

UL 1433 Control Centers for Changing
Message Type Electric Signs
UL 1564 Industrial Battery Chargers
UL 1574 Track Lighting Systems
UL 1740 Industrial Robots and Robotic
Equipment
UL 1838 Low Voltage Landscape
Lighting Systems
UL 2044 Commercial Closed Circuit
Television Equipment
UL 2161 Neon Transformers and
Power Supplies
UL 3044 Surveillance Closed Circuit
Television Equipment

The designations and titles of the above test standards were current at the time of the preparation of this notice.

OSHA's recognition of MET, or any NRTL, for a particular test standard is limited to equipment or materials (*i.e.*, products) for which OSHA standards require third party testing and certification before use in the workplace. Consequently, an NRTL's scope of recognition excludes any product(s) falling within the scope of a test standard for which OSHA has no NRTL testing and certification requirements.

Many of the Underwriters Laboratories Inc. (UL) test standards listed above also are approved as American National Standards by the American National Standards Institute (ANSI). However, for convenience, we use the designation of the standards developing organization (*e.g.*, UL 325) for the standard, as opposed to the ANSI designation (*e.g.*, ANSI/UL 325). Under our procedures, any NRTL recognized for an ANSI-approved test standard may use either the latest proprietary version of the test standard or the latest ANSI version of that standard. Contact "NSSN" (<http://www.nssn.org>), an organization partially sponsored by ANSI, to find out whether or not a test standard is currently ANSI-approved.

Preliminary Finding

MET has submitted an acceptable request for expansion of its recognition as an NRTL. Following a review of the application file, the assessor's recommendation, and other pertinent information, the NRTL Program staff has concluded that OSHA can grant to MET the expansion for the additional test standards listed above. The staff therefore recommended to the Assistant Secretary that the application be preliminarily approved.

Based upon the recommendation of the staff, the Assistant Secretary has made a preliminary finding that MET Laboratories, Inc., can meet the requirements as prescribed by 29 CFR 1910.7 for expansion of its recognition.

OSHA welcomes public comments, in sufficient detail, as to whether MET has met the requirements of 29 CFR 1910.7 for expansion of its recognition as a Nationally Recognized Testing Laboratory. Your comments should consist of pertinent written documents and exhibits. To consider it, OSHA must receive the comment at the address provided above (*see ADDRESSES*), no later than the last date for comments (*see DATES* above). Should you need more time to comment, OSHA must receive your written request for extension at the address provided above no later than the last date for comments. You must include your reason(s) for any request for extension. OSHA will limit an extension to 30 days, unless the requester justifies a longer period. We may deny a request for extension if it is frivolous or otherwise unwarranted. You may obtain or review copies of MET's request, the memo on the recommendation, and all submitted comments, as received, by contacting the Docket Office, Room N2625, Occupational Safety and Health Administration, U.S. Department of Labor, at the above address. You should refer to Docket No. NRTL1-88, the permanent record of public information on MET's recognition.

The NRTL Program staff will review all timely comments and, after resolution of issues raised by these comments, will recommend whether to grant MET's expansion request. The Assistant Secretary will make the final decision on granting the expansion and, in making this decision, may undertake other proceedings that are prescribed in Appendix A to 29 CFR 1910.7. OSHA will publish a public notice of this final decision in the **Federal Register**.

Signed at Washington, DC, this 11th day of June, 2003.

John L. Henshaw,

Assistant Secretary.

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. NRTL3-92]

TUV Rheinland of North America, Inc., Expansion of Recognition; NSF International, Correction of Recognition

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Notice.

SUMMARY: This notice announces the Agency's final decision on the application of TUV Rheinland of North America, Inc., for expansion of its recognition as a Nationally Recognized Testing Laboratory under 29 CFR 1910.7. In an unrelated matter, this notice also includes a correction of recognition to include an additional test standard for NSF International.

EFFECTIVE DATE: This recognition becomes effective on June 20, 2003, and, unless modified in accordance with 29 CFR 1910.7, continues in effect while TUV remains recognized by OSHA as an NRTL.

FOR FURTHER INFORMATION CONTACT: Sherrey Nicolas, Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N3653, Washington, DC 20210, or phone (202) 693-2110.

