

U.S. Federal Register Update: May 27 – May 31, 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?*

[Oil and Gas and Sulphur Operations on the Outer Continental Shelf-Oil and Gas Production Safety Systems; Corrections](#)

Published 5/29/2019

Reference ANSI, ASME

On September 28, 2018, the Bureau of Safety and Environmental Enforcement (BSEE) published a final rule that revised certain BSEE-administered regulations. This document corrects the final regulations. **Effective on May 29, 2019.**

[Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Construction and Operation of the Liberty Drilling and Production Island, Beaufort Sea, Alaska](#)

Published 5/29/2019

Reference ANSI, ISO

NMFS has received a request from Hilcorp Alaska (Hilcorp) for authorization to take marine mammals incidental to construction and operation of the Liberty Drilling and Production Island (LDPI), over the course of five years. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is proposing regulations to govern that take, and requests comments on the proposed regulations. 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 June 28, 2019.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Portsmouth Naval Shipyard Dry Dock 1 Modification and Expansion](#)

Published 5/28/2019

Reference ANSI

In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that we have issued an incidental harassment authorization (IHA) to the U.S. Navy (Navy) to take small numbers of marine mammals, by harassment, incidental to Portsmouth Naval Shipyard Dry Dock 1 modification and expansion in Kittery, Maine. **This authorization is effective from October 1, 2019, through September 30, 2020.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to City of Juneau Waterfront Improvement Project](#)

Published 5/28/2019

Reference ANSI

In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that we have issued an incidental harassment authorization (IHA) to the City and Borough of Juneau (CBJ), Alaska, to take small numbers of marine mammals, by harassment, incidental to the Juneau dock and harbor waterfront improvement project. **This authorization is effective from July 15, 2019, through July 14, 2020.**

[BMW of North America, LLC, Receipt of Petition for Decision of Inconsequential Noncompliance](#)

Published 5/30/2019

Reference ANSI, SAE

BMW of North America, LLC, a subsidiary of BMW AG (BMW), has determined that certain model year (MY) 2016-2018 BMW X1 motor vehicles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 205, Glazing Materials. BMW filed a noncompliance report dated September 10, 2018. BMW subsequently petitioned NHTSA on September 28, 2018, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety. This document announces receipt of BMW's petition. The closing date for comments on the petition is July 1, 2019.

[Notice of Issuance of Final Determination Concerning Electroencephalogram \(EEG\) Cutaneous Electrodes](#)

Published 5/31/2019

Reference AAMI

This document provides notice that U.S. Customs and Border Protection (“CBP”) has issued a final determination concerning the country of origin of RhythmLink International L.L.C.’s, Electroencephalogram (EEG) Cutaneous Electrodes. Based upon the facts presented, CBP has concluded in the final determination that the last substantial transformation of the Electroencephalogram (EEG) Cutaneous Electrode Product occurs in the United States. **The final determination was issued on May 24, 2019. A copy of the final determination is attached. Any party-at-interest, as defined in 19 CFR 177.22(d), may seek judicial review of this final determination within July 1, 2019.**

[Distribution of Continued Dumping and Subsidy Offset to Affected Domestic Producers](#)

Published 5/31/2019

Reference ASTM

Pursuant to the Continued Dumping and Subsidy Offset Act of 2000, this document is U.S. Customs and Border Protection's (CBP) notice of intent to distribute assessed antidumping or countervailing duties (known as the continued dumping and subsidy offset) for Fiscal Year 2019 in connection with countervailing duty orders, antidumping duty orders, or findings under the Antidumping Act of 1921. This document provides the instructions for affected domestic producers, or anyone alleging eligibility to receive a distribution, to file certifications to claim a distribution in relation to the listed orders or findings. **Certifications to obtain a continued dumping and subsidy offset under a particular order or finding must be received by July 30, 2019. Any certification received after July 30, 2019 will be summarily denied, making claimants ineligible for the distribution.**

[Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes From the Republic of Korea: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2016-2017](#)

Published 5/28/2019

Reference ASTM

The Department of Commerce (Commerce) determines that producers and/or exporters subject to this administrative review made sales of subject merchandise at less than normal value during the period of review (POR), March 1, 2016 through August 31, 2017. **Effective May 28, 2019.**

[Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes From Mexico: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2016-2017](#)

