

U.S. Federal Register Update: May 4 – May 8, 2020

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 Commercial Warm Air Furnaces](#)

Published 5/5/2020

Reference ANSI, ASHRAE, ASTM, CSA, IAPMO, NFPA, UL

The U.S. Department of Energy (DOE) is initiating a data collection process through this request for information (RFI) to consider whether to amend DOE's test procedure for commercial warm air furnaces, in large part by updating references to the most recent versions of the relevant industry test standards. DOE also seeks information on any additional topics that may assist with DOE's decision whether to conduct a future test procedure rulemaking, including whether amended test procedures would more accurately or fully comply with the requirement that they be reasonably designed to produce test results that measure energy efficiency of commercial warm air furnaces during a representative average use cycle, and not be unduly burdensome to conduct. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this RFI), as well as the submission of data and other relevant information.

Written comments and information are requested and will be accepted on or before June 4, 2020.

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Construction of Two Liquefied Natural Gas Terminals, Texas](#)

Published 5/8/2020

Reference ANSI

NMFS has received requests from Rio Grande LNG, LLC (Rio Grande) and, separately, Annova LNG Common Infrastructure (Annova) for authorization to take marine mammals incidental to pile driving and removal associated with the construction of two separate LNG terminals in the Brownsville Ship Channel (BSC), Cameron County, Texas. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is requesting comments on its proposal to issue two separate incidental harassment authorizations (IHAs; one to Rio Grande and one to Annova) to incidentally take marine mammals during the specified activities. NMFS is also requesting comments on possible one-year renewals 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 decisions. **Comments and information must be received no later than June 8, 2020.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Marine Site Characterization Surveys Off of Massachusetts, Rhode Island, Connecticut, and New York](#)

Published 5/6/2020

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 Vineyard Wind, LLC (Vineyard Wind) to incidentally harass, by Level B harassment only, marine mammals during marine site characterization surveys off the coast of Massachusetts in the areas of the Commercial Lease of Submerged Lands for Renewable Energy Development on the Outer Continental Shelf (OCS-A 0501 and OCS-A 0522) and along potential submarine cable routes to a landfall location in Massachusetts, Rhode Island, Connecticut, and New York. **This authorization is valid from June 1, 2020 through May 31, 2021.**

[Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Southeast Fisheries Science Center Fisheries Research](#)

Published 5/6/2020

Reference ANSI

NMFS's Office of Protected Resources (OPR), upon request from NMFS's Southeast Fisheries Science Center (SEFSC), hereby issues regulations to govern the unintentional taking of marine mammals incidental to fisheries research conducted in the Atlantic Ocean along the southeastern U.S. coast and select estuaries, the Gulf of Mexico and select estuaries, and the Caribbean Sea over the course of 5 years. These regulations, which allow for the issuance of Letters of Authorization (LOA) for the incidental take of marine mammals during the described activities and specified timeframes, prescribe the

permissible methods of taking and other means of effecting the least practicable adverse impact on marine mammal species or stocks and their habitat, as well as requirements pertaining to the monitoring and reporting of such taking. Effective from June 5, 2020, through June 5, 2025.

[American Society of Mechanical Engineers 2015-2017 Code Editions Incorporation by Reference](#)

Published 5/4/2020

Reference ASME, ASTM

The U.S. Nuclear Regulatory Commission (NRC) is amending its regulations to incorporate by reference the 2015 and 2017 Editions of the American Society of Mechanical Engineers Boiler and Pressure Vessel Code and the 2015 and 2017 Editions of the American Society of Mechanical Engineers Operation and Maintenance of Nuclear Power Plants, Division 1: OM Code: Section IST, for nuclear power plants. The NRC is also incorporating by reference two revised American Society of Mechanical Engineers code cases. This action is in accordance with the NRC's policy to periodically update the regulations to incorporate by reference new editions of the American Society of Mechanical Engineers Codes and is intended to maintain the safety of nuclear power plants and to make NRC activities more effective and efficient. **This final rule is effective on June 3, 2020. The incorporation by reference of certain publications listed in the regulation is approved by the Director of the Federal Register as of June 3, 2020.**

[Hazardous Materials: Notice of Actions on Special Permits](#)

Published 5/7/2020

Reference ASME, ISO

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. **Comments must be received on or before June 8, 2020.**

[Certain Hot-Rolled Carbon Steel Flat Products From the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2017-2018](#)

Published 5/7/2020

Reference ASTM, SAE

The Department of Commerce (Commerce) determines that all companies subject to this administrative review of the antidumping duty (AD) order on certain hot-rolled carbon steel flat products (hot-rolled steel) from the People's Republic of China (China) are part of the China-wide entity because none filed a separate rate application (SRA) or separate rate certification (SRC). The period of review (POR) is November 1, 2017 through October 31, 2018. **Applicable May 7, 2020.**