SUPPLEMENTARY INFORMATION:

Notice of Final Decision

The Occupational Safety and Health Administration (OSHA) hereby gives notice of the expansion of recognition of TUV Rheinland of North America, Inc. (TUV), as a Nationally Recognized Testing Laboratory (NRTL). TUV's expansion covers the use of additional test standards. OSHA's current scope of recognition for TUV may be found in the following informational Web page: <http://www.osha-slc.gov/dts/otpcanrtl/tuv.html>.

OSHA recognition of an NRTL signifies that the organization has met the legal requirements in § 1910.7 of Title 29, Code of Federal Regulations (29 CFR 1910.7). Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within its scope of recognition and is not a delegation or grant of government authority. As a result of recognition, employers may use products "properly certified" by the NRTL to meet OSHA standards that require testing and certification.

The Agency processes applications by an NRTL for initial recognition or for expansion or renewal of this recognition following requirements in Appendix A to 29 CFR 1910.7. This appendix requires that the Agency publish two notices in the **Federal Register** in processing an application. In the first notice, OSHA announces the application and provides its preliminary finding and, in the second notice, the Agency provides its final decision on an application. These notices set forth the

NRTL's scope of recognition or modifications of this scope.

TUV submitted its application to expand its recognition to use 132 additional test standards on October 16, 2001 (see Exhibit 28). The NRTL Program staff has determined that 17 of the 132 standards cannot be included in the expansion because they are not "appropriate test standards," within the meaning of 29 CFR 1910.7(c). The staff makes such determinations in processing expansion requests from any NRTL. Therefore, OSHA is including 115 standards in the expansion, as listed below. OSHA performed an on-site review of the NRTL in June 2002 and recommended the expansion in a memo dated October 17, 2002 (see Exhibit 29).

OSHA published the notice of its preliminary findings on the expansion request in the **Federal Register** on March 4, 2003 (68 FR 10269). The notice requested submission of any public comments by March 19, 2003. OSHA did not receive any comments pertaining to the application.

The previous notice published by OSHA for TUV's recognition covered a renewal of recognition, which became effective on March 18, 2002 (67 FR 12051).

You may obtain or review copies of all public documents pertaining to the TUV application by contacting the Docket Office, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N2625, Washington, DC 20210. You should refer to Docket No. NRTL3-92, the permanent record of public information on TUV's recognition.

The current address of the testing facility (site) that OSHA recognizes for TUV is: TUV Rheinland of North America, Inc., 12 Commerce Road, Newtown, Connecticut 06470.

Existing Condition

Currently, OSHA imposes the following condition on its recognition of TUV. This condition is listed first under the "Conditions" section, which is the last section of this notice, and applies also to this expansion for additional test standards. As mentioned in previous notices, such a special condition applies solely to TUV's NRTL operations, and it is in addition to any other condition that OSHA normally imposes in its recognition of any organization as an NRTL.

Final Decision and Order

The NRTL Program staff has examined the applications, the on-site review report, and other pertinent information. Based upon this

examination and the assessor's recommendation, OSHA finds that TUV Rheinland of North America, Inc., has met the requirements of 29 CFR 1910.7 for expansion of its recognition to include the additional test standards subject to the limitation and conditions listed below. Pursuant to the authority in 29 CFR 1910.7, OSHA hereby expands the recognition of TUV, subject to this limitation and these conditions.

Limitation

OSHA limits the expansion to testing and certification of products for demonstration of conformance to the following 115 test standards, and OSHA has determined the standards are "appropriate," within the meaning of 29 CFR 1910.7(c).

