

U.S. Federal Register Update: June 7 – June 11, 2021

The U.S. Federal Register Update contains summaries of entries in the U.S. Federal Register that may be of particular interest to the standards and conformity assessment community. This update is provided on a weekly basis by ANSI as a service to its members as part of the Institute's e-newsletter, *What's New?*

[Petitions for Modification of Application of Existing Mandatory Safety Standards](#)

Published 6/10/2021

Reference ANSI, UL

This notice includes the summaries of three petitions for modification submitted to the Mine Safety and Health Administration (MSHA) by the party listed below. **All comments on the petitions must be received by MSHA's Office of Standards, Regulations, and Variances on or before July 12, 2021.**

[Energy Conservation Program: Test Procedures for Commercial Equipment; Early Assessment Review: Commercial Refrigerators, Refrigerator-Freezers, and Freezers](#)

Published 6/11/2021

Reference ANSI, AHAM, ASHRAE, ASTM

The U.S. Department of Energy ("DOE") is undertaking an early assessment review to determine whether amendments are warranted for the test procedure for commercial refrigerators, refrigerator-freezers, and freezers ("CRE"). DOE has identified certain issues associated with the currently applicable test procedure on which DOE is interested in receiving comment. The issues identified in this document concern scope and definitions, industry test standards, test conditions for specific CRE categories, test procedure clarifications and modifications, alternative refrigerants, certification of volumes, and test procedure waivers. DOE welcomes written comments from the public on any subject within the scope of this document, including topics not raised in this request for information ("RFI"). **Written comments and information are requested and will be accepted on or before July 26, 2021.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Portsmouth Naval Shipyard Dry Dock 1 Modification and Expansion](#)

Published 6/8/2021

Reference ANSI

In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued an IHA to the U.S. Navy (Navy) to incidentally harass, by Level B and Level A harassment, marine mammals incidental to Portsmouth Naval Shipyard (PNSY) Dry Dock 1 (DD1) modification and expansion in Kittery, Maine. **This authorization is effective from June 2, 2021 through June 1, 2022.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Marine Site Characterization Surveys Off of Massachusetts and Rhode Island](#)

Published 6/7/2021

Reference ANSI, ISO

NMFS has received a request from Vineyard Wind 1, LLC (Vineyard Wind 1) for authorization to take marine mammals incidental to marine site characterization surveys off of Massachusetts and Rhode Island. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is requesting comments on its proposal to issue an incidental harassment authorization (IHA) to incidentally take marine mammals during the specified activities. NMFS is also requesting comments on a possible one-time, one-year renewal that could be issued under certain circumstances and if all requirements are met, as described in Request for Public Comments at the end of this notice. NMFS will consider public comments prior to making any final decision on the issuance of the requested MMPA authorizations and agency responses will be summarized in the final notice of our decision. **Comments and information must be received no later than July 7, 2021.**

[Energy Conservation Program: Energy Conservation Standards for Unfired Hot Water Storage Tanks](#)

Published 6/10/2021

Reference ASHRAE, ASTM

The Energy Policy and Conservation Act, as amended (EPCA), prescribes energy conservation standards for various consumer products and certain commercial and industrial equipment, including unfired hot water storage tanks (UFWSTs). EPCA also requires the U.S. Department of Energy (DOE or the Department) to periodically determine whether

more-stringent, amended standards would result in significant additional conservation of energy, be technologically feasible, and be economically justified. After carefully considering the available market and technical information for this equipment, DOE has tentatively concluded in this document that it lacks clear and convincing evidence that more-stringent standards for UFWSTs would save a significant additional amount of energy and would be economically justified. As such, DOE has initially determined that energy conservation standards for UFWSTs do not need to be amended. DOE requests comment on this notification of proposed determination (NOPD), as well as the associated analyses and results. **DOE will hold a webinar on Tuesday, July 13, 2021, from 12:00 p.m. to 4:00 p.m. See section VII, “Public Participation,” for webinar registration information, participant instructions, and information about the capabilities available to webinar participants.**

[Seamless Carbon and Alloy Steel Standard, Line and Pressure Pipe From the People's Republic of China: Final Results of the Expedited Sunset Review of the Antidumping Duty Order](#)

Published 6/7/2021

Reference ASTM

As a result of this expedited sunset review, the Department of Commerce (Commerce) finds that revocation of the antidumping duty (AD) order on seamless carbon and alloy steel standard, line and pressure pipe (SSLP) from the People's Republic of China (China) would be likely to lead to continuation or recurrence of dumping at the levels indicated in the “Final Results of Review” section of this notice. **Applicable June 7, 2021.**

[Air Plan Approval; California; San Diego County Air Pollution Control District](#)

