

U.S. Federal Register Update: December 9 – December 13, 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?*

[Notice of Petition for Waiver of GD Midea Air Conditioning Equipment Co. LTD. from the Department of Energy Room Air Conditioner Test Procedure and Notice of Grant of Interim Waiver](#)

Published: 12/13/2019

Reference: ANSI

This document announces receipt of and publishes a petition for waiver from GD Midea Air Conditioning Equipment Co. LTD. ("Midea"), which seeks an exemption from the U.S. Department of Energy ("DOE") test procedure when determining the efficiency of listed room air conditioner basic models. Midea seeks to use an alternate test procedure to address issues involved in testing the basic models listed in its petition. According to Midea, the current DOE test procedure for room air conditioners, which provides for testing at full-load performance only, does not take into account the benefits of room air conditioners that use variable-speed compressors ("variable-speed room air conditioners"), with their part-load performance characteristics, and misrepresents their actual energy consumption. Written comments and information will be accepted on or before **January 13, 2020**.

[Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Astoria Waterfront Bridge Replacement Phase 2 Project](#)

Published: 12/13/2019

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 the City of Astoria to incidentally harass, by Level A and Level B harassment, marine mammals during construction activities associated with Phase Two of the Astoria Waterfront Bridge Replacement project in Astoria, OR. This Authorization is effective from **December 9, 2019** through **December 8, 2020**.

[Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to U.S. Navy Construction Activities at Naval Weapons Station Seal Beach, California](#)

Published: 12/10/2019

Reference: ANSI, ISO

NMFS has received a request from the U.S. Navy (Navy) for authorization to take marine mammals over the course of five years (2020-2025) incidental to conducting construction activities related to development of a new ammunition pier at Seal Beach, California. 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 will summarize and respond to such comments in the final notice of our decision. Comments and information must be received no later than **January 9, 2020**.

[Final Determination Regarding Energy Efficiency Improvements in the 2018 International Energy Conservation Code \(IECC\)](#)

Published: 12/10/2019

Reference: ANSI, ASHRAE

The U.S. Department of Energy (DOE) has reviewed the 2018 edition of the International Energy Conservation Code (IECC) and determined the updated edition would improve energy efficiency in buildings subject to the code compared to the 2015 edition. DOE analysis indicates that buildings meeting the 2018 IECC (as compared with buildings meeting the 2015 IECC) would result in national site energy savings of 1.68 percent, national source energy savings of 1.91 percent, and national energy cost savings of approximately 1.97 percent of residential building energy consumption. Upon publication of this affirmative determination, each State is required by statute to certify that it has reviewed the provisions of its residential building code regarding energy efficiency, and made a determination as to whether to update its code to meet or exceed the 2018 IECC. Additionally, this notice provides guidance on state code review processes and associated certifications.

All deadlines for the submission of comments or actions by Commerce discussed below refer to the number of calendar days from the applicable starting date. Certification statements provided by States shall be submitted by **December 10, 2021**.

[Energy Conservation Program: Energy Conservation Standards for Consumer Refrigerators, Refrigerator-Freezers, and Freezers](#)

Published: 12/13/2019

Reference: AHAM

On November 15, 2019, the U.S. Department of Energy (“DOE”) published a request for information (“RFI”) to solicit information from the public to help DOE determine whether amended standards for consumer refrigerators, refrigerator-freezers, and freezers would result in a significant amount of additional energy savings and whether those standards would be technologically feasible and economically justified. The November 15, 2019 RFI also stated that public comments will be accepted until December 30, 2019. On November 21, 2019, the DOE received a request from the Association of Home Appliance Manufacturers (AHAM) to extend the public comment period by 60 days. DOE has reviewed this request and will be granting a 45 day extension of the public comment period to allow public comments to be submitted until **February 13, 2020**.

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Published: 12/13/2019

Reference: AHAM, ASHRAE

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[Test Methods and Performance Specifications for Air Emission Sources](#)

Published: 12/13/2019

Reference: ASME, ASTM, ISO

This action proposes corrections and updates to regulations for source testing of emissions under various rules. This proposed rule includes corrections to inaccurate testing provisions, updates to outdated procedures, and approved alternative procedures that provide testers enhanced flexibility. The revisions will improve the quality of data but will not impose new substantive requirements on source owners or operators. Comments must be received on or before **February 11, 2020**.

[Carbon and Alloy Steel Threaded Rod From Thailand: Antidumping Duty Order](#)

Published: 12/13/2019

Reference: ASME

Based on affirmative final determinations by the Department of Commerce (Commerce) and the International Trade Commission (ITC), Commerce is issuing an antidumping duty order on carbon and alloy steel threaded rod from Thailand. Applicable **December 13, 2019**.

[Carbon and Alloy Steel Threaded Rod From Taiwan: Final Affirmative Determination of Sales at Less Than Fair Value](#)

Published: 12/09/2019

Reference: ASME

The Department of Commerce (Commerce) determines that carbon and alloy steel threaded rod (steel threaded rod) from Taiwan is being, or is likely to be, sold in the United States at less than fair value (LTFV). The period of investigation (POI) is January 1, 2018 through December 31, 2018. The final estimated weighted-average dumping margins of sales at LTFV are shown in the “Final Determination” section of this notice. Applicable **December 9, 2019**.

