

U.S. Federal Register Update: August 15 – 19, 2016

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: Test Procedure for Walk-in Coolers and Walk-in Freezers](#)

Published 8/17/2016

Reference ANSI, ASHRAE, ASTM

This document proposes amending the test procedure for certain walk-in cooler and freezer components by improving the procedure's clarity, updating related certification and enforcement provisions to address the performance-based energy conservation standards for walk-in cooler and freezer equipment, and establishing labeling requirements to aid manufacturers in determining which components would be considered for compliance purposes as intended for walk-in cooler and freezer applications. The proposed amendments consist of certain walk-in cooler and freezer refrigeration system-specific provisions, including product-specific definitions, removal of the test method for systems with hot gas defrost, and a method to accommodate refrigeration equipment that use adaptive defrost and on-cycle variable-speed evaporator fan control. **DOE will accept comments, data, and information regarding this notice of proposed rulemaking (NPR) before and after the public meeting, but no later than October 17, 2016. See section V, "Public Participation," for details.**

[South Carolina Electric & Gas Company and South Carolina Public Service Authority; Virgil C. Summer Nuclear Station Units 2 and 3](#)

Published 8/18/2016

Reference ANSI

South Carolina Electric & Gas Company (SCE&G) and South Carolina Public Service Authority (Santee Cooper) are the holders of Combined License (COL) Nos. NPF-93 and NPF-94, which authorize the construction and operation of Virgil C. Summer Nuclear Station, Units 2 and 3 (VCSNS 2 & 3), respectively. The U.S. Nuclear Regulatory Commission (NRC) is issuing an exemption from the requirement that applicants for an operator license at VCSNS 2 & 3 provide evidence that the applicant, as a trainee, has successfully manipulated the controls of either the facility for which the license is sought or a plant-referenced simulator (PRS). Applicants will instead use a Commission-approved simulation facility for VCSNS 2 & 3. **This exemption is effective as of August 18, 2016.**

[Conclusion of National Marine Fisheries Service International Trade Data System Tests Concerning the Electronic Submission of Certain Data Required for Fish Imports and Exports](#)

Published 8/16/2016

Reference ANSI

U.S. Customs and Border Protection (CBP) and the National Marine Fisheries Service (NMFS) previously announced tests under the National Customs Automation Program (NCAP) concerning the electronic transmission of certain data for NMFS-regulated commodities through the Automated Commercial Environment (ACE) and through the Automated Export System (AES). The tests included electronic data submission for imports (published in the Federal Register on June 5, 2015) and for exports (published in the Federal Register on June 3, 2016).

During the imports test, entry filers were able to use the Automated Broker Interface (ABI) and the Document Image System (DIS) to transmit the NMFS Partner Government Agency (PGA) message data and forms required for NMFS to make admissibility determinations for entries subject to the monitoring programs for tunas, swordfish and toothfish, under the Highly Migratory Species International Trade Program (HMS), the Antarctic Marine Living Resources Trade Monitoring Program (AMR), and the Tuna Tacking and Verification Program (TTVP). During the exports test, exporters were able to use the Automated Export System (AES) and the DIS to transmit the NMFS PGA data and forms required for NMFS to collect required information on exports subject to these same trade monitoring programs.

It has been determined that ACE and AES are capable of accepting NMFS-regulated electronic entries. NMFS regulations effective on September 20, 2016 (published on August 3, 2016) will require the use of ACE or AES, as applicable, for electronic filings of regulated imports or exports of fish products. Accordingly, CBP and NMFS announce that the NCAP tests are ending on September 20, 2016. All importers and exporters of fish products regulated by NMFS are encouraged to use

ACE or AES, as applicable, for their electronic filings in advance of September 20, 2016, when such filings will become mandatory. **The NMFS ACE and AES tests conclude on September 20, 2016. ACE entries and AES export declarations for NMFS-regulated products may be continued until the conclusion of the tests. For NMFS regulated fishery products, use of ACE and AES to file electronically is required beginning September 20, 2016.**

[Energy Conservation Program: Energy Conservation Standards for Portable Air Conditioners](#)

Published 8/15/2016

Reference ANSI

On June 13, 2016, the U.S. Department of Energy (DOE) published in the Federal Register a notice of proposed rulemaking (NPR) for portable air conditioners. 81 FR 38398. The notice provided opportunity for submitting written comments, data, and information by August 12, 2016. DOE received a request from the Association of Home Appliance Manufacturers (AHAM), dated July 21, 2016, to extend the comment period until December 1, 2016. **The comment period for the proposed rule published on June 13, 2016 (81 FR 38398), is reopened. DOE will accept comments, data, and information regarding this rulemaking received no later than September 26, 2016.**

[Carib Energy \(USA\) LLC; Application for Long-Term, Multi-Contract Authorization To Export Liquefied Natural Gas to Non-Free Trade Agreement Nations in Central America, South America, or the Caribbean](#)