- ANSI A17.5 Elevators and Escalator Electrical Equipment
- ANSI A90.1 Safety Standard for Belt Manlifts
- ANSI C12.1 Code for Electricity Meters
- ANSI C37.21 Control Switchboards
- ANSI Z8.1 Commercial Laundry and Dry-cleaning Equipment and Operations
- ANSI/NFPA 72 Installation, Maintenance, and Use of Protective Signaling Systems
- UL 44 Rubber-Insulated Wires and Cables Thermoset-Insulated Wires and Cables
- UL 45 Portable Electric Tools
- UL 50 Enclosures for Electrical Equipment
- UL 62 Flexible Cord and Fixture Wire
- UL 65 Wired Cabinets
- UL 69 Electric-Fence Controllers
- UL 83 Thermoplastic-Insulated Wires and Cables
- UL 150 Antenna Rotators
- UL 187 X-Ray Equipment
- UL 201 Garage Equipment
- UL 224 Extruded Insulating Tubing
- UL 231 Power Outlets
- UL 234 Low Voltage Lighting Fixtures for Use in Recreational Vehicles
- UL 244A Solid-State Controls for Appliances
- UL 291 Automated Teller Systems
- UL 294 Access Control System Units
- UL 325 Door, Drapery, Gate, Louver, and Window Operators and Systems
- UL 347 High-Voltage Industrial Control Equipment
- UL 416 Refrigerated Medical Equipment
- UL 427 Refrigerating Units
- UL 429 Electrically Operated Valves
- UL 444 Communications Cables
- UL 466 Electric Scales
- UL 467 Electrical Grounding and Bonding Equipment
- UL 484 Room Air Conditioners
- UL 496 Edison Base Lampholders
- UL 498 Attachment Plugs and Receptacles
- UL 508A Industrial Control Panels
- UL 542 Lampholders, Starters, and Starter Holders for Fluorescent Lamps
- UL 551 Transformer-Type Arc-Welding Machines
- UL 563 Ice Makers
- UL 574 Electric Oil Heaters
- UL 588 Christmas-Tree and Decorative-Lighting Outfits
- UL 603 Power Supplies for Use with Burglar-Alarm Systems
- UL 606 Linings and Screens for Use with Burglar-Alarm Systems
- UL 609 Local Burglar-Alarm Units and Systems
- UL 632 Electrically Actuated Transmitters
- UL 634 Connectors and Switches for Use with Burglar-Alarm Systems
- UL 636 Holdup Alarm Units and Systems
- UL 639 Intrusion-Detection Units
- UL 664 Commercial Dry-Cleaning Machines (Type IV)
- UL 676 Underwater Lighting Fixtures
- UL 681 Installation and Classification of Burglar and Holdup Alarm Systems
- UL 756 Coin and Currency Changers and Actuators
- UL 773 Plug-In Locking-Type Photocontrols for Use With Area Lighting
- UL 773A Nonindustrial Photoelectric Switches for Lighting Control
- UL 813 Commercial Audio Equipment
- UL 817 Cord Sets and Power-Supply Cords
- UL 827 Central Station Alarm Services
- UL 834 Heating, Water Supply, and Power Boilers—Electric
- UL 845 Motor Control Centers
- UL 869A Standard for Service Equipment
- UL 884 Underfloor Raceways and Fittings
- UL 916 Energy Management Equipment
- UL 917 Clock-Operated Switches
- UL 924 Emergency Lighting and Power Equipment
- UL 983 Surveillance Cameras Units
- UL 998 Humidifiers
- UL 1008 Transfer Switch Equipment
- UL 1023 Household Burglar-Alarm System Units
- UL 1029 High-Intensity Discharge Lamp Ballasts
- UL 1030 Sheathed Heater Elements
- UL 1034 Burglary Resistant Electric Locking Mechanisms
- UL 1054 Special-Use Switches
- UL 1076 Proprietary Burglar-Alarm Units and Systems
- UL 1077 Supplementary Protectors for Use in Electrical Equipment
- UL 1086 Household Trash Compactors
- UL 1088 Temporary Lighting Strings
- UL 1090 Electric Snow Movers
- UL 1097 Double Insulation Systems for Use in Electrical Equipment

