

December 30, 2009

**SUPPLEMENT TO THE QUESTIONS AND ANSWERS
MSHA'S FINAL RULE ON CONVEYOR BELT,
FIRE PREVENTION AND DETECTION, AND
USE OF AIR FROM THE BELT ENTRY**

Flame-Resistant Conveyor Belt

Part 14 and § 75.1108

Q. Can belts not approved under Part 14 that are "placed in service" at a mine before December 31, 2009, be used at other mines thereafter?

A. Yes, but only at other mines operated by the same mine "operator" at whose mine the belt was placed in service. See Preamble discussion of Section 75.1108, 73 Fed. Reg. 80588 (such "belt may not be marketed for use in other underground coal mining operations after December 31, 2009, but may be used by the same mine operator" (emphasis supplied)). The mine "operator" is the entity listed in block 5 on the mine's MSHA Legal ID Report ("Official Name of Operator").