Published 8/17/2016

Reference ASME, ISO

The Office of Fossil Energy (FE) of the Department of Energy (DOE) gives notice of receipt of an application, filed on March 25, 2016 (Application), by Carib Energy (USA) LLC (Carib). Carib requests long-term, multi-contract authorization to export domestically produced liquefied natural gas (LNG) in a volume equivalent to approximately 1.3 billion cubic feet (Bcf) per year (0.0036 Bcf per day) of natural gas. Carib Energy seeks to export the LNG by use of approved IMO7/TVAC-ASME LNG (ISO) containers transported on ocean-going carriers to any country within Central America, South America, or the Caribbean that has, or in the future develops, the capacity to import LNG delivered by ocean-going container vessels carrying ISO containers, provided that trade is not prohibited by U.S. law or policy with that country, and provided further that the country has not entered into a free trade agreement with the United States requiring national treatment for trade in natural gas (non-FTA countries). Carib seeks to purchase the LNG for export from any of the existing natural gas liquefaction facilities listed in Appendix D of the Application (Facilities), which are owned and operated by Pivotal LNG, Inc. (Pivotal) or by one of Pivotal's affiliates. Carib states that delivery of LNG will be taken at the Facilities, and the LNG transported within the United States over highways using approved ISO containers. Carib intends to export the LNG from the ports of Jacksonville, Florida; Port Everglades, Florida; Gulfport, Mississippi; and any port in the southeastern United States capable of accommodating LNG exports by ISO containers transported on ocean-going container vessels. Carib seeks authorization to export this LNG for a 20-year period, commencing on the earlier of the date of first export or five years from the date the requested authorization is granted. The Application was filed under section 3 of the Natural Gas Act (NGA). Additional details can be found in Carib's Application, posted on the DOE/FE Web site at: http://energy.gov/sites/prod/files/2016/07/f33/CaribEnergy16_98_LNGapp.pdf. **Protests, motions to intervene or notices of intervention, as applicable, requests for additional procedures, and written comments are to be filed using procedures detailed in the Public Comment Procedures section no later than 4:30 p.m., Eastern time, October 17, 2016.**

[Design, Inspection, and Testing Criteria for Air Filtration and Adsorption Units of Normal Atmosphere Cleanup Systems in Light Water Cooled Nuclear Power Plants](#)

Published 8/17/2016

Reference ASME

The U.S. Nuclear Regulatory Commission (NRC) is issuing Revision 3 to Regulatory Guide (RG) 1.140, "Design, Inspection, and Testing Criteria for Air Filtration and Adsorption Units of Normal Atmosphere Cleanup Systems in Light Water Cooled Nuclear Power Plants." This RG describes a method that the NRC staff considers acceptable to implement regulatory requirements with regard to the design, inspection, and testing of normal atmosphere cleanup systems for controlling releases of airborne radioactive materials to the environment during normal operations, including anticipated operational occurrences. This guide applies to all types of nuclear power plants that use water as the primary means of cooling. **Revision 3 to RG 1.140 is available on August 17, 2016.**

Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Acuña Cactus and the Fickeisen Plains Cactus

Published 8/18/2016

Reference IEC

We, the U.S. Fish and Wildlife Service (Service), designate critical habitat for the *Echinomastus erectocentrus* var. *acunensis* (acuña cactus) and the *Pediocactus peeblesianus* var. *fickeiseniae* (Fickeisen plains cactus) under the Endangered Species Act. Critical habitat for the acuña cactus is located in Maricopa, Pima, and Pinal Counties, Arizona, and critical habitat for the Fickeisen plains cactus is located in Coconino and Mohave Counties, Arizona. The effect of this regulation is to designate critical habitat for the acuña cactus and the Fickeisen plains cactus under the Endangered Species Act. **This rule becomes effective September 19, 2016.**

Biweekly Notice; Applications and Amendments to Facility Operating Licenses and Combined Licenses Involving No Significant Hazards Considerations

Published 8/16/2016

Reference IEEE

Pursuant to Section 189a. (2) of the Atomic Energy Act of 1954, as amended (the Act), the U.S. Nuclear Regulatory Commission (NRC) is publishing this regular biweekly notice. The Act requires the Commission to publish notice of any amendments issued, or proposed to be issued, and grants the Commission the authority to issue and make immediately effective any amendment to an operating license or combined license, as applicable, upon a determination by the Commission that such amendment involves no significant hazards consideration, notwithstanding the pendency before the Commission of a request for a hearing from any person.

This biweekly notice includes all notices of amendments issued, or proposed to be issued from July 19, 2016, to August 1, 2016. The last biweekly notice was published on August 2, 2016. **Comments must be filed by September 15, 2016. A request for a hearing must be filed by October 17, 2016.**

FY 2016 Competitive Research Funding Opportunity: Safety Research and Demonstration (SRD) Program

Published 8/15/2016

Reference NEMA

The Federal Transit Administration (FTA) announces the availability of \$7,000,000 in Fiscal Year (FY) 2016 Public Transportation Innovation funds to demonstrate and evaluate innovative technologies and safer designs to improve public transportation safety.

FTA is seeking to fund cooperative agreements to engage in demonstration projects focused in the following two thematic areas: collision avoidance and mitigation and transit worker safety protection.

An eligible lead applicant under this notice must be an existing FTA grant recipient and eligible project partners and sub-recipients under this program may include, but are not limited to, providers of public transportation; State and local governmental entities; departments, agencies, and instrumentalities of the Government, including Federal laboratories; private or non-profit organizations; institutions of higher education; and technical and community colleges. This notice solicits competitive proposals addressing priorities established by FTA for these research areas, provides instructions for submitting proposals, and describes criteria FTA will use to identify meritorious proposals for funding, and the process to apply for funding.

This announcement is also available on the FTA Web site at: <https://www.transit.dot.gov/grants>.

A synopsis of this funding opportunity will be posted in the FIND module of the government-wide electronic grants Web site at <http://www.grants.gov>. The funding Opportunity ID is FTA-2016-007-TRI-SRD and the Catalog of Federal Domestic Assistance (CFDA) number for Section 5312 funded program is 20.514. **Complete proposals are due by 11:59 p.m. EDT on October 14, 2016. All proposals must be submitted electronically through the Grants.gov "APPLY" function. Prospective applicants should initiate the process by registering on the Grants.gov Web site promptly to ensure completion of the application process before the submission deadline. Instructions for applying can be found on FTA's Web site at <https://www.transit.dot.gov/grants> and in the "FIND" module of Grants.gov. Mail and fax submissions will not be accepted.**
