

U.S. Federal Register Update: April 8 – April 12, 2019

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?*

[Leakage Tests on Packages for Shipment of Radioactive Material](#)

Published 4/8/2019

Reference ANSI

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment draft regulatory guide (DG), DG-7010, "Leakage Tests on Packages for Shipment of Radioactive Material." This proposed revision, Revision 2 to Regulatory Guide (RG) 7.4, endorses the methods and procedures developed by the Standards Committee on Packaging and Transportation of Radioactive and Nonnuclear Hazardous Materials (N14), Subcommittee of the American National Standards Institute (ANSI) in ANSI N14.5-2014, "American National Standard for Radioactive Materials—Leakage Tests on Packages for Shipment." **Submit comments by June 7, 2019. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.**

[National Emission Standards for Hazardous Air Pollutants: Stationary Combustion Turbines Residual Risk and Technology Review](#)

Published 4/12/2019

Reference ANSI, ASME, ASTM

The Environmental Protection Agency (EPA) is proposing amendments to the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Combustion Turbines to address the results of the residual risk and technology review (RTR) the EPA is required to conduct in accordance with the Clean Air Act (CAA). The EPA is proposing to find that the risks from this source category due to emissions of air toxics are acceptable and that the existing NESHAP provides an ample margin of safety to protect public health. The EPA identified no new cost-effective controls under the technology review that would achieve further emissions reductions from the source category. The EPA is also proposing to amend provisions addressing periods of startup, shutdown, and malfunction (SSM) and to require electronic reporting. In addition, the EPA is proposing to remove the stay of the effectiveness of the standards for new lean premix and diffusion flame gas-fired turbines that was promulgated in 2004. **Comments must be received on or before May 28, 2019. 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 May 13, 2019.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to a Marine Geophysical Survey in the Gulf of Alaska](#)

Published 4/9/2019

Reference ANSI, ISO

NMFS has received a request from the Lamont-Doherty Earth Observatory of Columbia University (L-DEO) for authorization to take marine mammals incidental to a marine geophysical survey in the Gulf of Alaska. 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 is also requesting comments on a possible one-year renewal that could be issued under certain circumstances and if all requirements are met, as described in Request for Public Comments at the end of this notice. 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 May 9, 2019.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Aldo's Seawall Replacement Project in Santa Cruz, California](#)

Published 4/8/2019

Reference ANSI

NMFS has received a request from the Santa Cruz Port District (Port District) for authorization to take marine mammals incidental to the Aldo's Seawall Replacement Project in Santa Cruz, California (CA). Pursuant to the Marine Mammal

Protection Act (MMPA), NMFS is requesting comments on its proposal to issue an incidental harassment authorization (IHA) to take marine mammals incidental to the specified activities. NMFS is also requesting comments on a possible one-year renewal that could be issued under certain circumstances and if all requirements are met, as described in Request for Public Comments at the end of this notice. 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 May 8, 2019.

[Proposed Modification to the List of Appropriate NRTL Program Test Standards and the Scopes of Recognition of Several NRTLs](#)

Published 4/10/2019

Reference ANSI, IEEE, NEMA, UL

In this notice, OSHA proposes to: (1) Add new test standards to the Nationally Recognized Testing Laboratories (NRTL) Program's list of appropriate test standards; (2) delete or replace several test standards from the NRTL Program's list of appropriate test standards; and (3) update the scope of recognition of several NRTLs. **Submit comments, information, and documents in response to this notice, or request for an extension of time to make a submission, on or before May 10, 2019.**

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

Published 4/9/2019

Reference ANSI, ASME

Pursuant to 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 March 12, 2019 to March 25, 2019. The last biweekly notice was published on March 26, 2019. **Comments must be filed by May 9, 2019. A request for a hearing must be filed by June 10, 2019.**

[Modification to the List of Appropriate NRTL Program Test Standards and the Scopes of Recognition of Several NRTLs](#)

Published 4/10/2019

Reference ANSI, CSA, NFPA, UL

In this notice, OSHA announces its final decision to: (1) Add a new test standard to the Nationally Recognized Testing Laboratories (NRTL) Program's list of appropriate test standards; (2) delete or replace several test standards from the NRTL Program's list of appropriate test standards; and (3) update the scope of recognition of several NRTLs. **The actions contained in this notice will become effective on April 10, 2019.**

[Safety and Effectiveness of Consumer Antiseptic Rubs; Topical Antimicrobial Drug Products for Over-the-Counter Human Use](#)

