

the application, amendments, and documentation submitted by the applicant, the OSHA staff finding including the original On-Site Review Report, previous audits, and the evaluation of the current requests, OSHA finds that MET Laboratories, Inc., has met the requirements of 29 CFR 1910.7 for: (1) Renewal of its recognition; and (2) expansion of its present recognition to test and certify certain equipment or materials as well as to utilize specific programs and procedures.

Pursuant to the authority in 29 CFR 1910.7, WL's recognition is hereby: (1) renewed; and (2) expanded to include (a) the 12 additional test standards (product categories) and (b) the eight programs and procedures cited below, subject to the conditions listed below. This recognition is limited to equipment or materials which, under 29 CFR Part 1910, require testing, listing, labeling, approval, acceptance, or certification by a Nationally Recognized Testing Laboratory. This recognition is limited to the use of the following 12 additional test standards for the testing and certification of equipment or materials included within the scope of these standards.

Renewal of NRTL Recognition

Appendix A to 29 CFR 1910.7 stipulates that the initial period of recognition of a NRTL is five years and that a NRTL may renew its recognition by applying not less than nine months, nor more than one year, before the expiration date of its current recognition. MET was recognized as a NRTL on May 16, 1989, and applied for a renewal of its recognition on August 17, 1993, within the time allotted, and has complied with all of the requirements of 29 CFR 1910.7 for renewal of its recognition as a Nationally Recognized Testing Laboratory.

Expansion of Recognition—Test Standards

MET has stated that these standards are used to test equipment or materials which can be used in environments under OSHA's jurisdiction, and OSHA has determined that they are appropriate within the meaning of 29 CFR 1910.7(c).

UL 416—Refrigerated Medical Equipment
ANSI/UL 469—Musical Instruments and Accessories
ANSI/UL 751—Vending Machines
ANSI/UL 923—Microwave Cooking Appliances
UL 1492—Audio-Video Products and Accessories

UL 1604—Electrical Equipment for Use In Class I and II, Division 2, and Class III Hazardous (Classified) Locations
ANSI/UL 1638—Visual Signaling Appliances—Private Mode Emergency and General Utility Signaling
UL 1950—Safety of Information Technology Equipment, Including Electrical Business Equipment
UL 1995—Heating and Cooling Equipment
UL 2601-1—Medical Electrical Equipment, Part 1: General Requirements for Safety
UL 3101-1—Electrical Equipment for Laboratory Use; Part 1: General Requirements
UL 3111-1—Electrical Measuring and Test Equipment; Part 1: General Requirements

Expansion of Recognition—Programs and Procedures

1. Acceptance of testing data from independent organizations, other than NRTLs.
2. Acceptance of product evaluations from independent organizations, other than NRTLs.
3. Acceptance of witnessed testing data.
4. Acceptance of testing data from non-independent organizations.
5. Acceptance of evaluation data from non-independent organizations (requiring NRTL review prior to marketing).
6. Acceptance of continued certification following minor modifications by the client.
7. Acceptance of product evaluations from organizations that function as part of the International Electrotechnical Commission Certification Body (IEC-CB) Scheme.
8. Acceptance of services other than testing or evaluation performed by subcontractors or agents.

MET Laboratories, Inc. must also abide by the following conditions of the expansion of its recognition, in addition to these already required by 29 CFR 1910.7:

This recognition does not apply to any aspect of any MET Laboratories, Inc. program which is available only to qualified manufacturers and is based upon the NRTL's evaluation and accreditation of the manufacturer's quality assurance program;

The Occupational Safety and Health Administration shall be allowed access to MET's facility and records for purposes of ascertaining continuing compliance with the terms of its recognition and to investigate as OSHA deems necessary;

If MET has reason to doubt the efficacy of any test standard it is using

under this program, it shall promptly inform the test standard developing organization of this fact and provide that organization with appropriate relevant information upon which its concerns are based;

MET shall not engage in or permit others to engage in any misrepresentation of the scope or conditions of its recognition. As part of this condition, MET agrees that it will allow no representation that it is either a recognized or an accredited Nationally Recognized Testing Laboratory (NRTL) without clearly indicating the specific equipment or material to which this recognition is tied, or that its recognition is limited to certain products;

MET shall inform OSHA as soon as possible, in writing, of any change of ownership or key personnel, including details;

MET will continue to meet the requirements for recognition in all areas where it has been recognized; and

MET will always cooperate with OSHA to assure compliance with the spirit as well as the letter of its recognition and 29 CFR 1910.7.