UL 1206 Electric Commercial Clothes-Washing Equipment
 UL 1241 Junction Boxes for Swimming Pool Lighting Fixtures
 UL 1261 Electric Water Heaters for Pools and Tubs
 UL 1283 Electromagnetic-Interference Filter
 UL 1286 Office Furnishings
 UL 1414 Across-the-Line, Antenna-Coupling, and Line-by-Pass Capacitors for Radio-Television-Type Appliances
 UL 1433 Control Centers for Changing Message Type Electric Signs
 UL 1447 Electric Lawn Mowers
 UL 1448 Electric Hedge Trimmers
 UL 1450 Motor Operated Air Compressors, Vacuum Pumps and Painting Equipment
 UL 1472 Solid-State Dimming Controls
 UL 1565 Wire Positioning Devices
 UL 1581 Standard for Electrical Wires, Cables, and Flexible Cords
 UL 1610 Central-Station Burglar-Alarm Units
 UL 1637 Home Health Care Signaling Equipment
 UL 1638 Visual Signaling Appliances
 UL 1740 Industrial Robots and Robotic Equipment
 UL 1778 Uninterruptible Power Supply Equipment
 UL 1951 Electric Plumbing Accessories
 UL 1993 Self-Ballasted Lamps and Lamp Adapters
 UL 1994 Low-Level Path Marking and Lighting Systems
 UL 1996 Duct Heaters
 UL 2044 Commercial Closed Circuit Television Equipment
 UL 2097 Double Insulation Systems for Use in Electronic Equipment
 UL 2106 Field Erected Boiler Assemblies
 UL 2111 Overheating Protection for Motors
 UL 3044 Surveillance Closed Circuit Television Equipment
 UL 60335-2-8 Household and Similar Electric Appliances, Part 2; Particular Requirements for Electric Shavers, Hair Clippers and Similar Appliances
 UL 60335-2-34 Household and Similar Electrical Appliances, Part 2; Particular Requirements for Motor-Compressors
 UL 60730-1 Automatic Electrical Controls for Household and Similar Use; Part 1: General Requirements
 UL 60730-2-6 Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Automatic Electrical Pressure Sensing Controls Including Mechanical Requirements
 UL 60730-2-7 Automatic Electrical Controls for Household and Similar

Use; Part 2: Particular Requirements for Timers and Time Switches
 UL 60730-2-10A Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Motor Starting Relays
 UL 60730-2-11A Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Energy Regulators
 UL 60730-2-12A Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Electrically Operated Door Locks
 UL 60730-2-13A Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Humidity Sensing Controls
 UL 60730-2-14 Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Electric Actuators
 UL 60730-2-16A Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Automatic Electrical Water Level Controls
 UL 61058-1 Switch for Appliances for Household and Similar Applications
 OSHA's recognition of TUV, or any NRTL, for a particular test standard is limited to equipment or materials (*i.e.*, products) for which OSHA standards require third party testing and certification before use in the workplace. Consequently, an NRTL's scope of recognition excludes any product(s) that fall within the scope of a test standard, but for which OSHA standards do not require NRTL testing and certification.

Many of the test standards listed above are approved as American National Standards by the American National Standards Institute (ANSI). However, for convenience in compiling the list, we often use the designation of the standards developing organization (*e.g.*, UL 1029) for the standard, as opposed to the ANSI designation (*e.g.*, ANSI/UL 1029). Under our procedures, an NRTL recognized for an ANSI-approved test standard may use either the latest proprietary version of the test standard or the latest ANSI version of that standard, regardless of whether it is currently recognized for the proprietary or ANSI version. Contact "NSSN" (<http://www.nssn.org>), an organization partially sponsored by ANSI, to find out whether or not a test standard is currently ANSI-approved.

Conditions

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

TUV must have specific written testing procedures in place before testing products covered by any test standard for which it is recognized and must use these procedures in testing and certifying those products;

OSHA must be allowed access to TUV's facility and records for purposes of ascertaining continuing compliance with the terms of its recognition and to investigate as OSHA deems necessary;

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

TUV must not engage in or permit others to engage in any misrepresentation of the scope or conditions of its recognition. As part of this condition, TUV 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;

TUV must inform OSHA as soon as possible, in writing, of any change of ownership, facilities, or key personnel, and of any major changes in its operations as an NRTL, including details;

TUV will meet all the terms of its recognition and will always comply with all OSHA policies pertaining to this recognition; and

TUV will continue to meet the requirements for recognition in all areas where it has been recognized.

Notice of Correction

With respect to Docket No. NRTL2-98, NSF International (NSF) applied for a test standard listed below as part of their original expansion request but inadvertently left it out in the later version of that request. OSHA is expanding the recognition of NSF to include UL 563 Ice Makers, which requires the same type of capabilities as other test standards approved for their expansion request dated June 25, 2002 (see exhibit 10). This action is unrelated to our expansion of TUV's recognition. We include it herein only for convenience in processing.

Signed at Washington, DC, this 11th day of June, 2003.

John L. Henshaw,
Assistant Secretary.

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