Published 4/11/2019

Reference ASTM

The Food and Drug Administration (FDA, the Agency, or we) is issuing this final action establishing that certain active ingredients used in nonprescription (also known as over-the-counter (OTC)) consumer antiseptic products intended for use without water (referred to throughout as consumer antiseptic rubs or consumer rubs) are not eligible for evaluation under the OTC Drug Review for use in consumer antiseptic rubs. Drug products containing these ineligible active ingredients will require approval under a new drug application (NDA) or abbreviated new drug application (ANDA) prior to marketing. FDA is issuing this final action after considering the recommendations of the Nonprescription Drugs Advisory Committee (NDAC), public comments on the Agency's notices of proposed rulemaking, and all data and information on OTC consumer antiseptic rub products that have come to the Agency's attention. This final action finalizes the 1994 tentative final monograph (TFM) for OTC consumer antiseptic rub drug products that published in the Federal Register of June 17, 1994

(the 1994 TFM), as amended by the proposed rule published in the Federal Register (FR) of June 30, 2016 (2016 Consumer Antiseptic Rub proposed rule). **Effective April 13, 2020.**

[Medical Devices; Classification of Accessories Distinct From Other Devices; Finalized List of Accessories Suitable for Class I](#)

Published 4/12/2019

Reference ASTM

The Food and Drug Administration (FDA, we, or Agency) is classifying suitable accessories into class I as required by the FDA Reauthorization Act of 2017 (FDARA). The Agency has determined that general controls alone are sufficient to provide reasonable assurance of safety and effectiveness for these accessories. We made this determination based on the risks of the accessories when used as intended with other devices such as the parent or system. **This final classification action is effective May 13, 2019.**

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

Published 4/8/2019

Reference ASTM, UL

The Department of Commerce (Commerce) preliminarily determines that producers and/or exporters subject to this investigation received countervailable subsidies. Interested parties are invited to comment on this preliminary determination. **Applicable April 8, 2019.**

[Energy Conservation Program: Energy Conservation Standards for Small Electric Motors](#)

Published 4/9/2019

Reference IEC, NEMA

The U.S. Department of Energy ("DOE") is initiating an effort to determine whether to amend the current energy conservation standards for small electric motors. Under the Energy Policy and Conservation Act of 1975, as amended ("EPCA"), DOE must review these standards at least once every six years and publish either a notice of proposed rulemaking ("NPR") to propose new standards for small electric motors or a notice of determination that the existing standards do not need to be amended. This request for information ("RFI") solicits information from the public to help DOE determine whether amending the standards for small electric motors would result in significant energy savings and whether such standards would be technologically feasible and economically justified. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this RFI). **Written comments and information are requested and will be accepted on or before May 24, 2019.**

[National Transit Database Reporting Changes and Clarifications](#)

Published 4/9/2019

Reference IEEE, SAE

This notice provides information on proposed changes and clarifications to the National Transit Database (NTD) reporting requirements. All proposed changes and clarifications will be effective for report year 2019 (beginning September 2019). **Comments are due by June 10, 2019. FTA will consider late comments to the extent practicable.**

[Recordkeeping for Timely Deposit Insurance Determination](#)

Published 4/11/2019

Reference ISO

The FDIC is seeking comment on a proposed rule that would make certain substantive revisions to "Recordkeeping for Timely Deposit Insurance Determination," to clarify the rule's requirements, better align the burdens of the rule with its benefits, and make technical corrections. **Comments must be received by May 13, 2019.**

[Request for Information on Commercial Capabilities in Space Situational Awareness Data and Space Traffic Management Services](#)

Published 4/11/2019

Reference ISO

The U.S. Department of Commerce (Department), via the Office of Space Commerce, seeks information from interested parties on: Specific capabilities commercial entities might currently and in the future provide through an open architecture data repository to the public to enhance the space situational awareness (SSA) data and the space traffic management

(STM) services the U.S. government currently provides; SSA, STM, and orbital debris mitigation best practices; and perspectives on the appropriate regulatory structures the Department should adopt to drive the development and responsible use of such SSA and STM enhancements in order to protect national interests and further encourage U.S. commercial space investment. **Submit written comments on or before May 13, 2019.**

[Underwriters Laboratories, Inc.: Application for Expansion of Recognition](#)

Published 4/10/2019

Reference UL

In this notice, OSHA announces the application of Underwriters Laboratories, Inc., for expansion of the scope of recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant the application.

Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before April 25, 2019.
