

U.S. Federal Register Update: February 10 – February 14, 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 for Appliance Standards: Procedures for Use in New or Revised Energy Conservation Standards and Test Procedures for Consumer Products and Commercial/Industrial Equipment](#)

Published 2/14/2020

Reference ANSI, AHAM, ASHRAE, NEMA, UL

The U.S. Department of Energy is updating and modernizing aspects of its current rulemaking method for considering new or revised energy conservation standards for consumer products and certain types of industrial equipment. The rule clarifies the process DOE will follow with respect to its application to these items, makes the specified rulemaking procedures binding on DOE, and revises certain provisions to bring consistency with existing statutory requirements. Other changes include expanding early opportunities for public input on the Appliance Program's priority setting and rulemaking activities, setting a significant energy savings threshold for updating standards, establishing a window between test procedure final rules and standards proposals, and delineating procedures for rulemaking under the separate direct final rule and negotiated rulemaking authorities. **The effective date of this rule is April 14, 2020.**

[Instrument Sensing Lines](#)

Published 2/13/2020

Reference ANSI, IEEE

The U.S. Nuclear Regulatory Commission (NRC) is issuing Revision 2 to Regulatory Guide (RG) 1.151, "Instrument Sensing Lines." RG 1.151 describes an approach that is acceptable to the staff of the NRC to meet regulatory requirements for instrument sensing lines in nuclear power plants. The RG would endorse, with certain exceptions, standards that were updated and corrected subsequent to the last time the NRC endorsed them in RG 1.151. More information on updates can be found in the Supplementary Information section below. **Revision 2 to RG 1.151 is available on February 13, 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 2/12/2020

Reference ANSI, ISO

NMFS has received a request from Vineyard Wind, LLC (Vineyard Wind) for authorization to take marine mammals incidental to marine site characterization surveys 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. 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 March 13, 2020.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Marine Site Characterization Surveys Off of New Jersey and New York](#)

Published 2/12/2020

Reference ANSI

NMFS has received a request from Atlantic Shores Offshore Wind, LLC (Atlantic Shores) for authorization to take marine mammals incidental to marine site characterization surveys off the coasts of New York and New Jersey in the area of the Commercial Lease of Submerged Lands for Renewable Energy Development on the Outer Continental Shelf (OCS-A 0499) and along potential submarine cable routes to a landfall location in New York or New Jersey. 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 March 13, 2020.**

[Energy Conservation Program for Appliance Standards: Procedures for Evaluating Statutory Factors for Use in New or Revised Energy Conservation Standards](#)

Published 2/14/2020

Reference AHAM, NEMA

The Department of Energy (DOE) is proposing amendments to its decision-making process for selecting energy conservation standards. More specifically, DOE is proposing changes that would require DOE to conduct a comparative analysis of the relative costs and benefits of all of the proposed alternative levels for potentially establishing or amending an energy conservation standard in order to make a reliable determination that the chosen alternative is economically justified. **DOE will accept comments, data, and information regarding this notice of proposed rulemaking on or before March 16, 2020.**

[Accreditation and Approval of Inspectorate America Corporation \(Ferndale, WA\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Ferndale, WA), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of August 28, 2019. **Inspectorate America Corporation (Ferndale, WA) was approved and accredited as a commercial gauger and laboratory as of August 28, 2019. The next triennial inspection date will be scheduled for August 2022.**

[Accreditation and Approval of Inspectorate America Corporation \(Texas City, TX\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Texas City, TX), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of March 14, 2019. **Inspectorate America Corporation (Texas City, TX) was approved and accredited as a commercial gauger and laboratory as of March 14, 2019. The next triennial inspection date will be scheduled for March 2022.**

[Accreditation and Approval of Inspectorate America Corporation \(Tampa, FL\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Tampa, FL), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of June 19, 2019. **Inspectorate America Corporation (Tampa, FL) was approved and accredited as a commercial gauger and laboratory as of June 19, 2019. The next triennial inspection date will be scheduled for June 2022.**

[Accreditation and Approval of Inspectorate America Corporation \(Vancouver, WA\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Vancouver, WA), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of August 6, 2019. **Inspectorate America Corporation (Vancouver, WA) was approved and accredited as a commercial gauger and laboratory as of August 6, 2019. The next triennial inspection date will be scheduled for August 2022.**

