

Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF LABOR

Mine Safety and Health Administration

30 CFR Parts 57 and 75

[Docket No. MSHA–2025–0089]

RIN 1219–AC17

Powered Air Purifying Respirators (PAPRs) in Underground Mines

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

ACTION: Proposed rule; reopening of comment period and notice of public hearing.

SUMMARY: In response to a public request, the Mine Safety and Health Administration (MSHA) is reopening the rulemaking record and is scheduling a virtual public hearing on the Agency’s proposed rule published on July 1, 2025, titled, “*Powered Air Purifying Respirators (PAPRs) in Underground Mines.*”

DATES:

Reopening of the comment period: MSHA is reopening the comment period for the proposed rule published on July 1, 2025, (90 FR 28406) for additional

public comments. All new comments must be received or postmarked by 11:59 p.m. Eastern Time on December 8, 2026.

Public Hearing: The virtual public hearing will be held on November 17, 2026. Information on how to participate is listed below under **SUPPLEMENTARY INFORMATION.**

ADDRESSES: You may submit comments and informational materials, identified by Docket No. MSHA–2025–0089, electronically at <https://www.regulations.gov>. Follow the online instructions for making electronic submissions. You should not include personal or proprietary information that you do not wish to disclose publicly. If you mark parts of a comment as “business confidential” information, MSHA will not post those parts of the comment. Otherwise, MSHA will post all comments without change, including any personal information provided. MSHA cautions against submitting personal information. Interested parties may present verbal testimony at the virtual public hearing. For more information on the public hearing, see **SUPPLEMENTARY INFORMATION.**

FOR FURTHER INFORMATION CONTACT: Corliss A. Josephs-Conway, Acting Director, Office of Standards, Regulations, and Variances, MSHA at 202–693–9440 (voice). This is not a toll-free number.

SUPPLEMENTARY INFORMATION:

I. Background

On July 1, 2025, MSHA published the proposed rule, “*Powered Air Purifying Respirators (PAPRs) in Underground Mines*” (90 FR 28406). The proposed rule would allow non-permissible PAPRs that have not been evaluated and approved by MSHA using the 30 CFR part 18 requirements to be used in specified underground areas of gassy mines. The proposed rule would also establish requirements for the features and maintenance of non-permissible PAPRs and the mining conditions where non-permissible PAPRs can be used. The proposed rule opened a 30-day public comment period, that was extended an additional 30 days, until September 2, 2025 (90 FR 34405). During the comment period, MSHA received a request for a public hearing on the proposed rule. MSHA is reopening the comment period for the proposed rule and announcing a virtual public hearing to allow industry, labor, and other interested parties an additional opportunity to present oral statements, written comments, and other information on the proposed rule.

II. Virtual Public Hearing

MSHA will hold a fully virtual public hearing to accept comments from the public on the proposed rule, “*Powered Air Purifying Respirators (PAPRs) in Underground Mines*” (90 FR 28406), on November 17, 2026. The event will begin at 9:00 a.m. Eastern Time and will end after the last presenter speaks.

Date and time	Virtual meeting access	Contact No.
November 17, 2026, 9:00 a.m. Eastern Time	Virtual meeting accessible online at: https://www.msha.gov/regulations/rulemaking/paprs-public-hearing .	202–693–9440

The virtual public hearing will begin with an opening statement from MSHA, followed by an opportunity for members of the public to make oral presentations. Speakers and other attendees may present information to MSHA for inclusion in the rulemaking record. The hearing will be conducted in an informal manner. Formal rules of evidence and cross examination will not apply.

Those who wish to speak during the virtual public hearing are asked to register at: <https://www.msha.gov/regulations/rulemaking/paprs-public-hearing>. Speakers should register by

11:59 p.m. Eastern Time on November 13, 2026. If you do not register in advance and you wish to speak, you will be called after all those who registered have spoken.

A verbatim transcript of the hearing will be prepared and made a part of the rulemaking record. A copy of the transcript will be available to the public. MSHA will make the transcript available at <https://www.regulations.gov>.

III. Request for Comments

MSHA is interested in receiving comments from all members of the

mining community and all interested stakeholders. MSHA will accept comments from any interested party, including those not presenting oral statements during the virtual public hearing. Where possible, specific examples to support a commenter’s rationale are strongly encouraged.

