

U.S. Federal Register Update: August 24 – August 28, 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?*

[Notice of Availability: Revisions to the Plan Documented in NIST Technical Note 2048: Simulation and Analysis Plan To Evaluate the Impact of CO Mitigation Requirements for Portable Generators](#)

Published 8/24/2020

Reference ANSI, NIST, UL

In July 2019, the Consumer Product Safety Commission (CPSC) announced the availability of, and sought public comment on, a document related to CPSC's efforts to address carbon monoxide poisoning hazards from portable generators: NIST Technical Note 2048: Simulation and Analysis Plan to Evaluate the Impact of CO Mitigation Requirements for Portable Generators (NIST TN 2048). The CPSC is announcing the availability of "Revisions to the Plan Documented in NIST Technical Note 2048: Simulation and Analysis Plan to Evaluate the Impact of CO Mitigation Requirements for Portable Generators," a memorandum documenting CPSC staff's revisions to the plan in NIST TN 2048, resulting from CPSC and National Institute of Standards and Technology (NIST) staffs' review and analysis of public comments on the plan.

[Semiannual Regulatory Agenda](#)

Published 8/26/2020

Reference ANSI, NIST

In this document, the Commission publishes its semiannual regulatory flexibility agenda. In addition, this document includes an agenda of regulatory actions that the Commission expects to be under development or review by the agency during the next year. This document meets the requirements of the Regulatory Flexibility Act and Executive Order 12866. **The Commission welcomes comments on the agenda and on the individual agenda entries. Submit comments to the Division of the Secretariat on or before September 25, 2020.**

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

Published 8/28/2020

Reference ANSI, ISO

NMFS's Office of Protected Resources (OPR) has received a request from NMFS's Southwest Fisheries Science Center (SWFSC) for authorization to take marine mammals incidental to fisheries research conducted in multiple specified geographical regions, over the course of five years from the date of issuance. As required by 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 September 28, 2020.**

[Regulatory Flexibility Act Section 610 Review of the Testing and Labeling Regulations Pertaining to Product Certification of Children's Products, Including Reliance on Component Part Testing](#)

Published 8/24/2020

Reference ASTM

The Consumer Product Safety Commission (Commission or CPSC) is conducting a review of the regulations for third party testing and certification to demonstrate compliance with safety standards for children's products, under section 610 of the Regulatory Flexibility Act (RFA). That section requires the CPSC to review within 10 years after their issuance regulations that have a significant economic impact on a substantial number of small entities. The testing and component part regulations were promulgated in 2011. The CPSC seeks comment to determine whether, consistent with the CPSC's statutory obligations, these regulations should be maintained without change, or modified to minimize the significant impact of the rules on a substantial number of small entities. **Written comments should be submitted by October 23, 2020.**

[Fluid End Blocks From China, Germany, India, and Italy; Scheduling of the Final Phase of Countervailing Duty and Anti-Dumping Duty Investigations](#)

Published 8/24/2020

Reference ASTM, SAE

The Commission hereby gives notice of the scheduling of the final phase of antidumping and countervailing duty investigation Nos. 701-TA-632-635 and 731-TA-1466-1468 (Final) pursuant to the Tariff Act of 1930 (“the Act”) to determine whether an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports of fluid end blocks from China, Germany, India, and Italy, provided for in subheadings 7218.91.00, 7218.99.00, 7224.90.00, 7326.19.00, 7326.90.86, and 8413.91.90 of the Harmonized Tariff Schedule of the United States. The Department of Commerce (“Commerce”) has preliminarily determined imports of fluid end blocks from China, Germany, India, and Italy to be subsidized and imports of fluid end blocks from Germany and Italy to be sold at less-than-fair-value. In addition, Commerce has made a preliminary negative determination of sales at less-than-fair value in the antidumping duty investigation of fluid end blocks from India. **Date: July 23, 2020.**

[National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters; Amendments](#)**Published** 8/24/2020**Reference** ASTM

On January 31, 2013, the U.S. Environmental Protection Agency (EPA) finalized amendments to the national emission standards (NESHAP) for the control of hazardous air pollutants (HAP) at major sources from new and existing industrial, commercial, and institutional (ICI) boilers and process heaters. Subsequently, the United States Court of Appeals for the District of Columbia Circuit (D.C. Circuit), in a decision issued in July 2016, remanded several of the emission standards to the EPA based on the court's review of the EPA's approach to setting those standards. In response to these remands, this action proposes to amend several numeric emission limits for new and existing boilers and process heaters consistent with the court's opinion and set compliance dates for these new emission limits. The court also remanded for further explanation the Agency's use of carbon monoxide (CO) as a surrogate for organic HAP and, in a subsequent decision in March 2018, remanded for further explanation the Agency's use of a CO threshold to represent the application of the maximum achievable control technology (MACT) for organic HAP. The proposed changes to the emissions limits will protect air quality and promote public health by reducing emissions of the HAP listed in the Clean Air Act (CAA). This action also addresses the two issues remanded to the EPA for further explanation. We are also proposing several technical clarifications and corrections. **Comments must be received on or before October 23, 2020. 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 September 23, 2020.**

