

warranted, 19 CFR 351.221(c)(3)(ii) permits Commerce to combine the notices of initiation and preliminary results of a changed circumstances review.

The domestic producers stated that they “do not oppose revocation of the {CAAS AD Order} on Germany with respect to the lithographic-grade aluminum sheet for which Kodak is seeking a partial revocation in its request for a {CCR}.”<sup>11</sup> However, there is no contemporaneous information on the record demonstrating that the domestic producers who are not opposed to Kodak’s request currently account for substantially all the U.S. production of the domestic like product covered by the CAAS AD Order on Germany. Therefore, we are not combining this notice of initiation with the preliminary results of the changed circumstances review, pursuant to 19 CFR 351.221(c)(3)(ii).

Additionally, Commerce has concerns about implementing end-use certificates in connection with the requested partial revocation, as suggested by Kodak.<sup>12</sup> For this reason, we placed on the record a memorandum to the file in which we provide proposed revisions to Kodak’s exclusion language to remove references to end-use certificates.<sup>13</sup> We will consider the appropriate exclusion language, as well as interested parties’ comments on Commerce’s proposed exclusion language, before issuing the preliminary results of this CCR.

#### Public Comment

Interested parties are invited to provide comments and factual information regarding this CCR, including comments on domestic industry support for the partial revocation, Commerce’s proposed exclusion language, and the use of end-use certificates. Comments and factual information may be submitted to Commerce no later than 30 days after the date of publication of this notice in the **Federal Register**. Rebuttal comments and rebuttal factual information may be filed with Commerce no later than seven days after the comments and factual information are filed.<sup>14</sup>

All submissions must be filed electronically using Enforcement and Compliance’s Antidumping and Countervailing Duty Centralized

<sup>11</sup> See Kodak’s Supplemental Questionnaire Response at Exhibit 1 at 2.

<sup>12</sup> See Request for CCR at 3.

<sup>13</sup> See Memorandum, “Proposed Exclusion Language,” dated concurrently with this notice (Exclusion Language Memorandum).

<sup>14</sup> Submissions of rebuttal factual information must comply with 19 CFR 351.301(b)(2).

Electronic Service System (ACCESS).<sup>15</sup> An electronically filed document must be received successfully in its entirety by ACCESS, by 5 p.m. Eastern Time on the due dates set forth in this notice. Note that Commerce has temporarily modified certain of its requirements for serving documents containing business proprietary information until further notice.<sup>16</sup>

#### Preliminary Results of the Review

Commerce intends to publish notice of the preliminary results of this CCR in the **Federal Register** in accordance with 19 CFR 351.221(b)(4) and (c)(3)(i). Commerce will set forth its preliminary factual and legal conclusions in that notice.

#### Final Results of the Review

Unless extended, Commerce will issue the final results of this changed circumstances review in accordance with the time limits set forth in 19 CFR 351.216(e).

#### Notification to Interested Parties

This initiation notice is published in accordance with section 751(b)(1) of the Act and 19 CFR 351.221(b)(1).

Dated: July 24, 2023.

**James Maeder,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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**BILLING CODE 3510–DS–P**

### DEPARTMENT OF COMMERCE

#### International Trade Administration

[A–570–979, C–570–980]

#### Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From the People’s Republic of China: Notice of Initiation of Changed Circumstances Reviews, and Consideration of Revocation of the Antidumping and Countervailing Duty Orders, in Part

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** Based on a request from SOURCE Global, PBC (SOURCE Global), the U.S. Department of Commerce (Commerce) is initiating changed circumstances reviews (CCR) to consider the possible revocation, in part, of the antidumping duty (AD) and countervailing duty (CVD) orders on

crystalline silicon photovoltaic cells, whether or not assembled into modules (solar cells), from the People’s Republic of China (China) with respect to certain off-grid small portable crystalline silicon photovoltaic (CSPV) panels as described below.

**DATES:** Applicable July 31, 2023.

**FOR FURTHER INFORMATION CONTACT:** Jose Rivera, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–0842.

#### SUPPLEMENTARY INFORMATION:

#### Background

On December 7, 2012, Commerce published the AD and CVD orders on solar cells from China.<sup>1</sup> On June 13, 2023, SOURCE Global, a Chinese producer and exporter of subject merchandise, requested, through CCRs, revocation of the *Orders*, in part, with respect to CSPV panels, pursuant to section 751(b)(1) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.216(b).<sup>2</sup> Within SOURCE Global’s CCR request, SOURCE Global included a letter from the American Alliance for Solar Manufacturing (the Alliance), a U.S. producer of the domestic like product and a petitioner in the underlying investigations, in which the Alliance stated that it did not oppose the partial revocation of the *Orders* proposed by SOURCE Global.<sup>3</sup> No interested parties filed comments opposing the CCR request.

