

U.S. Federal Register Update: February 20 – February 24, 2023

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?*

[Voluntary Consensus Standards Update: Formaldehyde Emission Standards for Composite Wood Products](#)

Published 2/21/2023

Reference ANSI, ASTM, IEC, ISO, NIST

The Environmental Protection Agency (EPA) is publishing a final rule to update the incorporation by reference of several voluntary consensus standards in the Agency's formaldehyde standards for composite wood products regulations under the Toxic Substances Control Act (TSCA) that have since been updated, superseded, or withdrawn by the issuing organizations. In addition, EPA is taking final action to reflect its interpretation that remote inspections by third-party certifiers (TPCs) are allowed in certain circumstances in the event of unsafe conditions such as the on-going COVID-19 pandemic or other unsafe conditions such as natural disasters, outbreaks, political unrest, and epidemics. Finally, EPA is making certain technical corrections and conforming changes including updating standards within the definitions section, clarifying language as it relates to production, and creating greater flexibilities for the third-party certification process. This final rule is effective on **March 23, 2023**. The incorporation by reference of certain material listed in the rule is approved by the Director of the Federal Register as of **March 23, 2023**. The incorporation by reference of certain other material listed in the rule was approved by the Director of the Federal Register on **February 10, 2017**, and **February 7, 2018**.

[Motor Coach Industries, Inc.. Receipt of Petition for Decision of Inconsequential Noncompliance](#)

Published 2/21/2023

Reference ANSI, SAE

Motor Coach Industries, Inc. (MCI), MCI has determined that certain model year (MY) 1988-2022 MCI coaches do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 205, *Glazing Materials*. MCI filed an original noncompliance report dated March 22, 2022, and amended the report on April 14, 2022. MCI petitioned NHTSA on April 14, 2022, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety and submitted supplemental information on September 2, 2022. This document announces receipt of MCI's petition and supplemental information. Send comments on or before **March 23, 2023**.

[Stainless Steel Butt-Weld Pipe Fittings From the Philippines: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2021-2022](#)

Published 2/24/2023

Reference ANSI, ASTM

The U.S. Department of Commerce (Commerce) determines that there were no shipments of merchandise subject to the antidumping duty (AD) order on stainless steel butt-weld pipe fittings (SSBWF) from the Philippines during the period of review (POR) February 1, 2021, through January 31, 2022, from any of the companies under review. **Applicable February 24, 2023.**

[Semiannual Regulatory Agenda](#)

Published 2/22/2023

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 Office of the Secretary on or before March 24, 2023.**

[National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing Technology Review](#)

Published 2/22/2023

Reference ANSI

The U.S. Environmental Protection Agency (EPA) is taking final action on the technology review conducted on the Miscellaneous Coating Manufacturing (MCM) source category regulated under the National Emission Standards for Hazardous Air Pollutants (NESHAP). These final amendments include provisions for inorganic hazardous air pollutant (HAP) standards for process vessels. **This final rule is effective February 22, 2023.**

[New Source Performance Standards Review for Lead Acid Battery Manufacturing Plants and National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources Technology Review](#)

Published 2/23/2023

Reference ANSI, ASTM

This action finalizes the results of the Environmental Protection Agency's (EPA's) review of the New Source Performance Standards (NSPS) for Lead Acid Battery Manufacturing Plants and the technology review for the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Lead Acid Battery Manufacturing Area Sources as required under the Clean Air Act (CAA). This final rule is effective on **February 23, 2023**. The incorporation by reference (IBR) of certain publications listed in the rule is approved by the Director of the Federal Register as of **February 23, 2023**.

[Fall 2022 Unified Agenda of Regulatory and Deregulatory Actions](#)

Published 2/22/2023

Reference ASHRAE

The Department of Energy (DOE) has prepared and is making available its portion of the semi-annual Unified Agenda of Federal Regulatory and Deregulatory Actions (Agenda), including its Regulatory Plan (Plan), pursuant to Executive Order 12866, "Regulatory Planning and Review," and the Regulatory Flexibility Act.

[Introduction to the Unified Agenda of Federal Regulatory and Deregulatory Actions-Fall 2022](#)

Published 2/22/2023

Reference ASME, NIST

Publication of the Fall 2022 Unified Agenda of Federal Regulatory and Deregulatory Actions represents a key component of the regulatory planning mechanism prescribed in Executive Order ("E.O.") 12866, "Regulatory Planning and Review," ([58 FR 51735](#)) and reaffirmed in [E.O. 13563](#), "Improving Regulation and Regulatory Review," ([76 FR 3821](#)). The Regulatory Flexibility Act requires that agencies publish semiannual regulatory agendas in the **Federal Register** describing regulatory actions they are developing that may have a significant economic impact on a substantial number of small entities ([5 U.S.C. 602](#)).

