

by NIOSH for radon daughters prior to July 10, 1995 or under the equivalent section of 42 CFR part 84 and such respirator use shall be in compliance with § 57.5005.

10. Section 57.15030 is revised to read as follows:

**§ 57.15030 Provision and maintenance of self-rescue devices.**

A 1-hour self-rescue device approved by MSHA and NIOSH under 42 CFR part 84 shall be made available by the operator to all personnel underground. Each operator shall maintain self-rescue devices in good condition.

11. Section 57.22315 is amended by revising the second sentence to read as follows:

**§ 57.22315 Self-contained breathing apparatus (V-A mines).**

\* \* \* Such apparatus shall be approved by MSHA and NIOSH under 42 CFR part 84 and shall be maintained in accordance with manufacturers' specifications. \* \* \*

**PART 58—[AMENDED]**

12. The authority citation for part 58 is revised to read as follows:

**Authority:** 30 U.S.C. 811, 957, 961.

13. Section 58.610 is amended by revising paragraph (a) to read as follows:

**§ 58.610 Abrasive blasting.**

(a) *Surface and underground mines.* When an abrasive blasting operation is performed, all exposed miners shall use in accordance with 30 CFR 56.5005 or 57.5005 respirators approved for abrasive blasting by NIOSH under 42 CFR part 84, or the operation shall be performed in a totally enclosed device with the miner outside the device.

\* \* \* \* \*

**PART 70—[AMENDED]**

14. The authority citation for part 70 is revised to read as follows:

**Authority:** 30 U.S.C. 811, 813(h), 957, 961.

15. Section 70.300 is revised to read as follows:

**§ 70.300 Respiratory equipment; respirable dust.**

Respiratory equipment approved by NIOSH under 42 CFR part 84 shall be made available to all persons whenever exposed to concentrations of respirable dust in excess of the levels required to be maintained under this part. Use of respirators shall not be substituted for environmental control measures in the active workings. Each operator shall maintain a supply of respiratory equipment adequate to deal with

occurrences of concentrations of respirable dust in the mine atmosphere in excess of the levels required to be maintained under this part.

**§ 70.300-1 [Removed]**

16. Section 70.300-1 is removed.

17. Section 70.305 is revised to read as follows:

**§ 70.305 Respiratory equipment; gas, dusts, fumes, or mists.**

Respiratory equipment approved by NIOSH under 42 CFR part 84 shall be provided to persons exposed for short periods to inhalation hazards from gas, dusts, fumes, or mist. When the exposure is for prolonged periods, other measures to protect such persons or to reduce the hazard shall be taken.

**§ 70.305-1 [Removed]**

18. Section 70.305-1 is removed.

**PART 72—[AMENDED]**

19. The authority citation for part 72 is revised to read as follows:

**Authority:** 30 U.S.C. 811, 813(h), 957, 961.

20. Section 72.610 is amended by revising paragraph (a) to read as follows:

**§ 72.610 Abrasive blasting.**

(a) *Surface and underground mines.* When an abrasive blasting operation is performed, all exposed miners shall properly use respirators approved for abrasive blasting by NIOSH under 42 CFR part 84, or the operation shall be performed in a totally enclosed device with the miner outside the device.

\* \* \* \* \*

21. Newly redesignated § 72.710 is revised to read as follows:

**§ 72.710 Selection, fit, use, and maintenance of approved respirators.**

In order to ensure the maximum amount of respiratory protection, approved respirators shall be selected, fitted, used, and maintained in accordance with the provisions of the American National Standards Institute's "Practices for Respiratory Protection ANSI Z88.2-1969," which is hereby incorporated by reference. This publication may be obtained from the American National Standards Institute, Inc., 1430 Broadway, New York, NY 10018, and may be inspected at any Coal Mine Health and Safety district and subdistrict office, or at MSHA's Office of Standards, 4015 Wilson Boulevard, Arlington, VA, and at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51.

**PART 75—[AMENDED]**

22. The authority citation for part 75 is revised to read as follows:

**Authority:** 30 U.S.C. 811, 957, 961.

23. Section 75.2 is amended by adding the following definitions in alphabetical order to read as follows:

**§ 75.2 Definitions.**

\* \* \* \* \*

*Filter Self-Rescuer (FSR).* A type of gas mask approved by MSHA and NIOSH under 42 CFR part 84 for escape only from underground mines and which provides at least 1 hour of protection against carbon monoxide.

\* \* \* \* \*

*Self-Contained Self-Rescuer (SCSR).* A type of closed-circuit, self-contained breathing apparatus approved by MSHA and NIOSH under 42 CFR part 84 for escape only from underground mines.

\* \* \* \* \*

24. Section 75.1714 is amended by revising paragraph (a) to read as follows:

**§ 75.1714 Availability of approved self-rescue devices; instruction in use and location.**

(a) Each operator shall make available to each miner who goes underground, and to visitors authorized to enter the mine by the operator, an approved self-rescue device or devices which is adequate to protect such person for 1 hour or longer.

\* \* \* \* \*

25. Section 75.1714-1 is revised to read as follows:

**§ 75.1714-1 Approved self-rescue devices.**

The requirements of § 75.1714 shall be met by making available to each person referred to in that section a self-rescue device or devices, which have been approved by MSHA and NIOSH under 42 CFR part 84, as follows:

(a) A 1-hour SCSR;

(b) A SCSR of not less than 10 minutes and a 1-hour canister; or

(c) Any other self-contained breathing apparatus which provides protection for a period of 1 hour or longer and which is approved for use by MSHA as a self-rescue device when used and maintained as prescribed by MSHA.

26. Section 75.1714-2 is amended by revising the introductory text of paragraph (e), the introductory text of paragraph (e)(1), paragraphs (e)(1)(v), (e)(2), (e)(3), (f), and the introductory text of paragraph (g) to read as follows:

**§ 75.1714-2 Self-rescue devices; use and location requirements.**

\* \* \* \* \*

(e) A mine operator may apply to the District Manager under § 75.1101-23 for