

U.S. Federal Register Update: August 16 – August 20, 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?*

[Energy Conservation Program: Definitions for General Service Lamps](#)

Published 8/19/2021

Reference ANSI, NEMA

On January 19, 2017, the U.S. Department of Energy ("DOE") published two final rules adopting revised definitions of general service lamp ("GSL") and general service incandescent lamp ("GSIL"), and other supplemental definitions, to go into effect January 1, 2020. Prior to that effective date, on September 5, 2019, DOE withdrew the revised definitions of GSL, GSIL, and the other supplemental definitions. Upon further review and consideration, in this notice of proposed rulemaking ("NOPR"), DOE proposes to adopt the definitions of GSL and GSIL and the associated supplemental definitions set forth in the January 2017 final rules. This document also announces a public meeting to receive comment on these proposed definitions. **Meeting: DOE will hold a public meeting via webinar on Thursday, September 30, 2021, from 10:00 a.m. to 4:00 p.m. See section V, "Public Participation," for webinar registration information, participant instructions and information about the capabilities available to webinar participants. Comments: DOE will accept comments, data, and information regarding this NOPR no later than October 18, 2021.**

[TUV Rheinland of North America, Inc.: Grant of Expansion of Recognition](#)

Published 8/16/2021

Reference ANSI, UL

In this notice, OSHA announces the final decision to expand the scope of recognition for TUV Rheinland of North America, Inc., as a Nationally Recognized Testing Laboratory (NRTL). **The expansion of the scope of recognition becomes effective on August 16, 2021.**

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

Published 8/17/2021

Reference ANSI, UL

This notice is a summary 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 September 16, 2021.**

[Energy Conservation Program: Final Determination of Fans and Blowers as Covered Equipment](#)

Published 8/19/2021

Reference ANSI, ASHRAE, ASME, ISO

The U.S. Department of Energy ("DOE") is classifying certain fans and blowers as covered equipment under Part A-1 of Title III of the Energy Policy and Conservation Act, as amended. Accordingly, this document establishes the definition of equipment that is considered fans and blowers. **This final determination is effective September 20, 2021.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to the Palmer Station Pier Replacement Project, Antarctica](#)

Published 8/18/2021

Reference ANSI

NMFS has received a request from the National Science Foundation (NSF) for authorization to take marine mammals incidental to the Palmer Station Pier Replacement Project in Anvers Island, Antarctica. 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 September 17, 2021.**

[Pentafluoroethane \(R-125\) From the People's Republic of China: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Preliminary Affirmative Determination of Critical Circumstances, in Part, Postponement of Final Determination, and Extension of Provisional Measures](#)

Published 8/17/2021

Reference ANSI, ASHRAE

The Department of Commerce (Commerce) preliminarily determines that pentafluoroethane (R-125) from the People's Republic of China (China) is being, or is likely to be, sold in the United States at less than fair value (LTFV). The period of investigation is July 1, 2020, through December 31, 2020. Interested parties are invited to comment on this preliminary determination. **Applicable August 17, 2021.**

[Proposed Modification to the List of Appropriate NRTL Program Test Standards and the Scope of Recognition of Several NRTLs](#)

Published 8/16/2021

Reference ANSI, CSA, UL

In this notice, OSHA proposes to: Add new test standards to the Nationally Recognized Testing Laboratories (NRTL) Program's list of appropriate test standards; delete or replace several test standards from the NRTL Program's list of appropriate test standards; and modify the scope of recognition of several NRTLs. **Submit comments, information, and documents in response to this notice, or request for an extension of time to make a submission, on or before August 31, 2021.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to a Geophysical Survey in the Arctic Ocean](#)

Published 8/18/2021

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 Incidental Harassment Authorization (IHA) to the University of Alaska Geophysics Institute (UAGI) to incidentally harass, by Level B harassment, marine mammals during geophysical surveys in the Arctic Ocean. This project is funded by the National Science Foundation (NSF). **This Authorization is effective for one year, from August 11, 2021 through August 10, 2022.**

[Energy Conservation Program: Energy Conservation Standards for Commercial Prerinse Spray Valves](#)

Published 8/18/2021

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 commercial prerinse spray valves ("CPSVs"). EPCA also requires the U.S. Department of Energy ("DOE" or "the Department") to periodically determine whether more-stringent, amended standards would be technologically feasible and economically justified, and would result in significant energy savings. In this notification of proposed determination ("NOPD"), DOE has initially determined that amended energy conservation standards for commercial prerinse spray valves are not needed. DOE requests comment on this proposed determination and the associated analyses and results. **Meeting: DOE will hold a webinar on Wednesday, September 1, 2021, from 10:00 a.m. to 3:00 p.m. See section VII, "Public Participation," for webinar registration information, participant instructions, and information about the capabilities available to webinar participants. Comments: Written comments and information are requested and will be accepted on or before October 18, 2021. See section VII, "Public Participation," for details.**

[Acceptability of ASME Code Section III, Division 5, High Temperature Reactors](#)

Published 8/20/2021

Reference ASME

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment a draft regulatory guide (DG), DG-1380 (proposed Revision 2 to Regulatory Guide [RG] 1.87), "Acceptability of ASME Code Section III, Division 5, 'High Temperature Reactors'" and accompanying draft NUREG-2245, "Technical Review of the 2017 Edition of ASME Section III, Division 5, 'High Temperature Reactors,'" that documents the NRC staff's review of the 2017 Edition of ASME Section III, Division 5, certain portions of the 2019 Edition, and associated Code Cases N-861 and N-862. This DG describes an approach that is acceptable to the staff of the NRC to meet regulatory requirements for mechanical/structural integrity of components that

operate in elevated temperature environments and that are subject to time-dependent material properties and failure modes. It endorses, with conditions, the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code (ASME Code) Section III, "Rules for Construction of Nuclear Facility Components," Division 5, "High Temperature Reactors." The draft NUREG provides the technical basis for DG-1380. **Submit comments by October 19, 2021. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.**