#### Scope of the Orders

The merchandise covered by these *Orders* is crystalline silicon photovoltaic cells, and modules, laminates, and panels, consisting of crystalline silicon photovoltaic cells, whether or not partially or fully assembled into other products, including, but not limited to, modules, laminates, panels and building integrated materials.

These *Orders* cover crystalline silicon photovoltaic cells of thickness equal to or greater than 20 micrometers, having

<sup>1</sup> See *Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, from the People’s Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order*, 77 FR 73018 (December 7, 2012); see also *Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, from the People’s Republic of China: Countervailing Duty Order*, 77 FR 73017 (December 7, 2012) (collectively, *Orders*).

<sup>2</sup> See SOURCE Global’s Letter, “Request for Changed Circumstances Review on Certain Off-Grid Small Portable Panels,” dated June 13, 2023 (CCR Request).

<sup>3</sup> *Id.* at Exhibit 15.

<sup>15</sup> See, generally, 19 CFR 351.303.

<sup>16</sup> See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID–19; Extension of Effective Period*, 85 FR 41363 (July 10, 2020).

a p/n junction formed by any means, whether or not the cell has undergone other processing, including, but not limited to, cleaning, etching, coating, and/or addition of materials (including, but not limited to, metallization and conductor patterns) to collect and forward the electricity that is generated by the cell.

Merchandise under consideration may be described at the time of importation as parts for final finished products that are assembled after importation, including, but not limited to, modules, laminates, panels, building-integrated modules, building-integrated panels, or other finished goods kits. Such parts that otherwise meet the definition of merchandise under consideration are included in the scope of the *Orders*.

Excluded from the scope of the *Orders* are thin film photovoltaic products produced from amorphous silicon (a-Si), cadmium telluride (CdTe), or copper indium gallium selenide (CIGS).

Also excluded from the scope of the *Orders* are crystalline silicon photovoltaic cells, not exceeding 10,000mm<sup>2</sup> in surface area, that are permanently integrated into a consumer good whose function is other than power generation and that consumes the electricity generated by the integrated crystalline silicon photovoltaic cell. Where more than one cell is permanently integrated into a consumer good, the surface area for purposes of this exclusion shall be the total combined surface area of all cells that are integrated into the consumer good.

Additionally, excluded from the scope of the *Orders* are panels with surface area from 3,450 mm<sup>2</sup> to 33,782 mm<sup>2</sup> with one black wire and one red wire (each of type 22 AWG or 24 AWG not more than 206 mm in length when measured from panel extrusion), and not exceeding 2.9 volts, 1.1 amps, and 3.19 watts. For the purposes of this exclusion, no panel shall contain an internal battery or external computer peripheral ports.

Also excluded from the scope of the *Orders* are:

1. Off grid CSPV panels in rigid form with a glass cover, with the following characteristics:

(A) a total power output of 100 watts or less per panel;

(B) a maximum surface area of 8,000 cm<sup>2</sup> per panel;

(C) do not include a built-in inverter;

(D) must include a permanently connected wire that terminates in either an 8mm male barrel connector, or a two-port rectangular connector with two pins in square housings of different colors;

(E) must include visible parallel grid collector metallic wire lines every 1–4 millimeters across each solar cell; and

(F) must be in individual retail packaging (for purposes of this provision, retail packaging typically includes graphics, the product name, its description and/or features, and foam for transport); and

2. Off grid CSPV panels without a glass cover, with the following characteristics:

(A) a total power output of 100 watts or less per panel;

(B) a maximum surface area of 8,000 cm<sup>2</sup> per panel;

(C) do not include a built-in inverter;

(D) must include visible parallel grid collector metallic wire lines every 1–4 millimeters across each solar cell; and

(E) each panel is

1. permanently integrated into a consumer good;

2. encased in a laminated material without stitching, or

3. has all of the following characteristics: (i) the panel is encased in sewn fabric with visible stitching, (ii) includes a mesh zippered storage pocket, and (iii) includes a permanently attached wire that terminates in a female USB–A connector.

In addition, the following CSPV panels are excluded from the scope of the *Orders*: Off-grid CSPV panels in rigid form with a glass cover, with each of the following physical characteristics, whether or not assembled into a fully completed off-grid hydropanel whose function is conversion of water vapor into liquid water:

(A) A total power output of no more than 80 watts per panel;

(B) A surface area of less than 5,000 cm<sup>2</sup> per panel;

(C) Do not include a built-in inverter;

(D) Do not have a frame around the edges of the panel;

(E) Include a clear glass back panel; and

(F) Must include a permanently connected wire that terminates in a two-port rectangular connector.

