

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF ENERGY

### 10 CFR Part 431

[EERE-2018-BT-STD-0003]

#### Appliance Standards and Rulemaking Federal Advisory Committee: Notice of Cancellation of Public Meetings for the Variable Refrigerant Flow Multi-Split Air Conditioners and Heat Pumps Working Group To Negotiate a Notice of Proposed Rulemaking for Test Procedures and Energy Conservation Standards

**AGENCY:** Office of Energy Efficiency and Renewable Energy, U.S. Department of Energy.

**ACTION:** Notice of cancellation of public meetings and webinars.

**SUMMARY:** The U.S. Department of Energy (DOE or the Department) hereby cancels the remaining public meetings and webinars previously scheduled for the variable refrigerant flow multi-split air conditioners and heat pumps (VRF multi-split systems) working group. The Federal Advisory Committee Act (FACA) requires that agencies publish notice of an advisory committee meeting in the **Federal Register**. The working group has completed its work, and, therefore, no other meetings or webinars are necessary.

**DATES:** This document cancels the schedule of meetings announced in the **Federal Register** on October 24, 2019.

**ADDRESSES:** U.S. Department of Energy, Office of Building Technologies (EE-5B), 950 L'Enfant Plaza SW, Washington, DC 20024.

**FOR FURTHER INFORMATION CONTACT:** Mr. John Cymbalsky, U.S. Department of Energy, Office of Building Technologies (EE-5B), 950 L'Enfant Plaza SW, Washington, DC 20024. Telephone: (202) 287-1692. Email: [ASRAC@ee.doe.gov](mailto:ASRAC@ee.doe.gov).

**SUPPLEMENTARY INFORMATION:** On January 10, 2018, the Appliance Standards and Rulemaking Federal Advisory Committee (ASRAC) met and passed the recommendation to form a

VRF multi-split systems working group to meet and discuss and, if possible, reach a consensus on proposed Federal test procedures and energy conservation standards for VRF multi-split systems. On April 11, 2018, DOE published a notice of intent to establish a working group for VRF multi-split systems to negotiate a notice of proposed rulemaking for test procedures and energy conservation standards. The notice also solicited nominations for membership to the working group. 83 FR 15514.

On August 22, 2019, DOE published a notice announcing public meetings for the VRF working group. 84 FR 43731. On October 24, 2019, DOE published another notice announcing new public meetings/webinars and modifying the dates for the previously scheduled public meetings/webinars for the VRF working group. 84 FR 56949.

On October 1, 2019, the VRF working group voted to approve a test procedure term sheet for VRF equipment. On November 5, 2019, the VRF working group voted to approve an energy conservation standards term sheet for VRF equipment. The working group has concluded its work, and, therefore, no further public meetings are necessary. Accordingly, this notice cancels the remaining public meetings/webinars for the VRF multi-split systems working group announced in the **Federal Register** on October 24, 2019. 84 FR 56949.

#### Public Participation

##### Docket

The docket is available for review at: <https://www.regulations.gov/docket?D=EERE-2018-BT-STD-0003>, including **Federal Register** notices, public meeting attendee lists and transcripts, comments, and other supporting documents/materials. All documents in the docket are listed in the <http://www.regulations.gov> index. However, not all documents listed in the index may be publically available, such as information that is exempt from public disclosure.

Signed in Washington, DC, on November 18, 2019.

**Alexander N. Fitzsimmons**

*Acting Deputy Assistant Secretary for Energy Efficiency, Energy Efficiency and Renewable Energy.*

[FR Doc. 2019-26019 Filed 12-3-19; 8:45 am]

**BILLING CODE 6450-01-P**

## NATIONAL LABOR RELATIONS BOARD

### 29 CFR Part 103

RIN 3142-AA15

#### Jurisdiction—Nonemployee Status of University and College Students Working in Connection With Their Studies; Extension of Comment Period

**AGENCY:** National Labor Relations Board.

**ACTION:** Notice of extension of time to submit comments.

**SUMMARY:** The National Labor Relations Board (the Board) published a Notice of Proposed Rulemaking in the **Federal Register** on September 23, 2019, seeking comments from the public regarding its proposed rule concerning the Nonemployee Status of University and College Students Working in Connection with their Studies. On October 16, 2019, the date to submit comments to the Notice of Proposed Rulemaking was extended for 60 days. The date to submit comments to the Notice is now extended an additional 30 days.