EFFECTIVE DATE: This renewal and recognition will become effective on November 20, 1996 and will be valid until November 22, 2001 (a period of five years from the date of the renewal of this recognition), unless terminated prior to that date, in accordance with 29 CFR 1910.7.

Signed at Washington, DC, this 12th day of November, 1996.

Joseph A. Dear,
Assistant Secretary.

[FR Doc. 96-29629 Filed 11-19-96; 8:45 am]

BILLING CODE 4510-26-M

[Docket No. NRTL-1-93]

Wyle Laboratories

AGENCY: Occupational Safety and Health Administration, Department of Labor.

ACTION: Notice of Expansion of Recognition as a Nationally Recognized Testing Laboratory.

SUMMARY: This notice announces the Agency's final decision on the Wyle Laboratories application for expansion of its recognition as a Nationally Recognized Testing Laboratory (NRTL) under 29 CFR 1910.7.

FOR FURTHER INFORMATION CONTACT: Office of Variance Determination, NRTL Recognition Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW, Room N3653, Washington, D.C. 20210.

SUPPLEMENTARY INFORMATION:

Notice of Final Decision

Wyle Laboratories (WL) previously made application pursuant to section 6(b) of the Occupational Safety and Health Act of 1970 (84 Stat. 1593, 29 U.S.C. 655), Secretary of Labor's Order No. 1-90 (55 FR 9033), and 29 CFR 1910.7, for recognition as a Nationally Recognized Testing Laboratory (see 59 FR 783, 1/6/94), and was so recognized (see 59 FR 37509, 7/22/94). WL applied for expansion of its current recognition as a Nationally Recognized Testing Laboratory for programs and procedures, and equipment or materials, pursuant to 29 CFR 1910.7, which was published in the Federal Register on July 12, 1996 (61 FR 36764). No comments were received concerning this request for expansion.

Notice is hereby given that WL's recognition as a Nationally Recognized Testing Laboratory has been expanded to include the programs and procedures and the 96 test standards (equipment and material) listed below.

Copies of all pertinent documents (Docket No. NRTL-1-93) are available for inspection and duplication at the Docket Office, Room N-2634, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

The address of the laboratory covered by this application is: Wyle Laboratories, 7800 Highway 20 West, Huntsville, Alabama 35807.

Final Decision and Order

Based upon the facts found as part of Wyle Laboratories' original recognition, including details of necessary test equipment, procedures, and special apparatus or facilities needed, adequacy of the staff, the application, amendments, and documentation submitted by the applicant, the OSHA staff finding including the original On-Site Review Report, as well as the evaluation of the current request, OSHA finds that Wyle Laboratories has met the requirements of 29 CFR 1910.7 for expansion of its present recognition to test and certify equipment or materials as well as to utilize specific programs and procedures.

Pursuant to the authority in 29 CFR 1910.7, WL's recognition is hereby expanded to include (1) the 96 additional test standards (product categories) and (2) the eight programs and procedures cited below, subject to the conditions listed below. This recognition is limited to equipment or materials which, under 29 CFR Part 1910, require testing, listing, labeling,

approval, acceptance, or certification by a Nationally Recognized Testing Laboratory. This recognition is limited to the use of the following 96 additional test standards for the testing and certification of equipment or materials included within the scope of these standards.

WL has stated that these standards are used to test equipment or materials which can be used in environments under OSHA's jurisdiction, and OSHA has determined that they are appropriate within the meaning of 29 CFR 1910.7(c).

Expansion of Recognition—Test Standards

ANSI/UL 8—Foam Fire Extinguishers
ANSI/UL 20—General-Use Snap Switches
ANSI/UL 22—Amusement and Gaming Machines
ANSI/UL 44—Rubber-Insulated Wires and Cables
ANSI/UL 45—Portable Electric Tools
ANSI/UL 48—Electric Signs
ANSI/UL 62—Flexible Cord and Fixture Wire
ANSI/UL 65—Electric Wired Cabinets
ANSI/UL 67—Electric Panelboards
ANSI/UL 73—Electric-Motor-Operated Appliances
ANSI/UL 83—Thermoplastic-Insulated Wires and Cables
ANSI/UL 92—Fire Extinguisher and Booster Hose
UL 98—Enclosed and Dead-Front Switches
ANSI/UL 154—Carbon Dioxide Fire Extinguishers
ANSI/UL 198B—Class H Fuses
ANSI/UL 198C—High-Interrupting-Capacity Fuses, Current Limiting Type
ANSI/UL 198D—High-Interrupting-Capacity Class K Fuses
ANSI/UL 198E—Class R Fuses
ANSI/UL 198F—Plug Fuses
ANSI/UL 198G—Fuse for Supplementary Overcurrent Protection
ANSI/UL 198H—Class T Fuses
ANSI/UL 198L—DC Fuses for Industrial Use
ANSI/UL 244A—Solid-State Controls for Appliances
ANSI/UL 299—Dry Chemical Fire Extinguishers
ANSI/UL 363—Knife Switches
ANSI/UL 393—Indicating Pressure Gauges for Fire Protection Service
ANSI/UL 429—Electrically Operated Valves
UL 444—Communications Cables
ANSI/UL 466—Electric Scales
ANSI/UL 467—Electrical Grounding and Bonding Equipment
ANSI/UL 486B—Wire Connectors for Use With Aluminum Conductors