MSHA will accept post-hearing written comments and other appropriate information for the rulemaking record from any interested party, including those not presenting oral statements, received by 11:59 p.m. Eastern Time on December 8, 2026. Comments previously submitted on the proposed

rule do not need to be resubmitted and will be fully considered in development of the final rule.

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

Wayne D. Palmer,

Assistant Secretary of Labor, Mine Safety and Health Administration.

[FR Doc. 2026–21154 Filed 10–15–26; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG–2026–1075]

RIN 1625–AA00

Safety Zone; Cumberland River, Hendersonville, TN

AGENCY: Coast Guard, Department of Homeland Security.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Coast Guard is proposing to establish a temporary safety zone for navigable waters on the Cumberland River from mile marker 221.7 to 222. The safety zone is needed to protect personnel, vessels, and the marine environment from potential hazards associated with an overwater fireworks display. This proposed rulemaking would prohibit persons and vessels from being in the safety zone unless specifically authorized by the Captain of the Port, Ohio Valley, or their designated representative.

DATES: Comments and related material must be received by the Coast Guard on or before October 23, 2026.

ADDRESSES: To submit comments and view available documents, go to <https://www.regulations.gov> and search for USCG–2026–1075.

FOR FURTHER INFORMATION CONTACT: If you have questions about this proposed rule, contact MST2 Jason Brincefield, MSD Nashville Waterways Management Division, U.S. Coast Guard; telephone (206) 815–7006, or email MSDNashville@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

CFR Code of Federal Regulations
COTP Captain of the Port
DHS Department of Homeland Security
FR Federal Register
NPRM Notice of proposed rulemaking
§ Section
U.S.C. United States Code

II. Background and Authority

On July 17, 2026, an organization notified the Coast Guard that they will be sponsoring an event where fireworks will be launched from a barge on the Cumberland River Mile Marker 221.7–222 near Sanders Ferry Park. The event will begin with a morning fireworks display on October 29, 2026, from approximately 7:30 a.m. to 8 a.m., and will conclude with a second fireworks display on October 31, 2026, from approximately 5 p.m. through 5:15 p.m. The safety zone will be enforced for a period of time before and after the fireworks displays to ensure safety during staging and at the end of the fireworks. The safety zone will be enforced from 6 a.m. to 9:30 a.m. on October 29, 2026, and from 4 p.m. to 6:30 p.m. on October 30, 2026. This event and associated fireworks displays are expected to draw a large number of spectator craft.

The Captain of the Port, Ohio Valley (COTP) is issuing safety zone under the authority in 46 U.S.C. 70034. The COTP has determined that potential hazards with the fireworks displays include the launch of explosive projectiles, falling debris, and potential for vessel collisions. The purpose of this rulemaking is to protect event spectators and transiting vessels before, during, and after the scheduled fireworks displays.

III. Discussion of the Rule

This proposed rule would establish a safety zone from 6:30 a.m. on October 29, 2026, until 6:30 p.m. on October 31, 2026. The safety zone would only be enforced from 6:30 a.m. to 9 a.m. on October 29, 2026, and from 4 p.m. until 6:30 p.m. on October 31, 2026. The safety zone would cover all navigable waters on the Cumberland River from mile marker 221.7 to 222. No vessel or person would be permitted to enter the safety zone without obtaining permission from the COTP or their designated representative. The regulatory text we are proposing appears at the end of this document.

IV. Regulatory Analyses

We developed this proposed rule after considering numerous statutes and Executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes and Executive orders.

A. Impact on Small Entities

The Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, as amended, requires Federal agencies to consider the potential impact of regulations on small entities during rulemaking. The

term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule would not have a significant economic impact on a substantial number of small entities for the following reasons.

Although vessel traffic would not be able to transit around this regulated area, the regulation would only impact a small area for approximately 2.5 hours each day. The Coast Guard would issue a Broadcast Notice to Mariners via VHF FM marine channel 16, which would allow small entities to adjust their transit plans, and the rule allows vessels to request permission to enter the regulated area from the COTP.

If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this proposed rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this proposed rule would economically affect it.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), if this proposed rule would affect your small business, organization, or governmental jurisdiction and you have questions, contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Small businesses may send comments to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards by calling 1–888–REG–FAIR (1–888–734–3247).

B. Collection of Information

This proposed rule would not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

C. Federalism and Indian Tribal Governments

We have analyzed this proposed rule under Executive Order 13132, Federalism, and have determined that it is consistent with the fundamental federalism principles and preemption requirements described in that Order.

Also, this proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship