

U.S. Federal Register Update: May 23 – May 27, 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 Procedures and Energy Conservation Standards for Commercial Package Air Conditioners and Heat Pumps](#)

Published 5/25/2022

Reference ANSI, ASHRAE

The U.S. Department of Energy ("DOE") is considering potential amendments to the test procedures for air-cooled commercial package air conditioners and heat pumps with a rated cooling capacity greater than or equal to 65,000 Btu/h, evaporatively-cooled commercial package air conditioners, and water-cooled commercial package air conditioners. DOE is also considering whether to amend the current energy conservation standards for air-cooled commercial package air conditioners and heat pumps with a rated cooling capacity greater than or equal to 65,000 Btu/h. Through this request for information ("RFI"), DOE seeks data and information regarding issues pertinent to whether amended test procedures would more accurately or fully comply with the requirement that the test procedure produces results that measure energy use during a representative average use cycle for the equipment without being unduly burdensome to conduct, or reduce testing burden. DOE also welcomes written comments from the public on any subject within the scope of this document (including those topics not specifically raised), as well as the submission of data and other relevant information. **Written comments and information are requested and will be accepted on or before June 24, 2022.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to New England Wind, Phase 1 Park City Wind Marine Site Characterization Surveys](#)

Published 5/27/2022

Reference ANSI, ISO

NMFS has received a request from Park City Wind LLC (PCW) for authorization to take marine mammals incidental to marine site characterization surveys for Phase 1 of the New England Wind Project located in the Bureau of Ocean Energy Management (BOEM) Lease Area OCS-A0534 (Lease Area) in waters offshore of Massachusetts south through Long Island, 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-time, 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 June 27, 2022.**

[Energy Conservation Program: Energy Conservation Standards for Automatic Commercial Ice Makers; Reopening of Public Comment Period](#)

Published 5/26/2022

Reference ANSI

On March 25, 2022, the U.S. Department of Energy ("DOE") published in the Federal Register a notification of a webinar and availability of preliminary technical support document for automatic commercial ice makers ("ACIMs"), with a deadline for submitting comments of May 24, 2022. Since publication of the proposed rule, DOE has received four requests to extend the comment period. DOE has reviewed these requests and is reopening the comment period until June 7, 2022. **The comment period for the notification of a preliminary analysis regarding energy conservation standards for ACIMs published in the Federal Register on March 25, 2022 (87 FR 17025) is reopened to June 7, 2022. Written comments, data, and information are requested and will be accepted on and before June 7, 2022.**

[Energy Labeling Rule](#)

Published 5/25/2022

Reference ANSI

The Federal Trade Commission ("FTC" or "Commission") proposes routine updates to comparability range information on EnergyGuide labels for televisions, refrigerators and freezers, dishwashers, water heaters, room air conditioners (ranges

only), clothes washers, furnaces, and pool heaters in the Energy Labeling Rule (“Rule”). The proposed amendments also contain a minor, clarifying change to requirements for determining room air conditioner capacity. **Comments must be received by July 11, 2022.**

[Energy Conservation Program: Energy Conservation Standards for Unfired Hot Water Storage Tanks](#)

Published 5/24/2022

Reference ASHRAE, ASTM

The Energy Policy and Conservation Act, as amended (“EPCA”), prescribes energy conservation standards for various consumer products and certain commercial and industrial equipment, including unfired hot water storage tanks (“UFHWSTs”). EPCA also requires the U.S. Department of Energy (“DOE” or “the Department”) to periodically determine whether more-stringent, amended standards would be technologically feasible and economically justified, and would result in significant additional energy savings. In this final determination, DOE determines that the energy conservation standards for UFHWSTs do not need to be amended. DOE has determined that it lacks clear and convincing evidence that more-stringent standards for UFHWSTs would save a significant additional amount of energy and would be economically justified.

The effective date of this final determination is July 25, 2022.