[Carbon and Alloy Steel Threaded Rod From Taiwan: Final Affirmative Determination of Sales at Less Than Fair Value](#)

Published: 12/09/2019

Reference: ASME, ASTM

The Department of Commerce (Commerce) determines that carbon and alloy steel threaded rod (steel threaded rod) from Taiwan is being, or is likely to be, sold in the United States at less than fair value (LTFV). The period of investigation (POI) is January 1, 2018 through December 31, 2018. The final estimated weighted-average dumping margins of sales at LTFV are shown in the “Final Determination” section of this notice. Applicable **December 9, 2019**.

[Proposed Information Collection; Comment Request; Building for Environmental and Economic Sustainability \(BEES\) Please](#)

Published: 12/09/2019

Reference: ASTM

The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995. Written comments must be submitted on or before **February 7, 2020**.

[Proposed Information Collection; Comment Request; Building for Environmental and Economic Sustainability \(BEES\) Please](#)

Published: 12/09/2019

Reference: ASTM, ISO

The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995. Written comments must be submitted on or before **February 7, 2020**.

[Self-Regulatory Organizations; National Securities Clearing Corporation; Order Approving a Proposed Rule Change To Require Confirmation of Cybersecurity Program](#)

Published: 12/13/2019

Reference: ISO

On October 15, 2019, National Securities Clearing Corporation (“NSCC”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”) [1] and Rule 19b-4 thereunder,[2] proposed rule change SR-NSCC-2019-003. The proposed rule change was published for comment in the Federal Register on October 30, 2019.[3] The Commission did not receive any comment letters on

the proposed rule change. For the reasons discussed below, the Commission is approving the proposed rule change.

Self-Regulatory Organizations; The Depository Trust Company; Order Approving a Proposed Rule Change To Require Confirmation of Cybersecurity Program

Published: 12/13/2019

Reference: ISO

On October 15, 2019, The Depository Trust Company (“DTC”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”) [1] and Rule 19b-4 thereunder,[2] proposed rule change SR-DTC-2019-008. The proposed rule change was published for comment in the Federal Register on October 30, 2019.[3] The Commission did not receive any comment letters on the proposed rule change.

Self-Regulatory Organizations; Fixed Income Clearing Corporation; Order Approving a Proposed Rule Change To Require Confirmation of Cybersecurity Program

Published: 12/13/2019

Reference: ISO

On October 15, 2019, FICC Clearing Corporation (“FICC”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”) [1] and Rule 19b-4 thereunder,[2] proposed rule change SR-

Hazardous Materials: Notice of Issuance of Special Permit Regarding Liquefied Natural Gas

Published: 12/11/2019

Reference: NFPA

PHMSA is publishing this notice as a general informational announcement concerning the issuance of a special permit. The special permit authorizes the grantee to transport Methane, refrigerated liquid (i.e., liquefied natural gas or LNG) by rail tank car. Comments must be received to Docket No. PHMSA-2018-0025 by **December 23, 2019**. To the extent practicable, PHMSA will consider late-filed comments in development of a potential final rule.

Increasing Recycling: Adding Aerosol Cans to the Universal Waste Regulations

Published: 12/06/2019

Reference: NFPA

The Environmental Protection Agency (EPA or the Agency) is adding hazardous waste aerosol cans to the universal waste program under the Federal Resource Conservation and Recovery Act (RCRA) regulations. This change will benefit the wide variety of establishments generating and managing hazardous waste aerosol cans, including the retail sector, by providing a clear, protective system for managing discarded aerosol cans. The streamlined universal waste regulations are expected to ease regulatory burdens on retail stores and others that discard hazardous waste aerosol cans; promote the collection and recycling of these cans; and encourage the development of municipal and commercial programs to reduce the quantity of these wastes going to municipal solid waste landfills or combustors. This final rule is effective on **February 7, 2020**.

Special Conditions: VT DRB Aviation Consultants, Airbus Model A330-300 Airplanes; Dynamic Test Requirements for Single-Occupant, Oblique (Side-Facing) Seats With or Without Airbag Devices or 3-Point Restraints

Published: 12/12/2019

Reference: NFPA

These special conditions are issued for the Airbus Model A330-300 airplane. This airplane, as modified by VT DRB Aviation Consultants (VT DRB), will have novel or unusual design features when compared to the state of technology envisioned in the airworthiness standards for transport-category airplanes. This design feature is single-occupant, oblique (side-facing) seats with airbag devices or 3-point 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 VT DRB on December 12, 2019. Send comments on or before **January 27, 2020**.

Vertical Metal File Cabinets From the People's Republic of China: Antidumping and Countervailing Duty Orders

Published: 12/13/2019

Reference: UL

Based on affirmative final determinations by the Department of Commerce (Commerce) and the International Trade Commission (ITC), Commerce is issuing the antidumping duty (AD) and countervailing duty (CVD) orders on vertical metal file cabinets (file cabinets) from the People's Republic of China (China). Applicable **December 13, 2019**.