Published 6/7/2021

Reference ASTM

The Environmental Protection Agency (EPA) is proposing to approve a revision to the San Diego County Air Pollution Control District (SDCAPCD or District) portion of the California State Implementation Plan (SIP). This revision concerns emissions of volatile organic compounds (VOCs) from gasoline transfers into underground stationary storage tanks at gasoline dispensing facilities. We are proposing to approve a local rule to regulate these emission sources under the Clean Air Act (CAA or the Act). We are taking comments on this proposal and plan to follow with a final action. **Comments must be received on or before July 7, 2021.**

[Certain Steel Nails From Taiwan: Preliminary Determination of No Shipments in the Antidumping Duty Administrative Review; 2019-2020](#)

Published 6/9/2021

Reference ASTM

The Department of Commerce (Commerce) preliminarily determines that Create Trading Co., Ltd. (Create Trading), the sole company under review, made no shipments of certain steel nails from Taiwan during the period of review (POR), July 1, 2019, to June 30, 2020. We invite interested parties to comment on this preliminary determination of no shipments. **Applicable June 9, 2021.**

[Hazardous Materials: Notice of Applications for Modifications to Special Permit](#)

Published 6/7/2021

Reference ISO

In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations, notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the “Nature of Application” portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft. **Comments must be received on or before June 22, 2021.**

[Milk and Cream Products and Yogurt Products; Final Rule To Revoke the Standards for Lowfat Yogurt and Nonfat Yogurt and To Amend the Standard for Yogurt](#)

Published 6/11/2021

Reference ISO

The Food and Drug Administration (FDA or we) is issuing a final rule to revoke the standards of identity for lowfat yogurt and nonfat yogurt and amend the standard of identity for yogurt in numerous respects. This action is in response, in part, to

a citizen petition submitted by the National Yogurt Association (NYA). The final rule modernizes the yogurt standard to allow for technological advances while preserving the basic nature and essential characteristics of yogurt and promoting honesty and fair dealing in the interest of consumers. **This rule is effective July 12, 2021. The Director of the Federal Register approves the incorporation by reference of certain publications listed in the rule as of July 12, 2021.**

[Hazardous Materials: Notice of Actions on Special Permits](#)

Published 6/7/2021

Reference ISO

In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations, notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. **Comments must be received on or before July 7, 2021.**

[Privacy Act of 1974; System of Records](#)

Published 6/10/2021

Reference ISO, NIST

The Export-Import Bank of the United States (EXIM) proposes to add a new electronic system of records, EXIM CRM (Customer Relationship Management), subject to the Privacy Act of 1974, as amended. This notice is necessary to meet the requirements of the privacy act which is to publish in the Federal Register a notice of the existence and character of records maintained by the agency. Included in this notice is the system of records notice (SORN) for EXIM CRM. **Comments must be received on or before July 12, 2021 to be assured of consideration.**

[Collection of Checks and Other Items by Federal Reserve Banks and Funds Transfers Through Fedwire](#)

Published 6/11/2021

Reference ISO

The Board is proposing amendments to Regulation J to govern funds transfers through the Federal Reserve Banks' (Reserve Banks) new FedNowSM Service by establishing a new subpart C. The Board is also proposing changes and clarifications to subpart B, governing the Fedwire Funds Service, to reflect the fact that the Reserve Banks will be operating a second funds transfer service in addition to the Fedwire Funds Service, as well as proposing technical corrections to subpart A, governing the check service. **Comments must be submitted by August 10, 2021.**

[Information Collection Activities; Submission to the Office of Management and Budget \(OMB\) for Review and Approval; Comment Request; Small- and Medium-Sized Business Complex Event COVID-19 Survey \(Wave 3\)](#)

Published 6/8/2021

Reference NIST

The Department of Commerce will submit the following information collection request to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995, on or after the date of publication of this notice. We invite the general public and other Federal agencies to comment on proposed, and continuing information collections, which helps us assess the impact of our information collection requirements and minimize the public's reporting burden. Public comments were previously requested via the Federal Register on January 19, 2021 (86 FR 5140) during a 60-day comment period. This notice allows for an additional 30 days for public comments.

[Pilot Records Database](#)

Published 6/10/2021

Reference NIST

The FAA adopts final regulations for the use of an electronic Pilot Records Database (PRD) and implements statutory requirements to facilitate the sharing of pilot records among air carriers and other operators in an electronic data system managed by the FAA. This final rule requires air carriers, specific operators holding out to the public, entities conducting public aircraft operations, air tour operators, fractional ownerships, and corporate flight departments to enter relevant data on individuals employed as pilots into the PRD. In addition, this rule identifies the air carriers and operators required to access the PRD to evaluate the available data for each pilot candidate prior to making a hiring decision. **This rule is effective August 9, 2021, except for the amendments at instruction 7, which is effective October 8, 2021; instructions 8 and 9, which are effective June 10, 2022; instructions 4, 11, and 12, which are effective September 9, 2024; instruction 13, which is effective September 8, 2027; and instructions 6, 10, and 14, which are effective September 10, 2029.**
