

## U.S. Federal Register Update: March 12 – March 16, 2018

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 the Service Pier Extension Project on Naval Base Kitsap Bangor, Washington](#)

**Published** 3/12/2018

**Reference** ANSI, ISO

NMFS has received a request from the U.S. Navy (Navy) for authorization to take marine mammals incidental to vibratory and impact pile driving associated with proposed construction of the Service Pier Extension (SPE) at Naval Base Kitsap Bangor, Washington. 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 April 11, 2018.**

### [Biweekly Notice; Applications and Amendments to Facility Operating Licenses and Combined Licenses Involving No Significant Hazards Considerations](#)

**Published** 3/13/2018

**Reference** ASME

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 February 13 to February 26, 2018. The last biweekly notice was published on February 27, 2018. **Comments must be filed by April 12, 2018. A request for a hearing must be filed by May 14, 2018.**

### [Forged Steel Fittings From the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination and Alignment of Final Determination With Final Antidumping Duty Determination](#)

**Published** 3/14/2018

**Reference** ASME, ASTM, SAE, UL

The Department of Commerce (Commerce) preliminarily determines that countervailable subsidies are being provided to producers and exporters of forged steel fittings from the People's Republic of China (China). The period of investigation is January 1, 2016, through December 31, 2016. **Applicable March 14, 2018.**

### [Hazardous Materials: Notice of Applications for Special Permits](#)

**Published** 3/14/2018

**Reference** ASME, ASTM

In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations, notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft. **Comments must be received on or before March 29, 2018.**

### [National Emission Standards for Hazardous Air Pollutants: Leather Finishing Operations Residual Risk and Technology Review](#)

**Published** 3/14/2018

#### Reference ASTM

The Environmental Protection Agency (EPA) is proposing amendments to the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Leather Finishing Operations to address the results of the residual risk and technology review (RTR) that the EPA is required to conduct in accordance with section 112 of the Clean Air Act (CAA). We found risks due to emissions of air toxics to be acceptable from this source category and determined that the current NESHAP provides an ample margin of safety to protect public health. We identified no new cost-effective controls under the technology review to achieve further emissions reductions. Therefore, we are proposing no revisions to the numerical emission limits based on these analyses. However, the EPA is proposing amendments to regulatory provisions pertaining to emissions during periods of startup, shutdown, and malfunction (SSM); amendments to add electronic reporting; and amendments to clarify certain rule requirements and provisions. While the proposed amendments would not result in reductions in emissions of hazardous air pollutants (HAP), this action, if finalized, would result in improved compliance and implementation of the rule. **Comments must be received on or before April 30, 2018. Under the Paperwork Reduction Act (PRA), comments on the information collection provisions are best assured of consideration if the Office of Management and Budget (OMB) receives a copy of your comments on or before April 13, 2018.**

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#### [Certain Cut-To-Length Carbon-Quality Steel Plate From India, Indonesia, and the Republic of Korea; Continuation of Antidumping and Countervailing Duty Orders](#)

Published 3/12/2018

Reference ASTM, SAE

As a result of determinations by the Department of Commerce (Commerce) and the International Trade Commission (ITC) that revocation of the antidumping duty (AD) and countervailing duty (CVD) orders on certain cut-to-length carbon-quality steel plate (CTL plate) from India, Indonesia, and the Republic of Korea (Korea) would likely lead to continuation or recurrence of dumping and countervailable subsidies and material injury to an industry in the United States, Commerce is publishing notice of the continuation of the AD and CVD orders. **Applicable March 12, 2018.**

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#### [Pure Magnesium in Granular Form From the People's Republic of China: Continuation of the Antidumping Duty Order](#)

Published 3/12/2018

Reference ASTM

As a result of determinations by the Department of Commerce (Commerce) and the International Trade Commission (ITC) that revocation of the antidumping duty (AD) order on pure magnesium in granular form from the People's Republic of China (China) would likely lead to a continuation or recurrence of dumping and material injury to an industry in the United States, Commerce is publishing this notice of continuation of the AD order. **Applicable March 12, 2018.**

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#### [Notice of Decision and Order Granting Individual Waivers to Apple Inc., Microsoft Corporation, Poin2 Lab and Hefei Bitland Information Technology Co., From the Department of Energy External Power Supplies Test Procedure](#)

Published 3/16/2018

Reference IEC

This notice announces a Decision and Order granting Apple, Inc. ("Apple"), Microsoft Corporation ("Microsoft"), Poin2 Lab ("Poin2") and Hefei Bitland Information Technology Co. Ltd. ("Bitland") individual waivers from specified portions of the DOE test procedure for determining the energy efficiency of external power supplies. The petitioners are required to test and rate specifically identified external power supply basic models in accordance with the alternate test procedure described in the Decision and Order. **The Decision and Order is applicable as of March 16, 2018.**

