

### Commercial Hydrogen Gas Measuring Devices

Item 360–1. Tentative Code for Hydrogen Gas-Measuring Devices—The NCWM will consider adoption of a set of specifications, tolerances, and other technical requirements as a “tentative” code for inclusion in NIST Handbook 44 that can be applied on a trial basis to commercial measuring equipment used to deliver hydrogen fuel to highway vehicles, which are currently operating in 24 states. The code was developed by the U.S. National Working Group (USNWG) for the Development of Commercial Hydrogen Measurement Standards that included key stakeholders and experts in commercial hydrogen measurement, such as manufacturers and users of commercial hydrogen measuring equipment, fuel suppliers, regulatory officials, and other interested parties. Adoption and use of the code on a trial basis is expected to provide feedback to the USNWG on how well the draft meets the needs of the measurement community in a broad range of applications. The proposed tolerances are based on an assessment of the range of accuracy levels reported thus far, but require additional evaluation. The appropriateness of the tolerance values will be determined in conjunction with the evaluation of the other requirements contained in this tentative code. Based on the feedback received from its use as a tentative code, if needed additional changes, will be included in the code prior to it being recommended for adoption as a “permanent” (or fully enforceable) code in NIST Handbook 44.

### NCWM Laws and Regulations Committee

The following items are proposals to amend NIST Handbook 130:

#### Method of Sale of Commodities Regulation

Item 232–2. Method of Sale and Engine Fuel Quality Requirements for Hydrogen—The NCWM will consider adoption of a proposal to establish a uniform method of sale for hydrogen offered for retail sale as a vehicle fuel.

Item 232–5. Uniform Regulation for Method of Sale of Commodities—Packaged Printer Ink and Toner Cartridges—This is an informational item and it will not be voted on at the 2010 Annual Meeting. The L&R Committee will accept comments on this item and then consider recommending adoption of a method of sale to clarify the net quantity of contents and other labeling requirements for these products. The

Committee requests that manufacturers and sellers of these products, consumers, and weights and measures officials provide comments on the draft regulation which is presented in Publication 16.

Item 232–6. Method of Sale, Section 2.23. Animal Bedding—The NCWM will consider adoption of a proposal to amend the current method of sale (*i.e.*, a regulation that specifies whether a product may be sold by weight, measure, count, or a combination of the three methods to facilitate value comparisons by consumers) to accommodate the special needs and provisions of granular, pelleted, and other non-compressible dry laboratory animal bedding materials sold to commercial end-users in the specialized lab animal research industry on a weight or per pound basis.

The following items are proposals to amend NIST Handbook 133 “Checking the Net Contents of Packaged Goods”:

Item 260–1. Guidance on Allowing for Moisture Loss and Other Revisions—The NCWM will consider adoption of proposed revisions to the procedures that handbook users may use to provide for moisture loss in packaged goods. Other proposals to amend the handbook include revisions of current language, including additional instructions in some test procedures, to increase clarity and uniformity. Further discussion of the draft revision of the handbook is presented in Publication 16.

Item 260–2. Seed Count for Agricultural Seeds—The NCWM will consider adoption of test procedures for determining actual seed count in packages, which may be labeled to contain up to 80,000 seeds, and limits on unreasonable quantity variations for addition to the handbook. These proposals were developed by seed regulatory officials in collaboration with industry for use in verifying the net quantity of contents of packages of agricultural seed (specifically corn seed, soybean seed, field bean seed, and wheat seed) labeled by “count.”

Item 260–6. Moisture Allowance for Pasta Products—The NCWM will consider adoption of a proposal for a three percent limit on moisture loss for macaroni, noodle, and like products (pasta products). If this proposal is adopted, the specified value would be used by weights and measures officials to enforce laws related to the accuracy of net quantity of contents declaration on packaged goods and to define reasonable variations caused by the loss or gain of moisture.

Dated: May 26, 2010.

**Katharine B. Gebbie,**

*Director, Physics Laboratory.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Manufacturing Council

**AGENCY:** International Trade Administration, U.S. Department of Commerce.

**ACTION:** Notice of Reopening of the Application Period for Membership on the Manufacturing Council.

**SUMMARY:** On March 16, 2010, the Department of Commerce’s International Trade Administration published a notice in the **Federal Register** (75 FR 12507) soliciting applications for membership on the Manufacturing Council (Council). The March 16, 2010 notice provided that all applications must be received by the Office of Advisory Committees of the Department of Commerce by close of business on April 15, 2010. This notice reopens the application period in order to provide the public with an additional opportunity to submit applications. The eligibility and evaluation criteria for selecting members contained in the March 16, 2010 notice shall continue to apply. The purpose of the Council is to advise the Secretary of Commerce on matters relating to the competitiveness of the U.S. manufacturing sector and to provide a forum for regular communication between Government and the manufacturing sector.

**ADDRESSES:** Please submit application information to J. Marc Chittum, Office of Advisory Committees, Manufacturing Council Executive Secretariat, U.S. Department of Commerce, Room 4043, 1401 Constitution Avenue, NW., Washington, DC 20230.

**DATES:** All applications must be received by the Office of Advisory Committees by close of business on June 18, 2010.

**FOR FURTHER INFORMATION CONTACT:** J. Marc Chittum, Manufacturing Council Executive Secretariat, Room 4043, 1401 Constitution Avenue, NW., Washington, DC 20230, telephone: 202–482–4501, e-mail: [marc.chittum@trade.gov](mailto:marc.chittum@trade.gov).

