## **FEDERAL REGULATORY ACTIVITIES**

## Regulatory Status — 2024/25

(Items in red text indicate a change of status or new item)

May 23, 2025

## **Key Updates on IANA Policy Issues**

• 9th U.S. Circuit Court of Appeals rules against OOIDA in favor of AB 5. (More info)



Agency	Туре	Date Posted	Title (As Published in the Federal Register)	Federal Register Page # (Vol. #)	Status
The White House	Joint Statement	05/12/25	Executive Order on Regulating Imports with a Reciprocal Tariff to Rectify Trade Practices that Contribute to Large and Persistent Annual United	Joint Statement	U.S. and China agree to pause reciprocal tariffs for 90 days.
	Executive Order	04/02/25	States Goods Trade Deficit Keywords: Tariffs; Supply Chain	Executive Order	President Trump issues Executive Order imposing reciprocal tariffs.
The White House	Memorandum	04/15/25	Memorandum: Updating Permitting Technology for the 21st Century  Keywords: Permitting; NEPA	<u>Memorandum</u>	President Trump issues memo directing agencies to leverage technology in environmental reviews.
The White House	Executive Order	04/09/25	Executive Order on Restoring America's Maritime Dominance Keywords: Supply Chain; Maritime	Executive Order	President Trump issues Executive Order to expand collection of Harbor Maintenance Fees and revitalize the maritime industry.
The White House	Executive Order	04/08/25	Executive Order on Protecting American Energy from State Overreach Keywords: Emissions	Executive Order	President Trump issues Executive Order to dismantle state climate laws.
The White House	Order	02/25/25	Executive Order on Unleashing American Energy Keywords: Permitting; Infrastructure Funding/Financing	<u>Order</u>	U.S. District Court issues preliminary injunction further blocking Trump Administration from implementing funding freeze.
	Recission	01/29/25		Rescission	OMB rescinds memorandum freezing federal funding for grants and loans.
	Memorandum	01/27/25		Memorandum	OMB issues memorandum directing agencies to halt federal funding for grants and loans that conflict with President Trump's Executive Orders.
	Executive Order	01/20/25		Executive Order	President Trump issues Executive Order to set new infrastructure project

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					requirements and limit certain infrastructure funding.
The White House	Executive Order	02/18/25	Executive Order on Ensuring Accountability for All Agencies Keywords: Regulation	Executive Order	President Trump issues Executive Order placing independent agencies under White House supervision.
The White House	Memorandum	01/20/25	Memorandum on America First Trade Policy Keywords: Supply Chain; Tariffs	<u>Memorandum</u>	President Trump issues memorandum directing agencies to investigate trade deficits and unfair trade practices.
The White House	Memorandum	01/20/25	Memorandum on Regulatory Freeze Pending Review Keywords: Regulation	Memorandum	President Trump freezes regulatory actions until approved by Trumpappointed department heads.
The White House	Executive Order	02/21/24	Executive Order on Amending Regulations Relating to the Safeguarding of Vessels, Harbors, Ports, and Waterfront Facilities of the United States Keywords: Ports; Safety	Executive Order	President Biden issues Executive Order to improve cybersecurity in the maritime transportation system.
California Air Resources Board	Update	05/05/25	Advanced Clean Fleets Regulation Keywords: Emissions; Trucks	Stipulation and Order to Hold Case in Abeyance Pending Outcome of Rulemaking	CARB agrees to initiate rulemaking to repeal ACF as part of lawsuit settlement.
	Update	01/13/25		<u>Withdrawal</u>	CARB withdraws EPA waiver request to adopt ACF.
	Update	11/19/24		<u>Lawsuit</u>	Nebraska files antitrust lawsuit against truck manufacturers and their involvement with CARB's emission regulations.
	Update	10/08/24		<u>Lawsuit</u>	NTEA and SEMA file lawsuit challenging CARB's ACF rule.
	Update	05/13/24		<u>Lawsuit</u>	17 states file lawsuit challenging CARB's ACF rule.
	Update	04/01/24		<u>Lawsuit</u>	American Free Enterprise Chamber of Commerce and the Associated