Modules, laminates, and panels produced in a third country from cells produced in China are covered by the *Orders*; however, modules, laminates, and panels produced in China from cells produced in a third country are not covered by the *Orders*.

Additionally excluded from the scope of these *Orders* are off-grid small portable crystalline silicon photovoltaic panels, with or without a glass cover, with the following characteristics: (1) a total power output of 200 watts or less per panel; (2) a maximum surface area of 16,000 cm<sup>2</sup> per panel; (3) no built-in inverter; (4) an integrated handle or a

handle attached to the package for ease of carry; (5) one or more integrated kickstands for easy installation or angle adjustment; and (6) a wire of not less than 3 meters either permanently connected or attached to the package that terminates in an 8mm diameter male barrel connector.

Merchandise covered by the *Orders* is currently classified in the Harmonized Tariff System of the United States (HTSUS) under subheadings 8501.61.0000, 8507.20.80, 8541.40.6020, 8541.40.6030, and 8501.31.8000. These HTSUS subheadings are provided for convenience and customs purposes; the written description of the scope of the *Orders* is dispositive.<sup>4</sup>

### Proposed Partial Revocation of the Orders

The products subject to the proposed revocation are off-grid crystalline silicon photovoltaic panels in rigid form with a glass cover, with each of the following physical characteristics, whether or not assembled into a fully completed off-grid hydropanel whose function is conversion of water vapor into liquid water:

(A) A total power output of no more than 180 watts per panel at 155 degrees Celsius;

(B) A surface area of less than 16,000 square centimeters (cm<sup>2</sup>) per panel;

(C) Include a keep-out area of approximately 1,200 cm<sup>2</sup> around the edges of the panel that does not contain solar cells;

(D) Do not include a built-in inverter;

(E) Do not have a frame around the edges of the panel;

(F) Include a clear glass back panel;

(G) Must include a permanently connected wire that terminates in a two-port rounded rectangular, sealed connector;

(H) Include a thermistor installed into the permanently connected wire before the two-port connector; and

(I) Include exposed positive and negative terminals at opposite ends of the panel, not enclosed in a junction box.

### Initiation of CCRs and Consideration of Revocation of the Orders, in Part

Pursuant to section 751(b)(1) of the Act, when Commerce receives information concerning, or a request from an interested party<sup>5</sup> for a review of, a final affirmative determination that resulted in an AD or CVD order, which

<sup>4</sup> See *Orders*.

<sup>5</sup> SOURCE Global stated in its CCR Request that it is an U.S. importer of solar panels. As such, SOURCE Global is an interested party pursuant to section 771(9)(A) of the Act and 19 CFR 351.102(b)(29)(i).

shows changed circumstances sufficient to warrant a review of an order, Commerce shall conduct a changed circumstances review of the order.<sup>6</sup> In accordance with 19 CFR 351.216(d), Commerce determines that the information submitted by SOURCE Global and the letter of no opposition to partial revocation of the *Orders* with respect to the products described by SOURCE Global constitute a sufficient basis to conduct CCRs of the *Orders*.<sup>7</sup>

Section 782(h)(2) of the Act and 19 CFR 351.222(g)(1)(i) provide that Commerce may revoke an order (in whole or in part) if it determines that producers accounting for substantially all of the production of the domestic like product have expressed a lack of interest in the order, in whole or in part. In its administrative practice, Commerce has interpreted “substantially all” to mean producers accounting for at least 85 percent of the total U.S. production of the domestic like product covered by the order.<sup>8</sup> One domestic producer, the Alliance, stated that it does not object to the partial revocation of the *Orders* proposed by SOURCE Global.

However, because the Alliance did not indicate whether it accounts for substantially all of the U.S. production of the domestic like product covered by the *Orders*, we are not combining this notice of initiation with a preliminary determination, pursuant to 19 CFR 351.221(c)(3)(ii).<sup>9</sup> Rather, we will provide interested parties with an opportunity to address the issue of domestic industry support with respect to the partial revocation of the *Orders*, as explained below. After examining comments, if any, concerning domestic industry support, we will issue the preliminary results of these CCRs.