[Certain Steel Threaded Rod From the People's Republic of China: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2018-2019](#)

Published 5/5/2020

Reference ASTM

The Department of Commerce (Commerce) continues to determine that two companies under review had no shipments of subject merchandise during the period of review (POR) April 1, 2018 through March 31, 2019. Additionally, Commerce continues to determine that the remaining companies subject to this review are part of the China-wide entity because they failed to file no shipment statements, separate rate applications, or separate rate certifications. **Applicable May 5, 2020.**

[Large Diameter Welded Pipe From Greece: Preliminary Results of Antidumping Duty Changed Circumstances Review](#)

Published 5/6/2020

Reference ASTM

The Department of Commerce (Commerce) is issuing the preliminary results of the changed circumstances review (CCR) of the antidumping duty (AD) order on large diameter welded pipe from Greece. **Applicable May 6, 2020.**

[Large Diameter Welded Pipe From India: Final Results of Antidumping Duty and Countervailing Duty Changed Circumstances Reviews](#)

Published 5/6/2020

Reference ASTM

On December 18, 2019, the Department of Commerce (Commerce) published a notice of initiation and expedited preliminary results of the changed circumstances reviews (CCR) of the antidumping duty (AD) and countervailing duty (CVD) orders on large diameter welded pipe from India which revoked, in part, these orders as they relate to certain specific large

diameter welded pipe products. Commerce has adopted the scope exclusion language in these final results. Applicable May 6, 2020.

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

Published 5/4/2020

Reference IEC

The U.S. Department of Energy (DOE) is initiating a data collection process through this request for information (RFI) to consider whether to amend DOE's test procedure for battery chargers. As part of this request, DOE seeks comment and data on whether there have been changes in product testing methodology or new products on the market since the last test procedure update that may necessitate amending the test procedure for battery chargers. To inform interested parties and to facilitate this process, DOE has also gathered data, identifying several issues described in detail in this document that are associated with the currently applicable test procedures on which DOE is interested in receiving comment. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this request), as well as the submission of data and other relevant information. **Written comments and information will be accepted on or before June 3, 2020.**

[Mercedes-Benz USA, LLC, Receipt of Petition for Decision of Inconsequential Noncompliance](#)

Published 5/6/2020

Reference ISO

The U.S. Department of Energy (DOE) is initiating a data collection process through this request for information (RFI) to consider whether to amend DOE's test procedure for battery chargers. As part of this request, DOE seeks comment and data on whether there have been changes in product testing methodology or new products on the market since the last test procedure update that may necessitate amending the test procedure for battery chargers. To inform interested parties and to facilitate this process, DOE has also gathered data, identifying several issues described in detail in this document that are associated with the currently applicable test procedures on which DOE is interested in receiving comment. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this request), as well as the submission of data and other relevant information. **Written comments and information will be accepted on or before June 3, 2020.**

[Semiannual Regulatory Agenda](#)

Published 5/7/2020

Reference ISO

The Federal Trade Commission (FTC or Commission) is publishing its semiannual regulatory agenda in accordance with agency regulations.

[Airworthiness Directives; The Boeing Company Airplanes](#)

Published 5/6/2020

Reference NEMA, SAE

The FAA proposes to adopt a new airworthiness directive (AD) for certain The Boeing Company Model 737-600, -700, -700C, -800, -900, and -900ER series airplanes. This proposed AD was prompted by significant changes made to the airworthiness limitations (AWLs) related to fuel tank ignition prevention and the nitrogen generation system. This proposed AD would require revising the existing maintenance or inspection program, as applicable, to incorporate the latest revision of the AWLs. The FAA is proposing this AD to address the unsafe condition on these products. **The FAA must receive comments on this proposed AD by June 22, 2020.**

[Notice of Funds Availability for the Higher Blends Infrastructure Incentive Program \(HBIIP\) for Fiscal Year 2020](#)

Published 5/5/2020

Reference UL

The Commodity Credit Corporation (CCC) and the Rural Business-Cooperative Service (RBCS), a Rural Development agency of the United States Department of Agriculture (USDA), announce the availability of up to \$100 million in competitive grants to eligible entities for activities designed to expand the sales and use of renewable fuels under the Higher Blends Infrastructure Incentive Program (HBIIP). Cost-share grants of up to 50 percent of total eligible project costs but not more than \$5 million will be made available to assist transportation fueling and fuel distribution facilities with converting to higher blend friendly status for ethanol (i.e., greater than 10 percent ethanol) and biodiesel (greater than 5 percent biodiesel) by sharing the costs related to the installation, and/or retrofitting, and/or otherwise upgrading of dispenser/pumps, related equipment, and infrastructure. **The Agency will finalize the application window for enrollment in the Higher Biofuels Infrastructure Incentive Program by future notice in the Federal Register and Grants.gov. subject to the opening of the electronic application system.**
