Test	52		
16 Certification Evaluation ²	51		0
Certification Testing: Dust Collector Test	52		
18 Certification Extension ²	51		0
Certification Extension Testing: Dust Collector Test	52		
21 Field Modification	50		0
29 Dust Collector Approval with Cert. of Performance		178	
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 35—FIRE-RESISTANT HYDRAULIC FLUIDS			
12 Approval (testing included)	46		0
14 Approval Extension (testing included)	46		0
30 CFR PART 36—MOBILE DIESEL-POWERED EQUIPMENT			
12 Approval	52		0
14 Approval Extension	50		0
16 Certification—Engine Evaluation ²	47		0
Certification—Engine Testing:			
Emissions Test	48		
Explosion Test	53		
Surface Temperature/Safety Controls Test	49		
Pre/Post Test Preparation	51		
18 Certification Extension—Engine Evaluation ²	47		0
Certification Extension—Engine Testing:			
Emissions Test	48		
Explosion Test	53		
Surface Temperature/Safety Controls Test	49		
Pre/Post Test Preparation	51		
21 Field Modification	53		0
27 Certification—Diesel Components Evaluation ²	50		0
Certification—Diesel Components Testing:			
Emission Test	48		
Explosion Test	53		
Water Consumption/Cooling Efficiency Test	52		
Surface Temperature	49		
Safety Control Test	50		

FEE SCHEDULE EFFECTIVE JANUARY 1, 1996—Continued
 [Based on FY 1995 data]

Action title	Hourly rate	Flat rate	Application fee
Pre/Post Test Preparation	51		
28 Certification Extension—Diesel Components Evaluation ²	50		0
Certification Extension—Diesel Components Testing:			
Emission Test	48		
Explosion Test	53		
Water Consumption/Cooling Efficiency Test	52		
Surface Temperature	49		
Safety Control Test	50		
Pre/Post Test Preparation	51		
40 Stamped Notification Acceptance Program (SNAP)		284	
30 CFR PART 74—COAL MINE DUST PERSONAL SAMPLER UNITS			
12 Approval	47		0
00 OTHER A&CC SERVICES			
15 Acceptance—Overcurrent Relays (testing included)	48		0
15 Statement of Test and Evaluation (ST&E)		44	
15 Material Acceptance (testing included)	48		0
15 Monitor and Power System (MAPS) (testing included)	51		0
15 Acceptance—Ground Check Monitor/Ground Wire Devices (testing included)	48		0
17 Acceptance Extension—Overcurrent Relays	48		0
17 Acceptance Extension—Interim Criteria	46		0
17 Statement of Test and Evaluation (ST&E) Extension		28	
17 Material Acceptance Extension (testing included)	48		0
17 Acceptance Extension—Ground Check Monitor/Ground Wire Devices	49		0
20 Stamped Revision Acceptance (SRA) ³		278	
24 Acceptance—Panic Bar	48		0
33 Generic Statement of Test and Evaluation (ST&E)	48		0
35 Administration Records Update	15		0
37 Acceptance—Interim Criteria ²	47		0
Interim Criteria Testing: Product Flame Test	49		
40 Stamped Notification Acceptance Program (SNAP)—Ground Check Monitor/Ground Wire Device/Overcurrent Relay		284	
40 Stamped Notification Acceptance Program (SNAP) ST&E		28	
41 Approval—Longwall Area Lighting	50		0
42 Approval Extension—Longwall Area Lighting	48		0
50 Mine Wide Monitoring System (MWMS) Evaluation	49		0
52 Mine Wide Monitoring System (MWMS) Barrier Classification		75	
54 Mine Wide Monitoring System (MWMS) Sensor Classification		241	
00 Retesting for Approval as a Result of Post-Approval Product Audit ⁴			

¹ Applications for electric motor assemblies postmarked after February 22, 1996, must be submitted under 30 CFR Part 7 Third Party Testing. Applicable fees are listed under 30 CFR Part 7 Fees Schedule.

² Full approval fee consists of evaluation cost plus applicable test costs.

³ Fee covers SRA application accompanied by up to five documents.

⁴ Fee based upon the approval schedule in effect at the time of retest.

NOTE: When testing and evaluation are required at locations other than MSHA's premises, the applicant shall reimburse MSHA for traveling, subsistence, and incidental expenses of MSHA's representation in accordance with standardized government travel regulations. This reimbursement is in addition to the fees charged for evaluation and testing.