

## U.S. Federal Register Update: July 26 – July 30, 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?*

### [Final Determination Regarding Energy Efficiency Improvements in ANSI/ASHRAE/IES Standard 90.1-2019](#)

**Published** 7/28/2021

**Reference** ANSI, ASHRAE

The U.S. Department of Energy (DOE) has reviewed ANSI/ASHRAE/IES Standard 90.1-2019: Energy Standard for Buildings, Except Low-Rise Residential Buildings and determined the updated edition would improve energy efficiency in commercial buildings subject to the code. DOE analysis indicates that buildings meeting Standard 90.1-2019, as compared with buildings meeting the 2016 edition, would result in national site energy savings of 4.7 percent, source energy savings of 4.3 percent, and energy cost savings of approximately 4.3 percent of commercial building energy consumption. Upon publication of this affirmative determination, each State is required to review the provisions of their commercial building code regarding energy efficiency, and, as necessary, update their codes to meet or exceed Standard 90.1-2019. Additionally, this notice provides guidance on state code review processes and associated certifications. **Certification statements provided by States shall be submitted by July 28, 2023.**

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### [Mechanical Power Presses Update](#)

**Published** 7/28/2021

**Reference** ANSI, CSA, ISO

OSHA requests information and comment on issues related to the mechanical power presses standard. The standard was issued in 1971 based upon the 1971 American National Standards Institute (ANSI) industry consensus standard for mechanical power presses. This ANSI standard has been updated a number of times since 1971. OSHA is seeking information regarding whether it should update the mechanical power presses standard and, if so, how closely the standard should follow the current ANSI standard for mechanical power presses. It is also seeking information on the types of presses that should be covered, the use and certification of equipment, and other topics such as presence-sensing device initiation (PSDI) systems, and requirements for press modifications, training, and injury reporting. OSHA will use the information received in response to this RFI to determine what action, if any, it may take to reduce regulatory burdens while maintaining worker safety. **Submit comments on or before October 26, 2021. All submissions must bear a postmark or provide other evidence of the submission date.**

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### [Semiannual Regulatory Agenda](#)

**Published** 7/30/2021

**Reference** ANSI, NIST

In this document, the Commission publishes its semiannual regulatory flexibility agenda. In addition, this document includes an agenda of regulations that the Commission expects to develop or review during the next year. This document meets the requirements of the Regulatory Flexibility Act and Executive Order 12866. **The Commission welcomes comments on the agenda and on the individual agenda entries. Submit comments to the Division of the Secretariat on or before August 30, 2021.**

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### [Energy Conservation Program: Test Procedure for Dedicated-Purpose Pool Pump Motors](#)

**Published** 7/29/2021

**Reference** ANSI, CSA, IEC, NEMA, UL

On October 5, 2020, the U.S. Department of Energy ("DOE") issued a notice of proposed rulemaking ("NOPR") to establish a test procedure and an accompanying labeling requirement for dedicated purpose pool pump ("DPPP") motors. This final rule establishes a test procedure for DPPP motors. Specifically, the final rule incorporates by reference an industry standard pertaining to DPPP definitions; and requires the use of an industry testing standard for testing the energy efficiency of DPPP motors. This final rule does not establish a labeling requirement and DOE intends to address any such labeling and/or energy conservation standards requirement in a separate notification. **The effective date of this rule is September 27, 2021. The incorporation by reference of certain publications listed in this rule is approved by the Director of the Federal Register as of September 27, 2021.**

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[Energy Conservation Program: Notification of Petition for Waiver of Hussmann Corporation From the Department of Energy Commercial Refrigerators, Freezers and Refrigerator-Freezers Test Procedure and Notification of Grant of Interim Waiver](#)

