

U.S. Federal Register Update: June 10 – June 14, 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?*

[Agency Information Collection Activities; Proposed Collection; Comment Request; Virginia Graeme Baker Pool and Spa Safety Act; Compliance Form](#)

Published 6/14/2019

Reference ANSI, ASME

As required by the Paperwork Reduction Act of 1995, the Consumer Product Safety Commission (CPSC) requests comments on a proposed extension of approval of a collection of information regarding a form used to verify whether pools and spas are in compliance with the Virginia Graeme Baker Pool and Spa Safety Act. The Office of Management and Budget (OMB) previously approved the collection of information under OMB Control No. 3041-0142. CPSC will consider all comments received in response to this notice before requesting an extension of approval of this collection of information from OMB. **Submit written or electronic comments on the collection of information by August 13, 2019.**

[Pre-Earthquake Planning, Shutdown, and Restart of a Nuclear Power Plant Following an Earthquake](#)

Published 6/14/2019

Reference ANSI

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment draft regulatory guide (DG), DG-1337, "Pre-Earthquake Planning, Shutdown and Restart of a Nuclear Power Plant Following an Earthquake." This proposed guide is a merger of two closely related guides, namely, regulatory guide (RG) 1.166, "Pre-Earthquake Planning and Immediate Nuclear Power Operator Postearthquake Actions" and RG 1.167 "Restart of a Nuclear Power Plant Shutdown by a Seismic Event." Upon completion of the merger of the two guides, RG 1.167 will be withdrawn. DG-1337 incorporates lessons learned following shutdown and restart of nuclear power plants due to earthquake ground motion and post-earthquake evaluations since issuance of the two RGs in 1997. **Submit comments by August 13, 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.**

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

Published 6/12/2019

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 Lamont-Doherty Earth Observatory of Columbia University (L-DEO) to incidentally harass, by Level A and Level B harassment, marine mammals during seismic airgun activities associated with a marine geophysical survey in the Gulf of Alaska. **This Authorization is effective from June 1, 2019 through May 31, 2020.**

[Taking of Marine Mammals Incidental to Specific Activities; Taking of Marine Mammals Incidental to Pile Driving and Removal Activities During Construction of a Cruise Ship Berth, Hoonah, Alaska](#)

Published 6/12/2019

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 Duck Point Development II, LLC. (DPD) to incidentally harass, by Level A and B harassment, marine mammals during construction of a second cruise ship berth and new lightering float at Cannery Point (Icy Strait) on Chichagof Island near Hoonah, Alaska. **This Authorization is effective from June 3, 2019 through June 2, 2020.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Marine Geophysical Surveys in the Northeast Pacific Ocean](#)

Published 6/10/2019

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 northeast Pacific Ocean. 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 July 10, 2019.**

[Non-Malleable Cast Iron Pipe Fittings From the People's Republic of China: Final Results of Expedited Third Sunset Review of Antidumping Duty Order](#)**Published** 6/11/2019**Reference** ASME, ASTM, UL

As a result of this sunset review, the Department of Commerce (Commerce) finds that revocation of the antidumping duty order on non-malleable cast iron pipe fittings (NMPF) from the People's Republic of China (China) would be likely to lead to continuation or recurrence of dumping at the level identified in the "Final Results of Review" section of this notice.

Applicable June 5, 2019.**[FirstEnergy Nuclear Operating Company; Beaver Valley Power Station, Unit 2](#)****Published** 6/12/2019**Reference** ASTM

The U.S. Nuclear Regulatory Commission (NRC) has issued an exemption from its regulations in response to a December 18, 2018, request from FirstEnergy Nuclear Operating Company regarding removal of Capsule Y from the Beaver Valley Power Station, Unit 2, reactor vessel and the associated testing and report submittal activities. **The exemption was issued on June 5, 2019.**

[Modifications to Fuel Regulations To Provide Flexibility for E15; Modifications to RFS RIN Market Regulations](#)**Published** 6/10/2019**Reference** ASTM, SAE

The Environmental Protection Agency (EPA) is adopting a new statutory interpretation and making corresponding regulatory changes to allow gasoline blended with up to 15 percent ethanol to take advantage of the 1-pound per square inch (psi) Reid Vapor Pressure (RVP) waiver afforded under the Clean Air Act (CAA). In doing so, EPA is finalizing an interpretive rulemaking which defines gasoline blended with up to 15 percent ethanol as "substantially similar" to the fuel used to certify Tier 3 motor vehicles. Finally, EPA is making regulatory changes to modify certain elements of the Renewable Fuel Standard (RFS) compliance system, in order to improve functioning of the renewable identification number (RIN) market and prevent market manipulation. **Amendatory instructions 4-10 are effective July 10, 2019. Amendatory instructions 1-3 and 11-12 are effective June 5, 2019.**

