

## U.S. Federal Register Update: April 11 – April 15, 2022

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 and Industrial Pumps](#)

Published 4/11/2022

Reference ANSI, ASME, IEC, IEEE, ISO, NEMA, NFPA, UL

The U.S. Department of Energy ("DOE") proposes to amend the test procedure for commercial and industrial pumps ("pumps") to harmonize with updated industry standards, to expand the scope of clean water pumps covered by this test procedure, and to revise calculation methods for pumps sold with motors and controls to better represent field energy use. DOE is seeking comment from interested parties on the proposal and announcing a public meeting to collect comments and data on its proposal. **DOE will accept comments, data, and information regarding this proposal no later than June 10, 2022. See section V, "Public Participation," for details. DOE will hold a webinar on April 26, 2022, from 1:00 p.m. to 4:00 p.m. See section V, "Public Participation," for webinar registration information, participant instructions, and information about the capabilities available to webinar participants. If no participants register for the webinar, it will be cancelled.**

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

Published 4/15/2022

Reference ANSI, SAE

Daimler Trucks North America, LLC, (DTNA) has determined that certain model year (MY) 2020-2022 Freightliner Cascadia and Western Star motor vehicles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 205, Glazing Materials. DTNA filed an original noncompliance report dated June 30, 2021, and later amended it on July 16, 2021. DTNA petitioned NHTSA on July 29, 2021, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety. This notice announces receipt of DTNA's petition. **Send comments on or before May 16, 2022.**

### [Energy Conservation Program: Extension of Interim Waiver to AHT Cooling Systems GmbH and AHT Cooling Systems USA Inc. From the Department of Energy Commercial Refrigerator, Freezer, and Refrigerator-Freezer Test Procedure](#)

Published 4/11/2022

Reference ANSI

The U.S. Department of Energy ("DOE") is granting an interim waiver extension (Case No. 2022-002) to AHT Cooling Systems GmbH and AHT Cooling Systems USA Inc. ("AHT") from specified portions of the DOE Commercial Refrigerators, Freezers, and Refrigerator-Freezers (collectively "commercial refrigeration equipment" or "CRE") test procedure for determining the energy consumption of the specified AHT CRE basic models. Under this extension, AHT is required to test and rate the specified basic models in accordance with the alternate test procedure specified in the interim waiver. **The Extension of Interim Waiver is effective on April 11, 2022.**

### [Energy Conservation Program: Energy Conservation Standards for Consumer Pool Heaters](#)

Published 4/15/2022

Reference ANSI, NIST

The Energy Policy and Conservation Act, as amended ("EPCA"), prescribes energy conservation standards for various consumer products and certain commercial and industrial equipment, including consumer pool heaters. EPCA also requires the U.S. Department of Energy ("DOE") to periodically determine whether more-stringent, standards would be technologically feasible and economically justified, and would result in significant energy savings. In this notice of proposed rulemaking ("NOPR"), DOE proposes definitions for the different classes of pool heaters, amended energy conservation standards for gas-fired pool heaters, new energy conservation standards for electric pool heaters, and also announces a public meeting to receive comment on these proposed standards and associated analyses and results. **Meeting: DOE will hold a public meeting via webinar on this NOPR on Wednesday, May 4, 2022, from 1 p.m. to 4 p.m. See section VII, "Public Participation," for webinar registration information, participant instructions, and information about the capabilities available to webinar participants. Comments: Comments regarding the likely competitive impact of the proposed standard should be sent to the Department of Justice contact listed in the ADDRESSES section on or before May 16, 2022. DOE will accept comments, data, and information regarding this NOPR no later than June 14, 2022.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to BNSF Railway Bridge Heavy Maintenance Project in King County, Washington](#)

Published 4/15/2022

Reference ANSI

In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued two consecutive IHAs to the BNSF Railway (BNSF) to incidentally harass, by Level A and Level B harassment, marine mammals over 2 years during construction associated with the Railway Bridge Heavy Maintenance Project in King County, Washington. **The Year 1 Authorization is effective from July 16, 2022 to July 15, 2023. The Year 2 Authorization is effective from July 16, 2023 to July 15, 2024.**

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[Asbestos Part 1: Chrysotile Asbestos; Regulation of Certain Conditions of Use Under Section 6\(a\) of the Toxic Substances Control Act \(TSCA\)](#)

Published 4/12/2022

Reference ANSI

The Environmental Protection Agency (EPA) is proposing a rule under the Toxic Substances Control Act (TSCA) to address the unreasonable risk of injury to health it has identified for conditions of use of chrysotile asbestos following completion of the TSCA Risk Evaluation for Asbestos, Part 1: Chrysotile Asbestos. TSCA requires that EPA address the unreasonable risks of injury to health and environment by rule and to apply requirements to the extent necessary so that chrysotile asbestos no longer presents such risks. Therefore, to address the unreasonable risk identified in the TSCA Risk Evaluation for Asbestos, Part 1 from chrysotile asbestos, EPA is proposing to prohibit manufacture (including import), processing, distribution in commerce and commercial use of chrysotile asbestos for chrysotile asbestos diaphragms for use in the chlor-alkali industry, chrysotile asbestos-containing sheet gaskets used in chemical production, chrysotile asbestos-containing brake blocks used in the oil industry, aftermarket automotive chrysotile asbestos-containing brakes/linings, other chrysotile asbestos-containing vehicle friction products, and other chrysotile asbestos-containing gaskets. EPA also is proposing to prohibit manufacture (including import), processing, and distribution in commerce of aftermarket automotive chrysotile asbestos-containing brakes/linings for consumer use, and other chrysotile asbestos-containing gaskets for consumer use. EPA is also proposing disposal and recordkeeping requirements for these conditions of use. **Comments must be received on or before June 13, 2022.**