ANSI/UL 486C—Splicing Wire Connectors
ANSI/UL 486D—Insulated Wire Connectors for Use With Underground Conductors
UL 497A—Secondary Protectors for Communication Circuits
ANSI/UL 498—Attachment Plugs and Receptacles
ANSI/UL 507—Electric Fans
ANSI/UL 510—Insulating Tape
ANSI/UL 512—Fuseholders
ANSI/UL 539—Single and Multiple Station Heat Detectors
ANSI/UL 541—Refrigerated Vending Machines
ANSI/UL 547—Thermal Protectors for Electric Motors
ANSI/UL 626—2½ Gallon Stored Pressure Water Type Fire Extinguishers
ANSI/UL 711—Rating and Fire Testing of Fire Extinguishers
ANSI/UL 796—Printed-Wiring Boards
ANSI/UL 813—Commercial Audio Equipment
ANSI/UL 817—Cord Sets and Power-Supply Cords
ANSI/UL 845—Electric Motor Control Centers
ANSI/UL 854—Service Entrance Cable
ANSI/UL 863—Electric Time-Indicating and -Recording Appliances
ANSI/UL 877—Circuit Breakers and Circuit-Breaker Enclosure for Use in Hazardous (Classified) Locations
ANSI/UL 894—Switches for Use in Hazardous (Classified) Locations
ANSI/UL 916—Energy Management Equipment
ANSI/UL 917—Clock-Operated Switches
ANSI/UL 924—Emergency Lighting and Power Equipment
ANSI/UL 943—Ground-Fault Circuit Interrupters
ANSI/UL 961—Hobby and Sports Equipment
ANSI/UL 977—Fused Power-Circuit Devices
ANSI/UL 998—Humidifiers
ANSI/UL 1004—Electric Motors
ANSI/UL 1008—Automatic Transfer Switches
ANSI/UL 1018—Electric Aquarium Equipment
UL 1022—Line Isolated Monitors
ANSI/UL 1028—Electric Hair-Clipping and -Shaving Appliances
UL 1047—Isolated Power Systems Equipment
ANSI/UL 1053—Ground-Fault Sensing and Relaying Equipment
ANSI/UL 1054—Special-Use Switches
ANSI/UL 1058—Halogenated Agent Extinguishing System Units
UL 1059—Terminal Blocks
UL 1066—Low-Voltage AC and DC Power Circuit Breakers Used in Enclosures

ANSI/UL 1077—Supplementary Protectors for Use in Electrical Equipment
 ANSI/UL 1091—Butterfly Valves for Fire Protection Service
 ANSI/UL 1093—Halogenated Agent Fire Extinguishers
 ANSI/UL 1096—Electric Central Air-Hearing Equipment
 ANSI/UL 1097—Double Insulation Systems for Use in Electrical Equipment
 UL 1254—Pre-Engineered Dry Chemical Extinguishing Systems Units
 ANSI/UL 1283—Electromagnetic-Interference Filter
 ANSI/UL 1412—Fusing Resistors and Temperature-Limited Resistors for Radio-, and Television-Type Appliances
 ANSI/UL 1416—Overcurrent and Overtemperature Protectors for Radio- and Television-Type Appliances
 UL 1424—Cables for Power-Limited Fire-Protective-Signaling Circuits
 ANSI/UL 1429—Pullout Switches
 UL 1437—Electrical Analog Instruments, Panelboard Types
 UL 1449—Transient Voltage Surge Suppressors
 ANSI/UL 1474—Adjustable Drop Nipples for Sprinkler Systems
 ANSI/UL 1481—Power Supplies for Fire Protective Signaling Systems
 UL 1486—Quick Opening Devices for Dry Pipe Valves for Fire-Protection Service
 ANSI/UL 1557—Electrically Isolated Semiconductor Devices
 ANSI/UL 1564—Industrial Battery Chargers
 ANSI/UL 1577—Optical Isolators
 UL 1604—Electrical Equipment for Use in Class I and II, Division 2 and Class III Hazardous (Classified) Locations
 ANSI/UL 1624—Light Industrial and Fixed Electric Tools
 ANSI/UL 1664—Immersion-Detection Circuit-Interrupters
 UL 1673—Electric Space Heating Cables
 UL 1682—Plugs, Receptacles, and Cable Connectors, of the Pin and Sleeve Type
 ANSI/UL 1876—Isolating Signal and Feedback Transformers for Use in Electronic Equipment
 UL 1995—Heating and Cooling Equipment
 UL 2006—Halon 1211 Recovery/Recharge Equipment