**Published** 7/28/2021

**Reference** ANSI, ASHRAE, UL

This notification announces receipt of and publishes a petition for waiver and interim waiver from Hussmann Corporation (“Hussmann”), which seeks a waiver for specified Commercial Refrigerator, Freezer, and Refrigerator-Freezer (“CRE”) basic models from the U.S. Department of Energy (“DOE”) test procedure used for determining the energy consumption of CRE. DOE also gives notification of an Interim Waiver Order that requires Hussmann to test and rate the specified CRE basic models in accordance with the alternate test procedure set forth in the Interim Waiver Order. DOE solicits comments, data, and information concerning Hussmann's petition, its suggested alternate test procedure, and the alternate test procedure required under the Interim Waiver Order so as to inform DOE's final decision on Hussmann's waiver request. **Written comments and information are requested and will be accepted on or before August 27, 2021.**

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[Analysis Regarding Energy Efficiency Improvements in the 2021 International Energy Conservation Code \(IECC\)](#)

**Published** 7/28/2021

**Reference** ASHRAE

The U.S. Department of Energy (DOE) has reviewed the 2021 International Energy Conservation Code (IECC) and determined the updated edition would improve energy efficiency in buildings subject to the code. DOE analysis indicates that buildings meeting the 2021 IECC, as compared with buildings meeting the 2018 IECC, would result in national site energy savings of 9.38 percent, source energy savings of 8.79 percent, and energy cost savings of approximately 8.66 percent of residential building energy consumption. Upon publication of this affirmative determination, each State must certify that it has reviewed the energy efficiency provisions of its residential building code and made a determination whether it is appropriate to revise the code to meet or exceed the updated edition of the IECC. Additionally, this notice provides guidance on State code review processes and associated certifications. **Certification statements provided by States shall be submitted by July 28, 2023.**

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[National Oil and Hazardous Substances Pollution Contingency Plan; Monitoring Requirements for Use of Dispersants and Other Chemicals](#)

**Published** 7/27/2021

**Reference** ASTM

The Environmental Protection Agency (EPA or the Agency) is amending the requirements in Subpart J of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP) that govern the use of dispersants, other chemicals and other spill mitigating substances when responding to oil discharges into waters of the United States. Specifically, this action establishes monitoring requirements for dispersant use in response to major oil discharges and/or certain dispersant use situations in the navigable waters of the United States and adjoining shorelines, the waters of the contiguous zone, and the high seas beyond the contiguous zone in connection with activities under the Outer Continental Shelf Lands Act, activities under the Deepwater Port Act of 1974, or activities that may affect natural resources belonging to, appertaining to, or under the exclusive management authority of the United States, including resources under the Magnuson Fishery Conservation and Management Act of 1976 (“navigable waters of the United States and adjoining shorelines”). These new monitoring requirements are anticipated to better target dispersant use, thus reducing the risks to the environment. Further, the amendments are intended to ensure that On-Scene Coordinators (OSCs) and Regional Response Teams (RRTs) have relevant information to support response decision-making regarding dispersant use. **This final rule is effective on January 24, 2022.**

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[Establishment of a Laboratory Accreditation Program for Laboratories Performing System Integration Testing and Operational/User Acceptance Testing on Federal Warfare Systems Under the National Voluntary Laboratory Accreditation Program](#)

**Published** 7/29/2021

**Reference** IEC, ISO, NIST

Under the National Voluntary Laboratory Accreditation Program (NVLAP) the National Institute of Standards and Technology (NIST) announces the establishment of a laboratory accreditation program and the availability of applications for accreditation of laboratories that perform System Integration Testing (SIT) and Operational/User Acceptance Testing (O/UAT) on Federal Warfare Systems.

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## [Wireless Telecommunications Bureau Seeks Comment on Drive Test Parameters and Model for Alaska Plan Participants](#)

Published 7/29/2021

Reference ISO

In the document, the Wireless Telecommunications Bureau (Bureau) of the Federal Communications Commission (Commission) proposes drive test parameters and a drive test model required of two Alaska Plan mobile-provider participants: General Communication Inc. (GCI) and Copper Valley Wireless. The Bureau seeks comment on these proposals and on any alternatives that it should consider. **Comments are due on or before August 12, 2021. If you anticipate that you will be submitting comments but find it difficult to do so within the period of time allowed by this document, you should advise the contact listed in the following as soon as possible.**

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## [Artificial Intelligence Risk Management Framework](#)