[CSA Group Testing & Certification Inc.: Grant of Expansion of Recognition](#)

Published 8/16/2021

Reference CSA, NFPA, UL

In this notice, OSHA announces the final decision to expand the scope of recognition for CSA Group Testing & Certification Inc., as a Nationally Recognized Testing Laboratory (NRTL). **The expansion of the scope of recognition becomes effective on August 16, 2021.**

[FCC Seeks To Enable State-of-the-Art Radar Sensors in 60 GHz Band](#)

Published 8/19/2021

Reference IEEE

In this document, the Commission proposes to revise the Commission's rules to provide expanded operational flexibility to unlicensed field disturbance sensor (FDS) devices (e.g., radars) that operate in the 57-64 GHz band (60 GHz band). The Commission's proposal recognizes the increasing practicality of using mobile radar devices in the 60 GHz band to perform innovative and life-saving functions, including gesture control, detection of unattended children in vehicles, and monitoring of vulnerable medical patients, and it is designed to stimulate the development of new products and services in a wide variety of areas to include, for example, personal safety, autonomous vehicles, home automation, environmental control, and healthcare monitoring, while also ensuring coexistence among unlicensed FDS devices and current and future unlicensed communications devices in the 60 GHz band. **Comments are due on or before September 20, 2021; reply comments are due on or before October 18, 2021.**

[Protecting Against National Security Threats to the Communications Supply Chain Through the Equipment Authorization Program and the Competitive Bidding Program](#)

Published 8/19/2021

Reference NIST

The Commission seeks comment on how to leverage its equipment authorization program to encourage manufacturers who are building devices that will connect to U.S. networks to consider cybersecurity standards and guidelines. **Comments are due on or before September 20, 2021; reply comments are due on or before October 18, 2021.**

[Electronic Option for Submitting Foreign Purchaser Acknowledgement Statement of Unregistered Pesticides Under the Federal Insecticide, Fungicide and Rodenticide Act; Notice of Availability](#)

Published 8/18/2021

Reference NIST

EPA is announcing the availability of an electronic option for submitting the Foreign Purchaser Acknowledgement Statement (FPAS) for unregistered pesticides as required under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). As an alternative to the hardcopy approach, which is still available, EPA is also now accepting the required notifications electronically using EPA's electronic document submission system, the Central Data Exchange (CDX). Use of CDX to prepare and submit the required notifications to EPA will help streamline and reduce the administrative costs and burdens associated with submitting paper-based statements for both the submitters and the Agency. **An FPAS may be submitted electronically using CDX as of August 18, 2021.**

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

Published 8/18/2021

Reference NIST

The Federal Communications Commission (FCC, Commission, or Agency) proposes to add a new system of records, FCC-1, Outreach, subject to the Privacy Act of 1974, as amended. This action is necessary to meet the requirements of the Privacy Act to publish in the Federal Register notice of the existence and character of records maintained by the Agency. The

Commission uses the information on individuals and businesses contained in the records in this system to conduct outreach. **This system of records will become effective on August 18, 2021. Written comments on the routine uses are due by September 17, 2021. The routine uses will become effective on September 17, 2021, unless written comments are received that require a contrary determination.**

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

Published 8/17/2021

Reference NIST

Community Care Referrals and Authorization (CCRA) is an enterprise-wide system used by facility community care staff to generate referrals and authorizations for Veterans receiving care in the community. VA community care staff and non-VA staff use this solution to enhance Veteran access to care. CCRA is an integral component of the community care information technology architecture that allows Veterans to receive care from community providers. CCRA also allows Veterans and non-VA medical facilities to request VA authorization of emergent and urgent Veteran care. **Comments on this modified system of records must be received no later than 30 days after date of publication in the Federal Register. If no public comment is received during the period allowed for comment or unless otherwise published in the Federal Register by VA, the modified system of records will become effective a minimum of 30 days after date of publication in the Federal Register. If VA receives public comments, VA shall review the comments to determine whether any changes to the notice are necessary.**

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

Published 8/18/2021

Reference NIST

The U.S. Environmental Protection Agency's (EPA), Office of Information Management (OIM) is giving notice that it proposes to modify a system of records pursuant to the provisions of the Privacy Act of 1974. Central Data Exchange-Customer Registration Subsystem (CDX-CRS) is being modified to officially change from Central Data Exchange Customer Registration Subsystem (CDX-CRS). The new name for the system will be called Central Data Exchange (CDX). Additionally, CDX will leverage cloud resources. **Persons wishing to comment on this system of records notice must do so by September 17, 2021. Modified routine uses for this modified system of records will be effective September 17, 2021.**

[SGS North America, Inc.: Grant of Expansion of Recognition](#)

Published 8/16/2021

Reference UL

In this notice, OSHA announces the final decision to expand the scope of recognition for SGS North America, Inc., as a Nationally Recognized Testing Laboratory (NRTL). **The expansion of the scope of recognition becomes effective on August 16, 2021.**

[LabTest Certification Inc.: Application for Recognition](#)

Published 8/16/2021

Reference UL

In this notice, OSHA announces the application of LabTest Certification, Inc. (LCI), for recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant this recognition. **Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before September 15, 2021.**
