

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

### [Eurofins Electrical and Electronic Testing NA, Inc. a/k/a MET Laboratories, Inc.: Grant of Expansion of Recognition](#)

**Published** 1/17/2023

**Reference** ANSI, UL

In this notice, OSHA announces the final decision to expand the scope of recognition for Eurofins Electronic Testing NA, Inc. a/k/a MET Laboratories, Inc., as a Nationally Recognized Testing Laboratory (NRTL). The expansion of the scope of recognition becomes effective on **January 17, 2023**.

### [Energy Conservation Program: Test Procedure for Dishwashers](#)

**Published** 1/18/2023

**Reference** ANSI, AHAM, IEC

The U.S. Department of Energy ("DOE") is amending the current test procedures for dishwashers, adopting a new test procedure appendix, incorporating by reference Association of Home Appliance Manufacturers ("AHAM") standards—AHAM DW-1-2020 and DW-2-2020—and applying certain provisions of the industry standards to the test procedures appendices. The amendments to the current appendix establish requirements for water hardness, relative humidity, and loading pattern; update requirements for ambient temperature, detergent dosage, and standby power measurement; and include testing approaches from published dishwasher waivers. The new test procedure appendix additionally includes provisions for a minimum cleaning index threshold to validate the selected test cycle and updated annual number of cycles and low-power mode hours for the calculation of annual energy consumption. The effective date of this rule is **February 17, 2023**. The amendments to appendix C1 will be mandatory for product testing starting **July 17, 2023**. The incorporation by reference of certain publications listed in the rule is approved by the Director of the Federal Register on **February 17, 2023**.

### [Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to U.S. Navy Construction at Portsmouth Naval Shipyard, Kittery, Maine](#)

**Published** 1/8/2023

**Reference** ANSI, ISO

MFS has received a request from the U.S. Navy (Navy) for authorization to take marine mammals incidental to construction at the Portsmouth Naval Shipyard in Kittery, Maine, over the course of five years (2023-2028). Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is proposing regulations to govern that take and requests comments on the proposed regulations. NMFS responses to comments will be included in the notice of the final decision. **Comments and information must be received no later than February 17, 2023.**

### [NuScale Small Modular Reactor Design Certification](#)

**Published** 1/19/2023

**Reference** ASME

The U.S. Nuclear Regulatory Commission (NRC) is amending its regulations to certify the NuScale standard design for a small modular reactor. Applicants or licensees intending to construct and operate a NuScale standard design may do so by referencing this design certification rule. The applicant for

certification of the NuScale standard design is NuScale Power, LLC. **This final rule is effective on February 21, 2023. The incorporation by reference of certain publications listed in the rule is approved by the Director of the Federal Register as of February 21, 2023.**

#### Recent Postings of Broadly Applicable Alternative Test Methods

**Published** 1/19/2023

**Reference** ASTM

This notice announces the broadly applicable alternative test method approval decisions that the Environmental Protection Agency (EPA) made under and in support of New Source Performance Standards (NSPS) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) between **January 1, 2022, and December 31, 2022.**

#### Circular Welded Carbon Steel Standard Pipe and Tube Products From Turkey: Amended Final Results of Antidumping Duty Administrative Review; 2020-2021

**Published** 1/17/2023

**Reference** ASTM

The U.S. Department of Commerce (Commerce) is amending its final results in the administrative review of the antidumping duty order on circular welded carbon steel standard pipe and tube products (pipe and tube products) from Turkey for the period **May 1, 2020, through April 30, 2021**, to correct a ministerial error. **Applicable January 17, 2023.**

#### Agency Information Collection Activities; Proposed Collection; Comment Request; Accreditation Scheme for Conformity Assessment Program

**Published** 1/19/2023

**Reference** IEC, ISO

The Food and Drug Administration (FDA, Agency, or we) is announcing an opportunity for public comment on the proposed collection of certain information by the Agency. Under the Paperwork Reduction Act of 1995 (PRA), Federal Agencies are required to publish notice in the Federal Register concerning each proposed collection of information, including each proposed extension of an existing collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on information collection associated with the Accreditation Scheme for Conformity Assessment (ASCA) Program. **Either electronic or written comments on the collection of information must be submitted by March 20, 2023.**

#### Radiological Health Regulations; Amendments to Records and Reports for Radiation Emitting Electronic Products; Amendments to Performance Standards for Diagnostic X-ray, Laser, and Ultrasonic Products

**Published** 1/20/2023

**Reference** IEC, ISO

The Food and Drug Administration (FDA, Agency, or we) is amending and repealing parts of the radiological health regulations covering recommendations for radiation protection during medical procedures, certain records and reporting for electronic products, and performance standards for diagnostic x-ray systems and their major components, laser products, and ultrasonic therapy products. The Agency is taking this action to clarify and update the regulations to reduce regulatory requirements that are outdated and duplicate other means to better protect the public health against harmful exposure to radiation emitting electronic products and medical devices. **This rule is effective February 21, 2023.**

## High Pressure Steel Cylinders From the People's Republic of China: Final Results of Sunset Reviews and Revocation of Orders

**Published** 1/20/2023

**Reference** ISO

On November 1, 2022, the U.S. Department of Commerce (Commerce) initiated the second sunset reviews of the antidumping duty (AD) and countervailing duty (CVD) orders on high pressure steel cylinders (HPSC) from the People's Republic of China (China). Because no domestic interested party responded to the sunset review notice of initiation by the applicable deadline, consistent with the Tariff Act of 1930, as amended (the Act), Commerce is revoking the AD and CVD orders on HPSC from China.