Published 7/29/2021

Reference NIST

The National Institute of Standards and Technology (NIST) is developing a framework that can be used to improve the management of risks to individuals, organizations, and society associated with artificial intelligence (AI). The NIST Artificial Intelligence Risk Management Framework (AI RMF or Framework) is intended for voluntary use and to improve the ability to incorporate trustworthiness considerations into the design, development, and use, and evaluation of AI products, services, and systems. This notice requests information to help inform, refine, and guide the development of the AI RMF. The Framework will be developed through a consensus-driven, open, and collaborative process that will include public workshops and other opportunities for stakeholders to provide input. **Comments in response to this notice must be received by 5:00 p.m. Eastern time on August 19, 2021. Written comments in response to the RFI should be submitted according to the instructions in the ADDRESSES and SUPPLEMENTARY INFORMATION sections below. Submissions received after that date may not be considered.**

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## [Information Collection Activities; Submission to the Office of Management and Budget \(OMB\) for Review and Approval; Comment Request; Safety and Health Information Collection](#)

Published 7/27/2021

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 April 19, 2021 during a 60-day comment period. This notice allows for an additional 30 days for public comments.

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## [Open Meeting of the Information Security and Privacy Advisory Board](#)

Published 7/26/2021

Reference NIST

The Information Security and Privacy Advisory Board (ISPAB) will meet **Tuesday, September 28, 2021 from 1:00 p.m. until 4:30 p.m., Eastern Time.** All sessions will be open to the public.

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## [Improving Government Regulations; Unified Agenda of Federal Regulatory and Deregulatory Actions](#)

Published 7/30/2021

Reference NIST

This agenda announces the regulatory actions the Department of Defense (DoD) plans to take in the next 12 months and those regulatory actions completed since the publication of the fall 2020 Unified Agenda. It was developed under the guidelines of Executive Order 12866, "Regulatory Planning and Review," and Executive Order 13563, "Improving Regulation and Regulatory Review." This Agenda includes regulatory actions that support the Secretary of Defense's priorities to defend the nation, innovate and modernize DoD, build resilience and readiness, enhance appropriately accountable leadership, and address the current worldwide pandemic. These include efforts to ensure TRICARE beneficiaries have access to the most up-to-date care required for the diagnosis and treatment of COVID-19. Members of the public may submit comments on individual proposed and interim final rulemakings at [www.regulations.gov](http://www.regulations.gov) during the comment period that follows publication in the Federal Register.

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

Published 7/29/2021

Reference NIST

The Federal Communications Commission (FCC, Commission, or Agency) proposes to add a new system of records, FCC-2, Business Contacts and Certifications, 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 collect and maintain points of contact at regulated entities and in related industries, and ensure compliance with FCC rules through certifications of information provided to the Commission. **This system of records will become effective on July 29, 2021. Written comments on the routine uses are due by August 30, 2021. The routine uses will become effective on August 30, 2021, unless written comments are received that require a contrary determination.**

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

Published 7/28/2021

Reference NIST

The U.S. Environmental Protection Agency's (EPA) Office of General Counsel/External Civil Rights Compliance Office (OGC/ECRCO) is giving notice that it proposes to modify a system of records pursuant to the provisions of the Privacy Act of 1974. External Compliance Case Tracking System (EXCATS) is being modified to accurately notify the public about the change of administrative location of the EXCATS from its former administrative location, the Office of the Administrator, to the Office of the General Counsel, effective, December 2016. EXCATS is also being modified to support and enhance the discrimination complaint process, including the investigation and resolution of complaints, and to provide for a discrimination complaint form to enable the public to file electronically discrimination complaints directly to the EXCATS. The purpose of EXCATS is to assist OGC/ECRCO in collecting and maintaining case-related information and provide the EPA OGC/ECRCO with the ability to more effectively manage program information needs and integrate the office's various business processes. The EXCATS assists OGC/ECRCO in the collection and maintenance of compliance-related data and other information needed by the OGC/ECRCO to complete case investigation and resolution activities and issue civil rights-related determinations. **Persons wishing to comment on this system of records notice must do so by August 27, 2021. New or modified routine uses for this modified system of records will be effective August 27, 2021.**

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