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

Published 5/27/2022

Reference ASHRAE

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 June 27, 2022.**

[Seamless Refined Copper Pipe and Tube From the People's Republic of China and Mexico: Continuation of Antidumping Duty Orders](#)

Published 5/23/2022

Reference ASTM

As a result of the determinations by the U.S. Department of Commerce (Commerce) and the U.S. International Trade Commission (ITC) that revocation of the antidumping duty (AD) orders on seamless refined copper pipe and tube from the People's Republic of China (China) and Mexico would likely lead to continuation or recurrence of dumping and material injury to an industry in the United States, Commerce is publishing this notice of continuation of the orders. **Applicable May 23, 2022.**

[National Emission Standards for Hazardous Air Pollutants: General Provisions; Technical Correction](#)

Published 5/23/2022

Reference ASTM

In this action, the U.S. Environmental Protection Agency (EPA) is making technical corrections to the general provisions of the National Emission Standards for Hazardous Air Pollutants (NESHAP). Specifically, on November 19, 2021, EPA finalized changes to the NESHAPs for Refractory Products Manufacturing, Carbon Black Production (major sources), Cyanide Chemicals Manufacturing, and Carbon Black Production Area Sources and, also amended the general provisions. Following signature, the EPA discovered inadvertent minor errors in the ordering of the standards and methods that were being incorporated by reference in these rules. The Office of the Federal Register (OFR) was unable to complete the amendatory instructions, resulting in regulatory text intended for the general provisions to be omitted. **This technical correction is effective on May 23, 2022. The incorporation by reference (IBR) of certain publications listed in the rule was approved by the Director of the Federal Register as of November 19, 2021.**

[Certain Biaxial Integral Geogrid Products From the People's Republic of China: Final Results of the Expedited First Sunset Review of the Countervailing Duty Order](#)

Published 5/24/2022

Reference ASTM

The U.S. Department of Commerce (Commerce) finds that revocation of the countervailing duty (CVD) order on certain biaxial integral geogrid products (geogrids) from the People's Republic of China (China) would be likely to lead to continuation or recurrence of countervailing subsidies at the levels indicated in the “Final Results of Sunset Review” section of this notice. **Applicable May 24, 2022.**

[Notice of Availability: Voluntary Standards Evaluation Under the Portable Fuel Container Safety Act of 2020](#)

Published 5/24/2022

Reference ASTM

The Consumer Product Safety Commission (Commission or CPSC) is announcing the availability of a draft document titled, "Voluntary Standards Evaluation Under the Portable Fuel Container Safety Act of 2020." **Submit comments by June 23, 2022.**

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Pier 58 Reconstruction and Pier 63 Removal Projects in Seattle, Washington](#)

Published 5/26/2022

Reference ASTM

In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued two IHAs to the City of Seattle (City) to incidentally harass marine mammals during in-water construction activities associated with the Pier 58 Reconstruction Project and Pier 63 Removal Project in Seattle, Washington. **Both IHAs are valid from August 1, 2022 through July 31, 2023.**

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

Published 5/24/2022

Reference NIST

Pursuant to the provisions of the Privacy Act of 1974, notice is given that the Board of Governors of the Federal Reserve System (Board) proposes to modify an existing system of records, entitled BGFRS-30, "FRB—Academic Assistance Program Files" to reflect the outsourcing of Academic Assistance program administration. BGFRS-30 includes applications for academic assistance and related documents in addition to documents relating to requests for exceptions to the Academic Assistance Policy. **Comments must be received on or before June 23, 2022. This modified system of records will become effective June 23, 2022, without further notice, unless comments dictate otherwise.**

[TUV SUD America, Inc.: Application for Expansion of Recognition](#)

Published 5/27/2022

Reference UL

In this notice, OSHA announces the application of TUV SUD America, Inc. (TUVAM) for expansion of recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant the application. **Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before June 13, 2022.**

[TUV Rheinland of North America, Inc.: Application for Expansion of Recognition](#)

Published 5/27/2022

Reference UL

In this notice, OSHA announces the application of TUV Rheinland of North America, Inc., for expansion of the scope of recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant the application. **Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before June 13, 2022.**