Published 5/28/2019

Reference ASTM

The Department of Commerce (Commerce) determines that producers and/or exporters subject to this administrative review made sales of subject merchandise at less than normal value during the period of review (POR), March 1, 2016, through August 31, 2017. **Effective May 28, 2019.**

[Tennessee Gas Pipeline Company, L.L.C.; Notice of Request Under Blanket Authorization](#)

Published 5/29/2019

Reference ISO

Take notice that on May 15, 2019, Tennessee Gas Pipeline Company, L.L.C. (Tennessee), 1001 Louisiana Street, Houston, Texas 77002, filed in the above referenced docket, a prior notice request pursuant to sections 157.205, 157.208 and 157.210 of the Commission's regulations under the Natural Gas Act (NGA) and Tennessee's blanket certificate issued in Docket No. CP82-413-000, for **authorization to** replace a turbine on an existing compressor unit C1, at its existing Compressor Station (CS) 321 in Susquehanna County, Pennsylvania, and to increase firm transportation capacity in a portion of Tennessee's 300 Line by up to 10,000 dekatherms per day (Dth/d), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

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

Published 5/31/2019

Reference NEMA

On April 9, 2019, the U.S. Department of Energy (DOE) published a request for information pertaining to the energy conservation standards for small electric motors. The notice provided an opportunity for submitting written comments, data, and information by May 24, 2019. This document reopens the comment period. **The comment period for the RFI, published on April 9, 2019 (84 FR 14027), is reopened. DOE will accept written comments, data, and information in response to the RFI no later than June 7, 2019.**

[Information Collection Request to Office of Management and Budget; OMB Control Number: 1625-0037](#)

Published 5/28/2019

Reference NEMA

In compliance with the Paperwork Reduction Act of 1995, the U.S. Coast Guard intends to submit an Information Collection Request (ICR) to the Office of Management and Budget (OMB), Office of Information and Regulatory Affairs (OIRA), requesting an extension of its approval for the following collection of information: 1625-0037, Certificates of Compliance, Boiler/Pressure Vessel Repairs, Cargo Gear Records, Shipping Papers, and NFPA 10 Certificates; without change. Our ICR describes the information we seek to collect from the public. Before submitting this ICR to OIRA, the Coast Guard is inviting comments as described below. **Comments must reach the Coast Guard on or before July 29, 2019.**

[Safe Integration of Automated Driving Systems-Equipped Commercial Motor Vehicles](#)

Published 5/28/2019

Reference SAE

FMCSA requests public comment about Federal Motor Carrier Safety Regulations (FMCSRs) that may need to be amended, revised, or eliminated to facilitate the safe introduction of automated driving systems (ADS) equipped commercial motor vehicles (CMVs) onto our Nation's roadways. In approaching the task of adapting its regulations to accommodate automated vehicle technologies, FMCSA is considering changes to its rules to account for significant differences between human operators and ADS. **Comments on this document must be received on or before August 26, 2019.**

[Removing Regulatory Barriers for Vehicles With Automated Driving Systems](#)

Published 5/28/2019

Reference SAE

NHTSA is seeking public comment on the near- and long-term challenges of testing and verifying compliance with existing crash avoidance (100-series) Federal Motor Vehicle Safety Standards (FMVSSs) for Automated Driving System-Dedicated Vehicles (ADS-DVs) that lack traditional manual controls necessary for a human driver to maneuver the vehicle and other features intended to facilitate operation of a vehicle by a human driver, but that are otherwise traditional vehicles with typical seating configurations. This document seeks comments on the suitability of various approaches that could be used to address compliance verification challenges that exist for crash avoidance standards that either require a manual control; or specify the use of manual controls in a compliance test procedure. NHTSA's long-term goal is to use what the agency learns from this ANPRM, as well as the agency's other research efforts, to develop a proposal to amend the crash avoidance FMVSSs in ways that address these and other compliance challenges with a continued focus on safety. This ANPRM builds on NHTSA's efforts to identify and address regulatory barriers to ADS technologies, including the request for comments (RFC) on this topic in January 2018. NHTSA intends to issue two additional documents to remove barriers in the crashworthiness FMVSSs (200-series standards) and address issues in the FMVSSs pertaining to telltales, indicators, and warnings in ADS-DVs. **Comments on this advanced notice of proposed rulemaking are due no later than July 29, 2019.**
