

## U.S. Federal Register Update: November 27 – December 1, 2017

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?*

### [Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Waterfront Improvement Projects at Portsmouth Naval Shipyard](#)

**Published** 11/30/2017

**Reference** ANSI, ISO

NMFS has received a request from the U.S. Department of the Navy (Navy) for authorization to take marine mammals incidental to continued construction activities as part of waterfront improvement projects at several Portsmouth Naval Shipyard (the Shipyard) berths in Kittery, Maine. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is requesting comments on its proposal to issue an incidental harassment authorization (IHA) to incidentally take marine mammals during the specified activities. NMFS will consider public comments prior to making any final decision on the issuance of the requested MMPA authorization and agency responses will be summarized in the final notice of our decision.

**Comments and information must be received no later than January 2, 2018.**

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### [Intertek Testing Services NA, Inc.: Grant of Expansion of Recognition](#)

**Published** 11/28/2017

**Reference** ANSI, UL

In this notice, OSHA announces its final decision to expand the scope of recognition for Intertek Testing Services NA, Inc., as a Nationally Recognized Testing Laboratory (NRTL). **The expansion of the scope of recognition becomes effective on November 28, 2017.**

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### [Medicare Program; Contract Year 2019 Policy and Technical Changes to the Medicare Advantage, Medicare Cost Plan, Medicare Fee-for-Service, the Medicare Prescription Drug Benefit Programs, and the PACE Program](#)

**Published** 11/28/2017

**Reference** ANSI

This proposed rule would revise the Medicare Advantage program (Part C) regulations and Prescription Drug Benefit program (Part D) regulations to implement certain provisions of the Comprehensive Addiction and Recovery Act (CARA) and the 21st Century Cures Act; improve program quality, accessibility, and affordability; improve the CMS customer experience; address program integrity policies related to payments based on prescriber, provider and supplier status in Medicare Advantage, Medicare cost plan, Medicare Part D and the PACE programs; provide a proposed update to the official Medicare Part D electronic prescribing standards; and clarify program requirements and certain technical changes regarding treatment of Medicare Part A and Part B appeal rights related to premiums adjustments. **To be assured consideration, comments must be received at one of the addresses provided below, no later than 5 p.m. on January 16, 2018.**

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### [Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Bravo Wharf Recapitalization Project, Year 2](#)

**Published** 11/27/2017

**Reference** ANSI

NMFS has received a request from Naval Facilities Engineering Command Southeast and Naval Facilities Engineering Command Atlantic (the Navy) for authorization to take marine mammals incidental to Bravo Wharf Recapitalization, Year 2 in Naval Station Mayport (NSM), Jacksonville, Florida. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is requesting comments on its proposal to issue an incidental harassment authorization (IHA) to incidentally take marine mammals during the specified activities. NMFS will consider public comments prior to making any final decision on the issuance of the requested MMPA authorizations and agency responses will be summarized in the final notice of our decision. **Comments and information must be received no later than December 27, 2017.**

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### [Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to a Marine Geophysical Survey in the Southwest Pacific Ocean, 2017/2018](#)

**Published** 11/27/2017

#### **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 incidental harassment authorization (IHA) to Lamont-Doherty Earth Observatory of Columbia University (L-DEO) to incidentally harass, by Level A and Level B harassment only, marine mammals during marine geophysical survey activities in the southwest Pacific Ocean. **This Authorization is valid from October 27, 2017 through October 26, 2018.**

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#### **Agency Forms Undergoing Paperwork Reduction Act Review**

**Published** 11/27/2017

**Reference** ASSE, NFPA

In accordance with the Paperwork Reduction Act of 1995, the Centers for Disease Control and Prevention (CDC) has submitted the information collection request titled Evaluation of Effectiveness of NIOSH Publications: NIOSH Customer Satisfaction and Impact Survey to the Office of Management and Budget (OMB) for review and approval. CDC previously published a "Proposed Data Collection Submitted for Public Comment and Recommendations" notice on September 19, 2016 to obtain comments from the public and affected agencies. CDC did not receive comments related to the previous notice. This notice serves to allow an additional 30 days for public and affected agency comments.

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#### **Clothing Storage Unit Tip Overs; Request for Comments and Information**

**Published** 11/30/2017

**Reference** ASTM, ISO

The Consumer Product Safety Commission is contemplating developing a rule to address the risk of injury and death associated with clothing storage unit furniture tipping over. This advance notice of proposed rulemaking initiates a rulemaking proceeding under the Consumer Product Safety Act. We invite comments concerning the risk of injury associated with clothing storage units tipping over, the alternatives discussed in this notice, and other possible alternatives for addressing the risk. We also invite interested parties to submit existing voluntary standards or a statement of intent to modify or develop a voluntary standard that addresses the risk of injury described in this notice. **Submit comments by January 29, 2018.**

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#### **Accreditation of Intertek USA, Inc. (Baytown, TX), as a Commercial Laboratory**

**Published** 12/1/2017

**Reference** ASTM

Notice is hereby given, pursuant to CBP regulations, that Intertek USA, Inc. (Baytown, TX), has been accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of August 30, 2016. **Intertek USA, Inc. (Baytown, TX) was approved, as a commercial laboratory as of August 30, 2016. The next triennial inspection date will be scheduled for August 2019.**

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#### **Accreditation and Approval of Intertek USA, Inc. (Harvey, LA), as a Commercial Gauger and Laboratory**

**Published** 12/1/2017

**Reference** ASTM

Notice is hereby given, pursuant to CBP regulations, that Intertek USA, Inc. (Harvey, LA), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of June 14, 2017. **Intertek USA, Inc. (Harvey, LA) was accredited and approved, as a commercial gauger and laboratory as of June 14, 2017. The next triennial inspection date will be scheduled for June 2020.**

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