**DATES:** Comments to the Notice of Proposed Rulemaking must be received by the Board on or before January 15, 2020. Comments replying to the comments submitted during the initial comment period must be received by the Board on or before January 29, 2020.

#### ADDRESSES:

*Internet*—Federal eRulemaking Portal. Electronic comments may be submitted through <http://www.regulations.gov>.

*Delivery*—Comments should be sent by mail or hand delivery to: Roxanne Rothschild, Executive Secretary, National Labor Relations Board, 1015 Half Street SE, Washington, DC 20570-0001. Because of security precautions, the Board continues to experience delays in U.S. mail delivery. You should take this into consideration when preparing to meet the deadline for submitting comments. The Board encourages electronic filing. It is not necessary to send comments if they have been filed electronically with [regulations.gov](http://www.regulations.gov). If you send comments, the Board recommends that you confirm receipt of your delivered comments by contacting (202) 273-1940 (this is not a toll-free number). Individuals with hearing impairments may call 1-866-315-6572 (TTY/TDD).

Only comments submitted through <http://www.regulations.gov>, hand delivered, or mailed will be accepted; ex parte communications received by the Board will be made part of the rulemaking record and will be treated as comments only insofar as appropriate. Comments will be available for public inspection at <http://www.regulations.gov> and during normal business hours (8:30 a.m. to 5 p.m. EST) at the above address.

The Board will post, as soon as practicable, all comments received on <http://www.regulations.gov> without making any changes to the comments, including any personal information provided. The website <http://www.regulations.gov> is the Federal eRulemaking portal, and all comments posted there are available and accessible to the public. The Board requests that comments include full citations or internet links to any authority relied upon. The Board cautions commenters not to include personal information such as Social Security numbers, personal addresses, telephone numbers, and email addresses in their comments, as such submitted information will become viewable by the public via the <http://www.regulations.gov> website. It is the commenter's responsibility to safeguard his or her information. Comments submitted through <http://www.regulations.gov> will not include the commenter's email address unless the commenter chooses to include that information as part of his or her comment.

**FOR FURTHER INFORMATION CONTACT:**

Roxanne Rothschild, Executive Secretary, National Labor Relations Board, 1015 Half Street SE, Washington, DC 20570-0001, (202) 273-1940 (this is not a toll-free number), 1-866-315-6572 (TTY/TDD).

Dated: November 27, 2019.

**Roxanne Rothschild,**  
Executive Secretary.

[FR Doc. 2019-26177 Filed 12-3-19; 8:45 am]

BILLING CODE 7545-01-P

**LIBRARY OF CONGRESS**

**Copyright Office**

**37 CFR Chapter II**

[Docket No. 2019-7]

**Online Publication**

**AGENCY:** U.S. Copyright Office, Library of Congress.

**ACTION:** Notification of inquiry.

**SUMMARY:** The U.S. Copyright Office is undertaking an effort to provide additional guidance regarding the determination of a work's publication status for registration purposes. To aid this effort, the Office is seeking public input on this topic, including feedback regarding issues that require clarification generally, as well specific suggestions about how the Office may consider amending its regulations and, as appropriate, effectively advise Congress regarding possible changes to the Copyright Act. Based on this feedback, the Office may solicit further written comments and/or schedule public meetings before moving to a rulemaking process.

**DATES:** Initial written comments must be received no later than 11:59 p.m. Eastern Time on February 3, 2020. Written reply comments must be received no later than 11:59 p.m. Eastern Time on March 3, 2020.

