

U.S. Federal Register Update: August 30 – September 3, 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?*

[Pentafluoroethane \(R-125\) From the People's Republic of China: Amended Preliminary Countervailing Duty](#)

[Determination](#)

Published 8/30/2021

Reference ANSI, ASHRAE

The Department of Commerce (Commerce) is amending the scope of the countervailing duty (CVD) investigation of pentafluoroethane (R-125) from the People's Republic of China (China) to conform with the scope published in the preliminary determination of the companion antidumping duty (AD) investigation of R-125 from China. The period of investigation is January 1, 2020, through December 31, 2020. **Applicable August 30, 2021.**

[RIN 2127-AL87](#)

Published 8/31/2021

Reference ANSI, ASTM, SAE

This document amends Federal Motor Vehicle Safety Standard (FMVSS) No. 109, "New pneumatic and certain specialty tires," in response to a petition for rulemaking from the Tire and Rim Association, to clarify the applicability of the FMVSSs to certain types of tires intended for use on trailers. Based on a review of prior amendments to FMVSS Nos. 109 and 119, "New pneumatic tires for motor vehicles with a Gross Vehicle Weight Rating (GVWR) of more than 4,536 kilograms (10,000 pounds) and motorcycles." NHTSA concludes that it inadvertently made these tires subject to both FMVSS Nos. 109 and 119, when it was the Agency's intent to make them subject only to FMVSS No. 119. This document corrects that error, and also includes nonsubstantive technical corrections to tire and rim regulations. **The effective date of this rule is September 30, 2021.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to the Fuel Pier Inboard Pile Removal Project in San Diego, California](#)

Published 9/1/2021

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 United States Navy to incidentally harass, by Level B harassment only, marine mammals during pile driving/removal activities associated with the Fuel Pier Inboard Pile Removal Project in San Diego Bay, California. **This Authorization is effective from January 15, 2022 through January 14, 2023.**

[Energy Conservation Program: Test Procedures for Consumer Products; Early Assessment Review; Faucets and Showerheads](#)

Published 9/2/2021

Reference ANSI, ASME

The U.S. Department of Energy ("DOE") is undertaking an early assessment review to determine whether to proceed with a rulemaking to amend the test procedures for faucets and showerheads. Specifically, through this request for information ("RFI"), DOE seeks comment on the applicable consensus-based test procedures for measuring the water use of faucets and showerheads and whether such industry produces results that measure water use during a representative average use cycle or period of use for faucets and showerheads, and are not unduly burdensome to conduct. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this RFI) as well as the submission of data and other relevant information concerning this early assessment review. **Written comments and information are requested and will be accepted on or before October 4, 2021.**

[Corporate Average Fuel Economy Standards for Model Years 2024-2026 Passenger Cars and Light Trucks](#)

Published 9/3/2021

Reference ANSI, ASTM, SAE

NHTSA, on behalf of the Department of Transportation, is proposing revised fuel economy standards for passenger cars and light trucks for model years 2024-2026. On January 20, 2021, President Biden signed an Executive order (E.O.) entitled,

“Protecting Public Health and the Environment and Restoring Science To Tackle the Climate Crisis.” In it, the President directed that “The Safer Affordable Fuel-Efficient (SAFE) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks” (hereafter, “the 2020 final rule”) be immediately reviewed for consistency with our Nation's abiding commitment to empower our workers and communities; promote and protect our public health and the environment; and conserve our national treasures and monuments, places that secure our national memory. President Biden further directed that the 2020 final rule be reviewed at once and that (in this case) the Secretary of Transportation consider “suspending, revising, or rescinding” it, via a new proposal, by July 2021. Because of the President's direction in the E.O., NHTSA reexamined the 2020 final rule under its authority to set corporate average fuel economy (CAFE) standards. In doing so, NHTSA tentatively concluded that the fuel economy standards set in 2020 should be revised so that they increase at a rate of 8 percent year over year for each model year from 2024 through 2026, for both passenger cars and light trucks. This responds to the agency's statutory mandate to improve energy conservation. This proposal also makes certain minor changes to fuel economy reporting requirements. **Comments: Comments are requested on or before October 26, 2021. In compliance with the Paperwork Reduction Act, NHTSA is also seeking comment on a revision to an existing information collection. For additional information, see the Paperwork Reduction Act Section under Section IX, below. All comments relating to the information collection requirements should be submitted to NHTSA and to the Office of Management and Budget (OMB) at the address listed in the ADDRESSES section on or before October 26, 2021. See the SUPPLEMENTARY INFORMATION section on “Public Participation,” below, for more information about written comments.**

Public Hearings: NHTSA will hold one virtual public hearing during the public comment period. The agency will announce the specific date and web address for the hearing in a supplemental Federal Register notification. The agency will accept oral and written comments on the rulemaking documents and will also accept comments on the Supplemental Environmental Impact Statement (SEIS) at this hearing. The hearing will start at 9 a.m. Eastern standard time and continue until everyone has had a chance to speak. See the SUPPLEMENTARY INFORMATION section on “Public Participation,” below, for more information about the public hearing.