**Applicable January 20, 2023.**

## Agency Information Collection Activities; Proposed Collection; Comment Request; Beneficial Ownership Information Reports

**Published** 1/17/2023

**Reference** ISO

FinCEN invites all interested parties to comment on the report that will be used to collect beneficial ownership information, as required by the Beneficial Ownership Information Reporting Requirements final rule that was published on September 30, 2022. The details included in the information collection are listed below. This request for comment is made pursuant to the Paperwork Reduction Act of 1995.

**Written comments are welcome and must be received on or before March 20, 2023.**

## National Organic Program (NOP); Strengthening Organic Enforcement

**Published** 1/19/2023

**Reference** ISO

This rulemaking amends the United States Department of Agriculture (USDA) organic regulations to strengthen oversight and enforcement of the production, handling, and sale of organic agricultural products. The amendments protect integrity in the organic supply chain and build consumer and industry trust in the USDA organic label by strengthening organic control systems, improving farm to market traceability, and providing robust enforcement of the USDA organic regulations. Topics addressed in this rulemaking include: applicability of the regulations and exemptions from organic certification; National Organic Program Import Certificates; recordkeeping and product traceability; certifying agent personnel qualifications and training; standardized certificates of organic operation; unannounced on-site inspections of certified operations; oversight of certification activities; foreign conformity assessment systems; certification of producer group operations; labeling of nonretail containers; annual update requirements for certified operations; compliance and appeals processes; and calculating organic content of multi-ingredient products. **Effective date: March 20, 2023;**

**Implementation date: March 19, 2024.**

## Agency Information Collection Activities; Submission to the Office of Management and Budget (OMB) for Review and Approval; Comment Request; NIST Generic Clearance for Diversity, Equity, Inclusion, and Accessibility (DEIA) Data Collections

**Published** 1/19/2023

**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 October 21, 2022, during a 60-day comment period. **This notice allows for an additional 30 days for public comments.**

### **Industrial Advisory Committee; Meeting**

**Published 1/19/2023**

**Reference NIST**

The Industrial Advisory Committee (Committee) will hold an open meeting via web conference on Tuesday, February 7, 2023, from 10 a.m. to 3 p.m. Eastern Time. The primary purposes of this meeting are to update the Committee on the progress of the CHIPS R&D Programs, receive updates from the Committee working groups, and allow the Committee to deliberate and discuss the progress that has been made. The final agenda will be posted on the NIST website at <https://www.nist.gov/chips/industrial-advisory-committee>. The Industrial Advisory Committee will meet on **Tuesday, February 7, 2023, from 10 a.m. to 3 p.m. Eastern Time. The meeting will be open to the public.**

### **Advisory Committee on Earthquake Hazards Reduction Meeting**

**Published 1/19/2023**

**Reference NIST**

The Advisory Committee on Earthquake Hazards Reduction (ACEHR or Committee) will hold an open virtual meeting via web conference on Monday, May 8, 2023, from 1:00 p.m. to 4:00 p.m. and Tuesday, May 9, 2023, from 1:00 p.m. to 4:00 p.m. Eastern Time. The primary purpose of this meeting is for the Committee to discuss their 2023 Biennial Report on the Effectiveness of the National Earthquake Hazards Reduction Program (NEHRP). The agenda may change to accommodate Committee business. The final agenda will be posted on the NEHRP website at <https://nehrrp.gov/committees/meetings.htm>. The ACEHR will meet on **Monday, May 8, 2023, from 1:00 p.m. to 4:00 p.m. and Tuesday, May 9, 2023, from 1:00 p.m. to 4:00 p.m. Eastern Time.**

### **Proposal Review Panel for Materials Research; Notice of Meeting**

**Published 1/20/2023**

**Reference NIST**

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation (NSF) announces the following meeting:

*Name and Committee Code:* Proposal Review Panel for Materials Research—NSF Oversight Review of the Center for High Resolution Neutron Scattering (CHRNS) and The Midscale RI Project for a World Class Neutron Spin-Echo Spectrometer for the Nation (or NSE project)—Hybrid (On-site & Virtual) (#1203). **Feb 28, 2023; 8:30 a.m.-6 p.m., Mar 01, 2023; 8:30 a.m.-3 p.m.**

### **TUV Rheinland of North America, Inc.: Grant of Expansion of Recognition**

**Published 1/17/2023**

**Reference** 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 January 17, 2023.**