#### Public Comment

Interested parties are invited to provide comments and/or factual information regarding these CCRs, including comments on industry support and the proposed partial revocation language. Comments and factual information may be submitted to Commerce no later than 14 days after

the date of publication of this notice. Rebuttal comments and rebuttal factual information may be filed with Commerce no later than seven days after the comments and/or factual information are filed.<sup>10</sup> All submissions must be filed electronically using Enforcement and Compliance’s Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS).<sup>11</sup> An electronically filed document must be received successfully in its entirety by ACCESS, by 5 p.m. Eastern Time on the due dates set forth in this notice. Note that Commerce has temporarily modified certain requirements for serving documents containing business proprietary information, until further notice.<sup>12</sup>

#### Preliminary and Final Results of the CCRs

Commerce intends to publish in the **Federal Register** a notice of the preliminary results of these CCRs in accordance with 19 CFR 351.221(b)(4) and (c)(3)(i). Commerce will set forth its preliminary factual and legal conclusions in that notice. Pursuant to 19 CFR 351.221(b)(4)(ii), interested parties will have an opportunity to comment on the preliminary results. Unless extended, Commerce will issue the final results of these CCRs in accordance with the time limits set forth in 19 CFR 351.216(e).

#### Notification to Interested Parties

This initiation notice is published in accordance with section 751(b)(1) of the Act, 19 CFR 351.216(b) and 19 CFR 351.222.

Dated: July 25, 2023.

**James Maeder,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### National Institute of Standards and Technology

#### National Construction Safety Team Advisory Committee Meeting

**AGENCY:** National Institute of Standards and Technology, Department of Commerce.

**ACTION:** Notice of open meeting.

<sup>10</sup> Submissions of rebuttal factual information must comply with 19 CFR 351.301(b)(2).

<sup>11</sup> See, generally, 19 CFR 351.303.

<sup>12</sup> See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19; Extension of Effective Period*, 85 FR 41363 (July 10, 2020).

**SUMMARY:** The National Construction Safety Team (NCST) Advisory Committee (Committee) will hold an open meeting in-person and via web conference on Thursday, September 7, 2023, from 9:00 a.m. to 5:00 p.m. Eastern Time. The primary purposes of this meeting are to update the Committee on the progress of the NCST investigation focused on the impacts of Hurricane Maria in Puerto Rico, and progress of the NCST investigation focused on the Champlain Towers South partial building collapse that occurred in Surfside, Florida. The final agenda will be posted on the NIST website at <https://www.nist.gov/topics/disaster-failure-studies/national-construction-safety-team-ncst/advisory-committee-meetings>.

**DATES:** The NCST Advisory Committee will meet on Thursday, September 7, 2023, from 9:00 a.m. to 5:00 p.m. Eastern Time. The meeting will be open to the public.

**ADDRESSES:** The meeting will be held in person in Lecture Room D of the Administration Building, NIST, 100 Bureau Drive, Gaithersburg, Maryland 20899 and via web conference. For instructions on how to attend and/or participate in the meeting, please see the **SUPPLEMENTARY INFORMATION** section of this notice.

**FOR FURTHER INFORMATION CONTACT:** Tanya Brown-Giammanco, Disaster and Failure Studies Program, Engineering Laboratory, NIST. Tanya Brown-Giammanco’s email address is [Tanya.Brown-Giammanco@nist.gov](mailto:Tanya.Brown-Giammanco@nist.gov) and her phone number is (301) 975-2822.

**SUPPLEMENTARY INFORMATION:** The Committee was established pursuant to section 11 of the NCST Act (Pub. L. 107-231, codified at 15 U.S.C. 7301 *et seq.*). The Committee is currently composed of eight members, appointed by the Director of NIST, who were selected on the basis of established records of distinguished service in their professional community and their knowledge of issues affecting the National Construction Safety Teams. The Committee advises the Director of NIST on carrying out the NCST Act; reviews the procedures developed for conducting investigations; and reviews the reports issued documenting investigations. Background information on the NCST Act and information on the NCST Advisory Committee is available at <https://www.nist.gov/topics/disaster-failure-studies/national-construction-safety-team-ncst/advisory-committee>.

Pursuant to the Federal Advisory Committee Act, as amended, 5 U.S.C. 1001 *et seq.*, notice is hereby given that the NCST Advisory Committee will

<sup>6</sup> See 19 CFR 351.216(d).

<sup>7</sup> See CCR Request at Exhibit 15.

<sup>8</sup> See, e.g., *Certain Cased Pencils from the People’s Republic of China: Initiation and Preliminary Results of Antidumping Duty Changed Circumstances Review, and Intent To Revoke Order in Part*, 77 FR 42276 (July 18, 2012), unchanged in *Certain Cased Pencils from the People’s Republic of China: Final Results of Antidumping Duty Changed Circumstances Review, and Determination To Revoke Order, in Part*, 77 FR 53176 (August 31, 2012).

<sup>9</sup> In the event that Commerce determines an expedited action is warranted, 19 CFR 351.221(c)(3)(ii) permits Commerce to combine the notices of initiation and preliminary results.