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					Equipment Distributors file lawsuit challenging CARB's ACF rule.
	Update	11/15/23		Waiver Request	CARB requests EPA waiver to adopt ACF rules.
	Update	10/16/23		<u>Lawsuit</u>	CTA files lawsuit requesting preliminary and permanent injunctions to prevent CARB from enforcing its ACF rule.
California Air Resources Board	Update	03/07/25	Low NOx Heavy-Duty Engine and Vehicle Omnibus Regulation Keywords: Emissions; Trucks	<u>Lawsuit</u>	Pacific Legal Foundation files lawsuit asserting that the EPA waiver for CARB's Heavy-Duty Omnibus rule should be declared illegal.
	Update	02/14/25		<u>Notice</u>	EPA submits CARB's Heavy-Duty Omnibus rule waiver for congressional review.
	Notice of Decision	01/06/25		<u>643(90)</u>	EPA grants waiver of preemption allowing CARB to implement its Heavy- Duty Omnibus rule establishing benchmarks for emission reduction in heavy-duty engines.
	Update	08/11/22		<u>Withdrawal</u>	EMA withdraws lawsuit against CARB.
	Update	05/27/22		<u>Lawsuit</u>	EMA files federal lawsuit claiming CARB did not adhere to Clean Air Act requirements granting manufacturers four model years to meet new standards.
	Rulemaking	08/28/20		<u>Announcement</u>	CARB approves Heavy-Duty Omnibus rule establishing benchmarks for emission reduction in heavy-duty engines.

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California Air Resources Board	Update	02/14/25	Advanced Clean Truck Regulation Keywords: Emissions; Trucks	<u>Notice</u>	EPA submits CARB's ACT rule waiver for congressional review.
Board	Update	07/24/23		<u>Update</u>	U.S. Court of Appeals for the District of Columbia allows 18 states to intervene in lawsuit in support of CARB waivers.
	Update	06/05/23		<u>Lawsuit</u>	Nineteen states file petition for review of EPA decision granting CARB waiver requests.
	Decision	04/06/23		20688(88)	EPA grants CARB waiver requests allowing adoption of Heavy-Duty Vehicle and Engine Emission Warranty Regulations and Maintenance Provisions, Advanced Clean Trucks Regulation, Zero Emission Airport Shuttle Regulation, and Zero-Emission Power Train Certification Regulation.
California Air Resources Board	Update	01/13/25	In-Use Locomotive Regulation Keywords: Emissions; Rail	<u>Withdrawal</u>	CARB withdraws EPA waiver request to adopt In-Use Locomotive Rule.
Board	Update	10/22/24		<u>Notice</u>	CARB delays locomotive reporting period to July 2025.
	Order	09/30/24		<u>Order</u>	Eastern District of California denies AAR and ASLRRA motion for summary judgment and issues stay pending EPA waiver decision.
	Update	06/16/23		<u>Lawsuit</u>	AAR and ASLRRA file lawsuit against CARB's In-Use Locomotive Regulation.
	Rulemaking	04/27/23		Rulemaking	CARB approves In-Use Locomotive Regulation to reduce locomotive emissions.

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California Supreme Court	Decision	05/16/25	Dynamex Operations West v. Superior Court of Los Angeles Case Keywords: Employee Driver Mandates; Intermodal;	<u>Decision</u>	9th U.S. Circuit Court of Appeals rules against OOIDA in favor of AB 5.
	Decision	03/15/24	Trucks	<u>Decision</u>	U.S. Southern District Court of California rules against CTA and OOIDA and denies its request for a new injunction against AB 5 enforcement.
	Update	06/30/22		<u>Decision</u>	U.S. Supreme Court denies CTA petition for review. AB 5 will retroactively take effect for trucking industry.
	Update	09/18/19		Legislation	Governor Newsom signs AB 5, codifying Dynamex decision into California state law, effective 01/01/20.
	Decision	04/30/18		<u>Decision</u>	California Supreme Court issues ruling in Dynamex case, making it more difficult to classify workers as independent contractors by establishing new "ABC test."
CBP	Notice of Proposed Rulemaking	01/08/25	[Docket No. USCBP – 2024-0030] RIN 1651-AB52 Automated Commercial Environment (ACE) Electronic Export Manifest for Rail Cargo Keywords: Rail; Safety	2874(90)	CBP proposes requiring rail carriers to electronically submit export manifest data prior to U.S. departure. Comments due 03/14/25.
CEQ	Update	11/12/24	Update to the Regulations Implementing the Procedural Provisions of the National Environmental Policy Act Keywords: Infrastructure	<u>Lawsuit</u>	U.S. Court of Appeals for D.C. Circuit rules that CEQ lacks authority to issue NEPA implementation regulations.
	Final Rule	05/01/24		<u>35442(89)</u>	CEQ issues final rule modifying its regulations for NEPA implementation, effective 07/01/24.
U.S. Committee on the Marine Transportation System	Notice; request for information (RFI); reopening of comment period	09/19/20	[Docket No. DOT-OST-2024-0044] Request for Information To Identify Barriers to Planning for Climate Resilience in U.S. Ports Keywords: Ports; Environment	76793(89)	CMTS reopens comment period for information on resources used to plan for environmental impacts on ports.