[Clean Water Act Methods Update Rule for the Analysis of Effluent](#)

Published 2/21/2023

Reference ASTM

This action finalizes the results of the Environmental Protection Agency's (EPA's) review of the New Source Performance Standards (NSPS) for Lead Acid Battery Manufacturing Plants and the technology review for the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Lead Acid Battery Manufacturing Area Sources as required under the Clean Air Act (CAA). The EPA is finalizing revised lead emission limits for grid casting, paste mixing, and lead reclamation operations for both the area source NESHAP and under a new NSPS subpart (for lead acid battery manufacturing facilities that begin construction, reconstruction, or modification after February 23, 2022). **This final rule is effective on February 23, 2023. The incorporation by reference (IBR) of certain publications listed in the rule is approved by the Director of the Federal Register as of February 23, 2023.**

[Implementation of 2021 Wassenaar Arrangement Decisions](#)

Published 2/24/2023

Reference IEC, ISO, SAE

The Bureau of Industry and Security (BIS) maintains, as part of its Export Administration Regulations (EAR), the Commerce Control List (CCL), which identifies certain items subject to Department of Commerce jurisdiction. During the December 2021 Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use

Goods and Technologies (WA) Plenary meeting, Participating States of the WA (Participating State) made certain decisions affecting the WA control lists, which BIS is now implementing via amendments to the CCL. On August 15, 2022, BIS published a final rule that implemented some of these decisions by adding to the CCL four technologies that met the criteria for emerging or foundational technologies under Section 1758 of the Export Control Reform Act of 2018 (ECRA). This rule is effective February 24, 2023 except for the amendments to § 740.7(d)(3)(i) and (ii) (instruction 5) and to supplement no. 1 to part 774 ECCNs 4A003, 4D001, and 4D001 (instruction 13), which are effective **March 14, 2023**.

[Proposed Sale Notice for Commercial Leasing for Wind Power Development on the Outer Continental Shelf in the Gulf of Mexico \(GOMW-1\)](#)

Published 2/24/2023

Reference ISO

The Bureau of Ocean Energy Management (BOEM) proposes to offer one or more lease areas (Lease Areas) for commercial wind power development on the U.S. Outer Continental Shelf (OCS) in the Gulf of Mexico (GOM). The Lease Areas are located in the previously identified wind energy areas (WEA) offshore Lake Charles, LA, and Galveston, TX. This proposed sales notice (PSN) contains information pertaining to the areas available for leasing, certain lease provisions and conditions, auction details, criteria for evaluating competing bids, and procedures for lease award, appeals, and lease execution. BOEM must receive comments no later than **April 25, 2023**.

[Reference Measurement Principle and Calibration Procedure for the Measurement of Ozone in the Atmosphere \(Chemiluminescence Method\)](#)

Published 2/24/2023

Reference NIST

The Environmental Protection Agency (EPA) is proposing to update the current ozone absorption cross-section to the recommended consensus-based cross-section value of $1.1329 \times 10^{-17} \text{ cm}^2 \text{ molecule}^{-1}$ or $304.39 \text{ atm}^{-1} \text{ cm}^{-1}$, with an uncertainty of $0.94 \text{ atm}^{-1} \text{ cm}^{-1}$. Comments must be received on or before **March 27, 2023**.

[Notice of High-Performance Computing \(HPC\) Summit](#)

Published 2/22/2023

Reference NIST

GSA is hosting a virtual High-Performance Computing (HPC) Summit to bring together the Federal and industry communities for a series of panel discussions covering HPC implementation progress, opportunities, and best practices. The meeting date is scheduled for **Thursday, April 20, 2023**.

[Agency Information Collection Activities, Submission for Office of Management and Budget \(OMB\) Review and Emergency Approval; Comment Request; CHIPS Pre-Application Information Collection](#)

Published 2/21/2023

Reference NIST

The Department of Commerce will submit the following information collection request to the Office of Management and Budget (OMB) for emergency review and approval 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.

[Privacy Act; Proposed New System of Records](#)

Published 2/23/2023

Reference NIST

Pursuant to the provisions of the Privacy Act of 1974, and Office of Management and Budget (OMB) Circular No. A-108, notice is given that the Food and Nutrition Service (FNS) of the U.S. Department of Agriculture (USDA) is proposing to add a new system of records, entitled USDA/FNS-14, National Accuracy Clearinghouse (NAC) System to Detect Duplicate Participation. The NAC will enhance program integrity in the Supplemental Nutrition Assistance Program (SNAP) by providing a secure method for State agencies that administer SNAP (State agencies) to share information to prevent and detect duplicate participation. **Please submit any comments by March 27, 2023**.

[Electronic-Filing Requirements for Specified Returns and Other Documents](#)

Published 2/23/2023

Reference NIST

This document contains final regulations amending the rules for filing electronically and affects persons required to file partnership returns, corporate income tax returns, unrelated business income tax returns, withholding tax returns, certain information returns, registration statements, disclosure statements, notifications, actuarial reports, and certain excise tax returns. **These regulations are effective on February 23, 2023.**