[Unified Agenda of Federal Regulatory and Deregulatory Actions-Spring 2020](#)**Published** 8/26/2020**Reference** IEC, ISO, NIST

Twice a year, in spring and fall, the Commission publishes in the Federal Register a list in the Unified Agenda of those major items and other significant proceedings under development or review that pertain to the Regulatory Flexibility Act (U.S.C. 602). The Unified Agenda also provides the Code of Federal Regulations citations and legal authorities that govern these proceedings. The complete Unified Agenda will be published on the internet in a searchable format at www.reginfo.gov.

[Certain Non-Refillable Steel Cylinders From the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination and Alignment of Final Determination With Final Antidumping Duty Determination](#)**Published** 8/28/2020**Reference** ISO

The Department of Commerce (Commerce) preliminarily determines that countervailable subsidies are being provided to producers and exporters of certain non-refillable steel cylinders (non-refillable cylinders) from the People's Republic of China (China) during the period of investigation January 1, 2019 through December 31, 2019. Interested parties are invited to comment on this preliminary determination. **Applicable August 28, 2020.**

[Agency Information Collection Activities; Submission to the Office of Management and Budget \(OMB\) for Review and Approval; Comment Request; Manufacturing Extension Partnership \(MEP\) Client Impact Survey](#)**Published** 8/24/2020**Reference** NIST

The Department of Commerce will submit the following information collection request to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995, on or after the date of publication of this notice. We invite the general public and other Federal agencies to comment on proposed, and continuing information collections, which helps us assess the impact of our information collection requirements and minimize the public's reporting burden. Public comments were previously requested via the Federal Register on May 27, 2020 during a 60-day comment period. This notice allows for an additional 30 days for public comments.

[Privacy Act of 1974; System of Records](#)

Published 8/27/2020

Reference NIST

In accordance with the requirements of the Privacy Act of 1974, as amended, the Department of Health and Human Services (HHS) is establishing a new system of records to be maintained by the Centers for Disease Control and Prevention, 09-20-0180, "Electronic Import Permit Program Portal (eIPP Portal)." The system of records will be used by CDC to monitor the importation of infectious biological agents, infectious substances, and vectors of human disease. **The modified system of records is applicable August 27, 2020, subject to a 30-day period in which to comment on the routine uses. Written comments must be received on or before September 28, 2020.**

[Privacy Act of 1974; Amended System of Records](#)

Published 8/25/2020

Reference NIST

This notice announces the Department of Commerce's (Department) proposal to amend the system of records entitled "COMMERCE/NOAA-19, Permits and Registrations for United States Federally Regulated Fisheries," under the Privacy Act of 1974, and the Office of Management and Budget (OMB) Circular A-108, "Federal Agency Responsibilities for Review, Reporting, and Publication under the Privacy Act." The National Oceanic and Atmospheric Administration's (NOAA) National Marine Fisheries Service (NMFS) is revising its system of records for use with a variety of fisheries management programs, adding information on a new permit, including an amendment and two new routine uses in accordance with the Notice to amend all SORNs, OMB Memorandum M-17-12 (Requirements to Breach Response), and a draft Notice regarding student volunteers. This revised record system is necessary to identify participants in the fisheries and to evaluate the qualifications of the applicants.

We invite public comment on the amended system announced in this publication. **To be considered, written comments must be submitted on or before August 21, 2020. This amended system of records will become effective on July 22, 2020, unless the modified system of records notice needs to be changed as a result of public comment.**

[Agency Information Collection Activities: Proposed Request and Comment Request](#)

Published 8/28/2020

Reference NIST

The Social Security Administration (SSA) publishes a list of information collection packages requiring clearance by the Office of Management and Budget (OMB) in compliance with Public Law 104-13, the Paperwork Reduction Act of 1995, effective October 1, 1995. This notice includes revisions of OMB-approved information collections. SSA is soliciting comments on the accuracy of the agency's burden estimate; the need for the information; its practical utility; ways to enhance its quality, utility, and clarity; and ways to minimize burden on respondents, including the use of automated collection techniques or other forms of information technology.

[SGS North America, Inc.: Grant of Expansion of Recognition and Modification to the Nationally Recognized Testing Laboratory \(NRTL\) Program's List of Appropriate Test Standards](#)

Published 8/27/2020

Reference UL

In this notice, OSHA announces the final decision to expand the scope of recognition for SGS North America, Inc., as a Nationally Recognized Testing Laboratory (NRTL). Additionally, OSHA announces the addition of four test standards to the NRTL Program's List of Appropriate Test Standards. **The expansion of the scope of recognition becomes effective on August 27, 2020.**