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#### [Qualification of Safety-Related Lead Storage Batteries for Nuclear Power Plants](#)

Published 3/12/2018

Reference IEEE

The U.S. Nuclear Regulatory Commission (NRC) is issuing Revision 1 to Regulatory Guide (RG) 1.158, "Qualification of Safety-Related Vented Lead-Acid Storage Batteries for Nuclear Power Plants." RG 1.158 endorses (with clarifying regulatory positions) the Institute of Electrical and Electronics Engineers (IEEE) Standard (Std.) 535-2013, "IEEE Standard for Qualification of Class 1E Vented Lead Acid Storage Batteries for Nuclear Power Generating Stations." IEEE 535-2013 contains procedures for qualifying batteries with duty cycles of less than 8 hours and also for batteries with duty cycles longer than 8 hours. **Revision 1 to RG 1.158 is available on March 12, 2018.**

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### [Collection of Checks and Other Items by Federal Reserve Banks and Funds Transfers Through Fedwire](#)

**Published** 3/15/2018

**Reference** ISO

The Board of Governors of the Federal Reserve System (Board) is publishing for comment proposed amendments to Regulation J. The proposed amendments are intended to clarify and simplify certain provisions of Subpart A of Regulation J, remove obsolete provisions, and align the rights and obligations of sending banks, paying banks, and Federal Reserve Banks (Reserve Banks) with the Board's recent amendments to Regulation CC, Availability of Funds and Collection of Checks, to reflect the virtually all-electronic check collection and return environment. The proposed rule would also amend subpart B of Regulation J to clarify that terms used in financial messaging standards, such as ISO 20022, do not confer legal status or responsibilities. **Comments must be submitted by May 14, 2018.**

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### [Tobacco Product Standard for Nicotine Level of Combusted Cigarettes](#)

**Published** 3/16/2018

**Reference** ISO

The Food and Drug Administration (FDA) is issuing this advance notice of proposed rulemaking (ANPRM) to obtain information for consideration in developing a tobacco product standard to set the maximum nicotine level for cigarettes. Because tobacco-related harms ultimately result from addiction to the nicotine in such products, causing repeated use and exposure to toxicants, FDA is considering taking this action to reduce the level of nicotine in these products so they are minimally addictive or nonaddictive, using the best available science to determine a level that is appropriate for the protection of the public health. FDA is using the term “nonaddictive” in this document specifically in the context of a potentially nonaddictive cigarette. We acknowledge the highly addictive potential of nicotine itself depending upon the route of delivery. As discussed elsewhere in this document, questions remain with respect to the precise level of nicotine in cigarettes that might render them either minimally addictive or nonaddictive for specific members or segments of the population. We envision the potential circumstance where nicotine levels in cigarettes do not spur or sustain addiction for some portion of potential smokers. This could give addicted users the choice and ability to quit more easily, and it could help to prevent experimenters (mainly youth) from initiating regular use and becoming regular smokers. The scope of products covered by any potential product standard will be one issue for comment in the ANPRM. Any additional scientific data and research relevant to the empirical basis for regulatory decisions related to a nicotine tobacco product standard is another issue for comment in the ANPRM. **Submit either electronic or written comments on the ANPRM by June 14, 2018.**

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### [Self-Regulatory Organizations; BOX Options Exchange LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend Rule 7600\(c\) To State That the Qualified Open Outcry \(“QOO”\) Order is Subject to the Trade-Through Exceptions Outlined in Rule 15010\(b\)](#)

**Published** 3/14/2018

**Reference** ISO

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”), and Rule 19b-4 thereunder, notice is hereby given that on February 27, 2018, BOX Options Exchange LLC (the “Exchange”) filed with the Securities and Exchange Commission (“Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

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### [Assistance to Firefighters Grant Program; Fire Prevention and Safety Grants](#)

**Published** 3/15/2018

**Reference** NFPA

This Notice provides guidelines that describe the application process for grants and the criteria the Federal Emergency Management Agency (FEMA) will use for awarding Fire Prevention and Safety (FP&S) grants in the Fiscal Year (FY) 2017 Assistance to Firefighters Grant (AFG) Program. It explains the differences, if any, between these guidelines and those recommended by representatives of the Nation's fire service leadership during the annual Criteria Development meeting, which was held February 28—March 3, 2017. The application period for the FY 2017 FP&S Grant Program year will be February 12, 2018—March 16, 2018, and will be announced on the AFG website ([www.fema.gov/firegrants](http://www.fema.gov/firegrants)), [www.grants.gov](http://www.grants.gov), and the U.S. Fire Administration website ([www.usfa.fema.gov](http://www.usfa.fema.gov)). **Grant applications for the FP&S Grant Program will be accepted electronically at <https://portal.fema.gov>, from February 12, 2018 at 8:00 a.m. ET to March 16, 2018 at 5:00 p.m. ET.**

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