[Energy Conservation Program: Test Procedures for Residential and Commercial Clothes Washers](#)

Published 9/1/2021

Reference AHAM, ASHRAE, ASSE, IEC, NIST, UL

The U.S. Department of Energy (“DOE”) proposes to amend the test procedures for residential and commercial clothes washers to specify test conditions, instrument specifications, and test settings; address large clothes container capacities; add product-specific enforcement provisions; delete obsolete provisions; and consolidate all test cloth-related provisions and codify additional test cloth material verification procedures used by industry. DOE also proposes to create a new test procedure for residential and commercial clothes washers with additional modifications for certain test conditions, measurement of average cycle time, required test cycles, tested load sizes, semi-automatic clothes washer provisions, new performance metrics, and updated usage factors. The proposed new test procedure would be used for the evaluation and issuance of updated efficiency standards, as well as to determine compliance with the updated standards. As part of this proposal, DOE is announcing a webinar to collect comments and data on this proposal. DOE is seeking comment from interested parties on the proposal. **DOE will accept comments, data, and information regarding this proposal no later than November 1, 2021. See section V, “Public Participation,” for details. DOE will hold a webinar on Tuesday, September 14, 2021, from 10:00 a.m. to 3:00 p.m. See section V, “Public Participation,” for webinar registration information, participant instructions, and information about the capabilities available to webinar participants.**

[Proposed Extension of Information Collection; Safety Standards for Roof Bolts in Metal and Nonmetal Mines and Underground Coal Mines](#)

Published 8/31/2021

Reference ASTM

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a pre-clearance request for comment to provide the general public and Federal agencies with an opportunity to comment on proposed collections of information in accordance with the Paperwork Reduction Act of 1995. This request helps to ensure that: Requested data can be provided in the desired format; reporting burden (time and financial resources) is minimized; collection instruments are clearly understood; and the impact of collection requirements on respondents can be properly assessed. Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments on the information collection for Safety Standards for Roof Bolts in Metal and Nonmetal Mines and Underground Coal Mines. **All comments must be received on or before November 1, 2021.**

[Aluminum Wire and Cable From the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review; 2019-2020](#)

Published 9/2/2021

Reference ASTM, UL

The Department of Commerce (Commerce) is conducting an administrative review of the antidumping duty (AD) order on aluminum wire and cable from the People's Republic of China (China) covering the period June 5, 2019, through November 30, 2020. We preliminarily determine that ICF Cable and Jin Tiong Electrical Materials Manufacturer PTE, Limited (Jin Tiong) are not eligible for a separate rate, and, therefore, are part of the China-wide entity. Interested parties are invited to comment on these preliminary results. **Applicable September 2, 2021.**

[Board of Overseers of the Malcolm Baldrige National Quality Award](#)

Published 8/30/2021

Reference NIST

The Board of Overseers of the Malcolm Baldrige National Quality Award (Board) will meet in open session on Thursday, December 9, 2021. The purpose of this meeting is to review and discuss the work of the private sector contractor, which assists the Director of the National Institute of Standards and Technology (NIST) in administering the Malcolm Baldrige National Quality Award (Award), and information received from NIST and from the Chair of the Judges Panel of the Malcolm Baldrige National Quality Award in order to make such suggestions for the improvement of the Award process as the Board deems necessary. Details on the agenda are noted in the SUPPLEMENTARY INFORMATION section of this notice. **The meeting will be held on Thursday, December 9, 2021, from 11:00 a.m. Eastern time until 4:00 p.m. Eastern time. The meeting will be open to the public.**

[National Cybersecurity Center of Excellence \(NCCoE\) Automation of the Cryptographic Module Validation Program \(CMVP\)](#)

Published 9/1/2021

Reference NIST

The National Institute of Standards and Technology (NIST) invites organizations to provide letters of interest describing products and technical expertise to support and demonstrate security platforms for the Automation of the Cryptographic Module Validation Program (CMVP) project. This notice is the initial step for the National Cybersecurity Center of Excellence (NCCoE), in collaborating with technology companies, to address cybersecurity challenges identified under the Automation of the Cryptographic Module Validation Program (CMVP) project. Participation in the project is open to all interested organizations. **Collaborative activities will commence as soon as enough completed and signed letters of interest have been returned to address all the necessary components and capabilities, but no earlier than October 1, 2021.**

[Sunshine Act Meetings](#)

Published 8/30/2021

Reference NIST

U.S. Election Assistance Commission Meeting on Moving VVSG 2.0 Forward. **Wednesday, September 8th, 2021, 1:00 p.m.-3:30 p.m. Eastern.**

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

Published 9/1/2021

Reference NIST

Pursuant to the Privacy Act of 1974 the Pension Benefit Guaranty Corporation (PBGC) is proposing a change to one of its systems of records notices (SORNs). PBGC is adding a new routine use to allow disclosure of information to other government agencies to allow PBGC to fulfill its statutory responsibilities. **The modification of the system of records described herein will become effective October 1, 2021, without further notice, unless comments result in a contrary determination and a notice is published to that effect. Comments must be received on or before October 1, 2021 to be assured of consideration.**