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[Airworthiness Directives; Bell Textron Inc., Helicopters and Various Restricted Category Helicopters](#)

Published 4/14/2022

Reference ASTM

The FAA proposes to adopt a new airworthiness directive (AD) for Bell Textron Inc., Model 204B, 205A, 205A-1, 205B, 210, 212, 412, 412CF, and 412EP helicopters and various restricted category helicopters. This proposed AD was prompted by reports of cracks found on the main transmission support case. This proposed AD would require repetitive inspections of the main transmission housing assembly for cracks, pitting, and corrosion and depending on the results, corrective action. The FAA is proposing this AD to address the unsafe condition on these products. **The FAA must receive comments on this proposed AD by May 31, 2022.**

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[Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes From Mexico: Final Results of Antidumping Duty Administrative Review; 2019-2020](#)

Published 4/14/2022

Reference ASTM

The Department of Commerce (Commerce) finds that the producers/exporters of heavy walled rectangular welded carbon steel pipes and tubes (HWR pipes and tubes) from Mexico subject to this administrative review made sales of subject merchandise at less than normal value (NV) during the period of review (POR) September 1, 2019, through August 31, 2020. **Applicable April 14, 2022.**

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[Agency Information Collection Activities; Proposed Collection; Comment Request; Third Party Testing of Children's Products](#)

Published 4/13/2022

Reference ASTM

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 for Third Party Testing of Children's Products, approved

previously under OMB Control No. 3041-0159. The CPSC will consider all comments received in response to this notice, before requesting an extension of this collection of information from the Office of Management and Budget (OMB). **Submit written or electronic comments on the collection of information by June 13, 2022.**

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#### [Petition for Modification of Application of Existing Mandatory Safety Standards](#)

**Published** 4/11/2022

**Reference** IEC, UL

This notice is a summary of a petition for modification submitted to the Mine Safety and Health Administration (MSHA) by the party listed below. **All comments on the petition must be received by MSHA's Office of Standards, Regulations, and Variances on or before May 11, 2022.**

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

**Published** 4/13/2022

**Reference** 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 May 13, 2022.**

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#### [The Enhancement and Standardization of Climate-Related Disclosures for Investors](#)

**Published** 4/11/2022

**Reference** ISO

The Securities and Exchange Commission ("Commission") is proposing for public comment amendments to its rules under the Securities Act of 1933 ("Securities Act") and Securities Exchange Act of 1934 ("Exchange Act") that would require registrants to provide certain climate-related information in their registration statements and annual reports. The proposed rules would require information about a registrant's climate-related risks that are reasonably likely to have a material impact on its business, results of operations, or financial condition. The required information about climate-related risks would also include disclosure of a registrant's greenhouse gas emissions, which have become a commonly used metric to assess a registrant's exposure to such risks. In addition, under the proposed rules, certain climate-related financial metrics would be required in a registrant's audited financial statements. **Comments should be received on or before May 20, 2022.**

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#### [Nissan North America, Inc., Denial of Petition for Decision of Inconsequential Noncompliance](#)

**Published** 4/11/2022

**Reference** SAE

Nissan North America, Inc. (Nissan) has determined that certain model year (MY) 2020 Nissan Sentra motor vehicles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 108, Lamps, Reflective Devices, and Associated Equipment. Nissan filed a noncompliance report dated August 26, 2020. Nissan subsequently petitioned NHTSA on September 18, 2020, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety. This notice announces the denial of Nissan's petition.

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

**Published** 4/13/2022

**Reference** SAE

Daimler Trucks North America, LLC, (DTNA) has determined that certain model year (MY) 2020-2021 Freightliner Cascadia heavy motor vehicles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 108, Lamps, Reflective Devices, and Associated Equipment. DTNA filed a noncompliance report dated May 12, 2020, and amended the report on December 23, 2021. DTNA subsequently petitioned NHTSA on June 4, 2020, and later amended its petition on July 22, 2020, and January 19, 2022, for a decision that the subject noncompliances are inconsequential as it relates to motor vehicle safety. This notice announces receipt of DTNA's petition. **Send comments on or before May 13, 2022.**

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#### [Special Conditions: Dassault Aviation Model Falcon 6X Airplane; Dynamic Test Requirements for Multiple-Occupant Side-Facing Seats With Inflatable Restraints](#)

**Published** 4/14/2022

**Reference** SAE

These special conditions are issued for the Dassault Aviation (Dassault) Model Falcon 6X airplane. This airplane will have a novel or unusual design feature when compared to the state of technology envisioned in the airworthiness standards for transport-category airplanes. This design feature is multiple-occupant side-facing seats with inflatable restraints. The applicable airworthiness regulations do not contain adequate or appropriate safety standards for this design feature. These special conditions contain the additional safety standards that the Administrator considers necessary to establish a level of safety equivalent to that established by the existing airworthiness standards. **This action is effective on Dassault on April 14, 2022. Send comments on or before May 31, 2022.**

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