**ADDRESSES:** For reasons of government efficiency, the Copyright Office is using the [regulations.gov](http://www.regulations.gov) system for the submission and posting of public comments in this proceeding. All comments are therefore to be submitted electronically through [regulations.gov](http://www.regulations.gov). Specific instructions for submitting comments are available on the Copyright Office website at <https://www.copyright.gov/rulemaking/online-publication/>. If electronic submission of comments is not feasible due to lack of access to a computer and/or the internet, please contact the Office, using the contact information below, for special instructions.

**FOR FURTHER INFORMATION CONTACT:**

Regan A. Smith, General Counsel and Associate Register of Copyrights, [regans@copyright.gov](mailto:regans@copyright.gov); Robert J. Kasunic, Associate Register of Copyrights and Director of Registration Policy and Practice, [rkas@copyright.gov](mailto:rkas@copyright.gov); or Jordana S. Rubel, Assistant General Counsel, [jrubel@copyright.gov](mailto:jrubel@copyright.gov). They can be reached by telephone at 202-707-3000.

**SUPPLEMENTARY INFORMATION:** The Copyright Act requires an applicant for a copyright registration to state, among other things, whether a work has been published, along with the date and nation of its first publication. 17 U.S.C. 409(8). Over time, the Office has increasingly provided various group registration options that permit an applicant to register groups of works with one application and filing fee. *See, e.g.*, 37 CFR 202.3(b)(1)(iv), (b)(4) through (5), 202.4(c) through (i) and (k). Currently, however, no group registration option allows published and unpublished works to be registered using the same application. As a result,

applicants must determine the publication status of a work or group of works in order to complete a proper copyright application.

This requirement places some burden on copyright applicants. Although the Office may provide some general guidelines on relevant legal requirements,<sup>1</sup> it cannot give specific legal advice as to whether a particular work has been published. U.S. Copyright Office, *Compendium of U.S. Copyright Office Practices* sec. 1904.1 (3d ed. 2017) ("*Compendium (Third)*"). Thus, the applicant must determine independently, or potentially based on the advice of its own legal counsel, whether a work is published. Various individuals and groups have repeatedly expressed frustration to the Office regarding difficulty in determining whether a work has been published when completing copyright application forms.<sup>2</sup> Commenters to the Office have indicated that the distinction between published and unpublished works is "so complex and divergent from an intuitive and colloquial understanding of the terms that it serves as a barrier to registration, especially with respect to works that are disseminated online."<sup>3</sup> A perceived lack of consensus among courts about what constitutes online publication only increases applicants' uncertainty, as applicants, most of whom have no legal training, may feel bound to reconcile conflicting judicial opinions before they can file an application to register their copyrights.<sup>4</sup>

<sup>1</sup> For example, the Copyright Office provides guidelines on legal requirements such as publication in its *Compendium of U.S. Copyright Office Practices* and in various Circulars.

<sup>2</sup> *See, e.g.*, National Press Photographers Association ("*NPPA*"), Comments Submitted in Response to Public Draft of *Compendium of U.S. Copyright Office Practices* at 7-11 (May 31, 2019) ("We continue to find that our members are confused by the definition of published vs. unpublished."); Coalition of Visual Artists ("*CVA*"), Comments Submitted in Response to Notice of Inquiry Regarding Registration Modernization, at 35 (Jan. 15, 2019) ("No issue frustrates and confounds visual creators more than the statutory requirement that the registration application include whether an applicant's works have been published, and if published, the date and nation of first publication."); Professional Photographers of America ("*PPA*"), Comments Submitted in Response to the U.S. Copyright Office's Apr. 24, 2015 Notice of Inquiry at 7 (July 22, 2015); American Society of Media Photographers ("*ASMP*"), Comments Submitted in Response to the U.S. Copyright Office's Apr. 24, 2015 Notice of Inquiry at 13 (July 23, 2015) (noting that "[t]he most vocal complaint about the current system is the time-consuming and expensive process of distinguishing between published and unpublished works in the registration process").

<sup>3</sup> Copyright Alliance, Comments Submitted in Response to Notice of Inquiry Regarding Registration Modernization, at 5 (Jan. 15, 2019).

<sup>4</sup> *See, e.g.*, *CVA*, Comments Submitted in Response to Notice of Inquiry Regarding