Please visit the Manufacturing Council Web site at: <http://www.manufacturing.gov/council/index.asp?dName=council>.

**SUPPLEMENTARY INFORMATION:** The Office of Advisory Committees is reopening

the application period for the Council's current two year charter term to expire April 10, 2012. Although the Department of Commerce has received many applications and is still considering all applications received to date (including any applications received after the prior deadline but before issuance of this notice), the Department is seeking a broader applicant pool more representative of the U.S. manufacturing industry as a whole. By reopening and extending the application period, the Department also hopes to have a broader applicant pool to reflect the full diversity of the U.S. manufacturing industry in terms of industry sectors, geographic locations, demographics, and company size. The criteria and procedures for selecting members contained in the March 16, 2010 notice continue to apply and are republished herein for convenience. Pending applicants remain under consideration and do not need to resubmit their applications. Members are appointed for a two-year term to serve until the Council's charter expires on April 10, 2012. Members will be selected in accordance with applicable Department of Commerce guidelines based on their ability to advise the Secretary of Commerce on matters relating to the U.S. manufacturing sector, to act as a liaison among the stakeholders represented by the membership and to provide a forum for those stakeholders on current and emerging issues in the manufacturing sector. The Council's membership shall reflect the diversity of American manufacturing by representing a balanced cross-section of the U.S. manufacturing industry in terms of industry sectors, geographic locations, demographics, and company size, particularly seeking the representation of small- and medium-sized enterprises. Additional factors which may be considered in the selection of Council members include candidates' proven experience in developing and marketing programs in support of manufacturing industries, job creation in the manufacturing sector, or the candidates' proven abilities to manage manufacturing organizations. Given the duties and objectives of the Council, the Department particularly seeks applicants who are active manufacturing executives (Chief Executive Officer, President, and a comparable level of responsibility) that are leaders within their local manufacturing communities and industries.

Each Council member shall serve as the representative of a U.S. entity in the

manufacturing sector. For the purposes of eligibility, a U.S. entity shall be defined as a firm incorporated in the United States (or an unincorporated firm with its principal place of business in the United States) that is controlled by U.S. citizens or by another U.S. entity. An entity is not a U.S. entity if 50 percent plus one share of its stock (if a corporation, or a similar ownership interest of an unincorporated entity) is controlled, directly or indirectly, by non-U.S. citizens or non-U.S. entities.

Appointments to the Council will be made by the Secretary of Commerce. Council members will serve at the discretion of the Secretary of Commerce. Council members shall serve in a representative capacity, representing the views and interests of their particular industry sector. Council members are not special government employees.

Council members will receive no compensation for their participation in Council activities. Members participating in Council meetings and events will be responsible for their travel, living and other personal expenses.

Meetings will be held regularly and not less than annually, usually in Washington, DC. Members are required to attend a majority of the Council meetings. The first Council meeting for the new charter term has not yet been set.

*To be considered for membership, please provide the following:*

1. Name and title of the individual requesting consideration.
2. A sponsor letter from the applicant on organization letterhead or, if the applicant is to represent an entity other than his or her employer, a letter from the entity to be represented, containing a brief statement of why the applicant should be considered for membership on the Council. This sponsor letter should also address the applicant's manufacturing-related experience, including any manufacturing trade policy experience.
3. The applicant's personal résumé.
4. An affirmative statement that the applicant is not required to register as a foreign agent under the Foreign Agents Registration Act of 1938, as amended.
5. An affirmative statement that the applicant is not a federally registered lobbyist, and that the applicant understands that if appointed, the applicant will not be allowed to continue to serve as a Council member if the applicant becomes a federally registered lobbyist.

6. Information regarding the control of the entity to be represented, including the governing structure and stock holdings as appropriate signifying

compliance with the criteria set forth above.

7. The entity's size and ownership, product or service line and major markets in which the entity operates.

8. Please include all relevant contact information such as mailing address, fax, e-mail, fixed and mobile phone numbers and support staff information where relevant.

Appointments of members to the Council will be made by the Secretary of Commerce.

Dated: May 27, 2010.

**J. Marc Chittum,**

*Executive Secretary, Manufacturing Council.*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1683]

#### Reorganization/Expansion of Foreign-Trade Zone 20; Hampton Roads, VA, Area

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Virginia Port Authority, grantee of Foreign-Trade Zone 20, submitted an application to the Board for authority to reorganize and expand its zone to modify and expand Site 3, to remove acreage from Site 8, to modify Site 9, and to add six new sites (proposed Sites 19-24) in the Hampton Roads, Virginia, area within the Norfolk Customs and Border Protection port of entry (FTZ Docket 19-2009, filed 4/28/09);

*Whereas*, notice inviting public comment was given in the **Federal Register** (74 FR 20927, 5/6/09) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that the proposal, with respect to Sites 3, 8 and 9 and Sites 19, 21, 22, 23 and 24, is in the public interest;

*Now, therefore*, the Board hereby orders:

The application to reorganize and expand FTZ 20 is approved in part (with respect to Sites 3, 8 and 9 and Sites 19, 21, 22, 23 and 24), subject to the FTZ Act and the Board's regulations, including Section 400.28, to the Board's