Expansion of Recognition—Programs and Procedures

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4. Acceptance of testing data from non-independent organizations.
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6. Acceptance of continued certification following minor modifications by the client.
7. Acceptance of product evaluations from organizations that function as part of the International Electrotechnical Commission Certification Body (IEC-CB) Scheme.
8. Acceptance of services other than testing or evaluation performed by subcontractors or agents.

Wyle Laboratories must also abide by the following conditions of the expansion of its recognition, in addition to those already required by 29 CFR 1910.7:

This recognition does not apply to any aspect of any Wyle Laboratory program which is available only to qualified manufacturers and is based upon the NRTL's evaluation and accreditation of the manufacturer's quality assurance program;

The Occupational Safety and Health Administration shall be allowed access to WL's facility and records for purposes of ascertaining continuing compliance with the terms of its recognition and to investigate as OSHA deems necessary.

If WL has reason to doubt the efficacy of any test standard it is using under this program, it shall promptly inform the test standard developing organization of this fact and provide that organization with appropriate relevant information upon which its concerns are based;

WL shall not engage in or permit others to engage in any misrepresentation of the scope or conditions of its recognition. As part of this condition, WL agrees that it will allow no representation that it is either a recognized or an accredited Nationally Recognized Testing Laboratory (NRTL) without clearly indicating the specific equipment or material to which this recognition is tied, or that its recognition is limited to certain products;

WL shall inform OSHA as soon as possible, in writing, or any change of ownership or key personnel, including details;

WL will continue to meet the requirements for recognition in all areas where it has been recognized; and

WL will always cooperate with OSHA to assure compliance with the spirit as well as the letter of its recognition and 29 CFR 1910.7.

EFFECTIVE DATE: This recognition will become effective on November 20, 1996 and will be valid until July 22, 1999, (five years from the date of the original recognition, July 22, 1994), unless terminated prior to that date, in accordance with 29 CFR 1910.7.

Signed at Washington, DC, this 12th day of November 1996.

Joseph A. Dear,

Assistant Secretary.

[FR Doc. 96-29628 Filed 11-19-96; 8:45 am]

BILLING CODE 4510-26-M

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

Sunshine Act Meeting

November 14, 1996.

TIME AND DATE: 10:00 a.m., Thursday, November 21, 1996.

PLACE: Room 6005, 6th Floor, 1730 K Street, N.W., Washington, D.C.

STATUS: Open.

MATTERS TO BE CONSIDERED: The Commission will hear oral argument on the following:

1. *McClanahan v. Wellmore Coal Corp.*, Docket No. VA 95-9-D (Issues include whether substantial evidence supports the judge's determinations that a truck driver's complaints about a mine operator's minimum per trip haulage requirements were not based on a good faith belief that hauling such an amount was hazardous and that the truck driver's complaints about dumping filtercake into slurry basins lost their protected status because the operator adequately addressed those complaints.)

Any person attending this meeting who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 C.F.R. § 2706.150(a)(3) and § 2706.160(d).

TIME AND DATE: 1:00 p.m., Thursday, November 21, 1996.

PLACE: Room 6005, 6th Floor, 1730 K Street, N.W., Washington, D.C.

STATUS: Closed [Pursuant to 5 U.S.C. § 552b(c)(10)].

MATTERS TO BE CONSIDERED: It was determined by a unanimous vote of the Commissioners that the Commission consider and act upon the following in closed session:

1. *McClanahan v. Wellmore Coal Corp.*, Docket No. VA 95-9-D (See oral argument listing, *supra*, for issues).

CONTACT PERSON FOR MORE INFO: Jean Ellen (202) 653-5629 / (202) 708-9300