[Accreditation and Approval of Inspectorate America Corporation \(Romeoville, IL\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Romeoville, IL), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of June 28, 2019. **Inspectorate America Corporation (Romeoville, IL) was approved and accredited as a commercial gauger and laboratory as of June 28, 2019. The next triennial inspection date will be scheduled for June 2022.**

[Accreditation and Approval of Intertek USA, Inc. \(Nederland, TX\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Intertek USA, Inc. (Nederland, TX), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of April 26, 2017. **Intertek USA, Inc (Nederland, TX) was approved and accredited as a commercial gauger and laboratory as of April 26, 2017. The next triennial inspection date will be scheduled for April 2020.**

[Accreditation and Approval of Intertek USA, Inc. \(Chelsea, MA\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Intertek USA, Inc. (Chelsea, MA), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of August 2, 2018. **Intertek USA, Inc. (Chelsea, MA) was approved and accredited as a commercial gauger and laboratory as of August 2, 2018. The next triennial inspection date will be scheduled for August 2021.**

[Accreditation and Approval of Inspectorate America Corporation \(Davie, FL\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Davie, FL), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of August 7, 2019. **Inspectorate America Corporation (Davie, FL) was approved and accredited as a commercial gauger and laboratory as of August 7, 2019. The next triennial inspection date will be scheduled for August 2022.**

[Accreditation and Approval of Intertek USA, Inc. \(Romeoville, IL\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Intertek USA, Inc. (Romeoville, IL), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of May 29, 2019. **Intertek USA, Inc. (Romeoville, IL) was approved and accredited as a commercial gauger and laboratory as of May 29, 2019. The next triennial inspection date will be scheduled for May 2022.**

[Accreditation and Approval of Inspectorate America Corporation \(Mobile, AL\) as a Commercial Gauger and Laboratory](#)

Published 2/13/2020

Reference ASTM

Notice is hereby given, pursuant to CBP regulations, that Inspectorate America Corporation (Mobile, AL), has been approved to gauge petroleum and certain petroleum products and accredited to test petroleum and certain petroleum products for customs purposes for the next three years as of May 14, 2019. **Inspectorate America Corporation (Mobile, AL) was approved and accredited as a commercial gauger and laboratory as of May 14, 2019. The next triennial inspection date will be scheduled for May 2022.**

[Notice of Scope Rulings](#)

Published 2/12/2020

Reference ASTM

The Department of Commerce (Commerce) hereby publishes a list of scope rulings and anti-circumvention determinations made during the period July 1, 2019 through September 30, 2019. We intend to publish future lists after the close of the next calendar quarter. **Applicable February 12, 2020.**

Hazardous Materials: Notice of Applications for Modifications to Special Permits

Published 2/11/2020

Reference ASTM

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. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft. **Comments must be received on or before February 26, 2020.**

Nuro, Inc.; Grant of Temporary Exemption for a Low-Speed Vehicle With an Automated Driving System

Published 2/11/2020

Reference SAE

This notice grants the petition of Nuro, Inc. (Nuro) for a temporary exemption from three requirements of FMVSS No. 500 under two bases: (1) That an exemption would make the development or field evaluation of a low-emission motor vehicle easier and would not unreasonably lower the safety level of that vehicle; and (2) that compliance with these requirements would prevent Nuro from selling a motor vehicle with an overall safety level at least equal to the overall safety level of a nonexempt vehicle. The vehicle that Nuro intends to manufacture under this exemption—the "R2X"—is a highly automated, electric, low-speed vehicle (LSV) that lacks seating positions and manual driving controls and is smaller, lower, and narrower than conventional vehicles. The exemption applies to the requirements that an LSV be equipped with exterior and/or interior mirrors; have a windshield that complies with FMVSS No. 205, "Glazing materials"; and a backup camera system that meets the requirement in FMVSS No. 111, "Rear visibility," limiting the length of time that a rearview image can remain displayed by the system after a vehicle's transmission has been shifted out of reverse gear. **Nuro's petition is granted as of February 11, 2020.**

General Motors, LLC, Receipt of Petition for Decision of Inconsequential Noncompliance

Published 2/12/2020

Reference SAE

General Motors, LLC, (GM) has determined that certain model year (MY) 2010-2017 GMC Terrain motor vehicles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 108, Lamps, Reflective Devices, and Associated Equipment. GM filed a noncompliance report dated May 15, 2019. GM subsequently petitioned NHTSA on June 7, 2019, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety. This document announces receipt of GM's petition. **The closing date for comments on the petition is March 13, 2020.**