[Certain Hot-Rolled Carbon Steel Flat Products From India and Indonesia: Final Results of Expedited Sunset Reviews of the Countervailing Duty Orders](#)**Published** 6/12/2019**Reference** ASTM, SAE

Based on five-year reviews (sunset reviews), the Department of Commerce (Commerce) finds that revocation of the countervailing duty (CVD) orders on certain hot-rolled carbon steel flat products (hot-rolled steel) from India and Indonesia would be likely to lead to the continuation or recurrence of a countervailable subsidy at the levels indicated in the "Final Results of Review" section of this notice. **Applicable June 12, 2019.**

[National Emission Standards for Hazardous Air Pollutants for Asbestos: Notice of Final Approval for an Alternative Work Practice Standard for Asbestos Cement Pipe Replacement](#)**Published** 6/10/2019**Reference** ASTM

This document announces our approval of an alternative work practice (AWP) under the Clean Air Act (CAA) in response to a request to use new technology and work practices developed for removal and replacement of asbestos cement (A/C)

pipe, which is regulated under the National Emission Standard for Hazardous Air Pollutants (NESHAP) for Asbestos. This approval specifies the operating conditions, notifications, work practices, disposal, recordkeeping and reporting requirements that must be followed to demonstrate compliance with the NESHAP for Asbestos and the approved AWP. **The AWP request for the use of close tolerance pipe slurrification (CTPS) for replacement of A/C pipes is approved as of June 10, 2019.**

[Magnesium Metal From the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2017-2018](#)

Published 6/10/2019

Reference ASTM

The Department of Commerce (Commerce) continues to find that Tianjin Magnesium International, Co., Ltd. (TMI) and Tianjin Magnesium Metal Co., Ltd. (TMM) had no shipments of subject merchandise covered by the antidumping duty order on magnesium metal from the People's Republic of China (China) for the period of review (POR) April 1, 2017, through March 31, 2018. **Applicable June 10, 2019.**

[Air Plan Approval; Missouri; Revision to Reference Methods Rule](#)

Published 6/11/2019

Reference ASTM

The Environmental Protection Agency (EPA) is proposing approval of a State Implementation Plan (SIP) revision submitted by the State of Missouri on January 14, 2019. The revision submitted by the state is an amendment to a rule relating to reference methods for determining ambient air/atmosphere data and information necessary for the enforcement of air pollution control regulations throughout Missouri. The revision is administrative in nature and either incorporates by reference or updates state rules to match Federal regulations. This revision does not have an adverse effect on air quality. The EPA's proposed approval of this rule revision is being done in accordance with the requirements of the Clean Air Act (CAA). **Comments must be received on or before July 11, 2019.**

[Prestressed Concrete Steel Rail Tie Wire From Mexico and the People's Republic of China: Final Results of Sunset Reviews and Revocation of Antidumping Duty Orders](#)

Published 6/10/2019

Reference ASTM

On May 1, 2019, the Department of Commerce (Commerce) initiated the sunset reviews of the antidumping duty orders on prestressed concrete steel rail tie wire (PC tie wire) from Mexico and the People's Republic of China (China). Because the domestic interested parties did not participate in these sunset reviews, Commerce is revoking these antidumping duty orders. **Applicable June 10, 2019.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to the O'Connell Bridge Lightering Float Pile Replacement Project in Sitka, Alaska](#)

Published 6/12/2019

Reference ASTM

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 the City and Borough of Sitka (CBS) to incidentally harass, by Level B harassment only, marine mammals during the O'Connell Bridge Lightering Float Pile Replacement Project in Sitka, Alaska. **This Authorization is effective from June 1, 2019 through May 31, 2020.**

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

Published 6/10/2019

Reference ASTM, SAE

We propose to adopt a new airworthiness directive (AD) for all The Boeing Company Model 737-100, -200, -200C, -300, -400, and -500 series airplanes. This AD was prompted by significant changes made to the airworthiness limitations (AWLs) related to fuel tank ignition prevention and the nitrogen generation system. This AD would require revising the existing maintenance or inspection program, as applicable, to include new or revised AWLs. We are proposing this AD to address the unsafe condition on these products. **We must receive comments on this proposed AD by July 25, 2019.**