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Coast Guard	Notice of Proposed Rulemaking	02/22/24	[Docket No. USCG-2022-0802] Cybersecurity in the Marine Transportation System	<u>13404(89)</u>	Coast Guard proposes regulations establishing minimum maritime cybersecurity requirements.
Department of Commerce	Notice of request for public comments	04/25/25	[Docket No. 250422–0071] XRIN 0694–XC125 Notice of Request for Public Comments on Section 232 National Security Investigation of Imports of Trucks Keywords: Trucks; Supply Chain	<u>17371(90)</u>	Department of Commerce launches investigation into imports of mediumand heavy-duty trucks. Comments due 05/16/25.
Department of Commerce	Preliminary Determination	04/18/25	Petitions for the Imposition of Antidumping and Countervailing Duties Pursuant to Sections 701 and 731 of the Tariff Act of 1930 Keywords: Intermodal; Shipping Containers; Chassis	<u>16553(90)</u>	International Trade Commission preliminarily determines chassis imports from Mexico, Thailand, and Vietnam materially injured U.S. industry.
	Initiation of Investigation	03/24/25		<u>13457(90)</u>	Department of Commerce initiates antidumping duties investigation.
	Initiation of Investigation	03/24/25		<u>13452(90)</u>	Department of Commerce initiates countervailing duties investigation.
	Petition	02/26/25		<u>Update</u>	U.S. Chassis Manufacturers Coalition request antidumping duties on chassis from Thailand, Vietnam, and Mexico.
Department of Labor	Update	05/01/25	Wage and Hour Division 29 CFR Parts 780, 788, and 795 - RIN 1235-AA34 Independent Contractor Status under the Fair Labor Standards Act Keywords: Employee Driver Mandates	<u>Guidance</u>	DOL issues guidance directing investigators not to apply the 2024 rule when determining a worker's status under the FLSA.
	Final Rule	01/10/24		<u>1638(89)</u>	DOL issues final rule on classification of workers as employees or independent contractors under the FLSA, effective 03/11/24.
Department of Labor	Final Rule	04/26/24	Wage and Hour Division 29 CFR Part 541 - RIN 1235–AA39 Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales, and Computer Employees  Keywords: Overtime; Small Businesses	<u>32842(89)</u>	DOL issues final rule to raise salary threshold for exemptions from minimum wage under FLSA for executive, administrative, professional, outside sales, and computer employees, effective 07/01/24.

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EPA	Lawsuit	10/16/24	[EPA-HQ-OAR-2014-0827; NHTSA-2014-0132; FRL-9927-21-OAR] Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines and Vehicles—Phase 3	Filing	Coalition of 24 states files initial brief in lawsuit against EPA's heavy-duty vehicle emission standards.
	Lawsuit	06/18/24	Keywords: Emissions; Fuel Standards	<u>Filing</u>	American Petroleum Institute and OOIDA file lawsuit against EPA's heavyduty vehicle emission standards.
	Lawsuit	05/13/24		<u>Filing</u>	24 states file lawsuit against EPA's heavy-duty vehicle emission standards.
	Final Rule	03/29/24		<u>Final Rule</u>	EPA finalizes new heavy-duty vehicle GHG emission standards for model years 2027-2032.
EPA	Final Rule	09/11/24	[EPA-R09-OAR-2023-0494; FRL-11442-02-R9] Air Plan Approval; California; South Coast Air Quality Management District Keywords: Emissions	73568(89)	EPA approves final rule making Southern California warehouse emission regulations enforceable by EPA and civic suits, effective 10/11/24.
FRA	Notice	01/10/25	Notice of Funding Opportunity for Railroad Crossing Elimination Program Keywords: Rail; Transportation Infrastructure	<u>Notice</u>	FRA awards \$1.1 billion to 123 Railroad Crossing Elimination Projects.
	Notice of funding opportunity	07/10/24	Funding/Financing	<u>56788(89)</u>	FRA solicits FY23/24 applications for the Railroad Crossing Elimination Program.
FRA	Notice of Proposed Rulemaking; withdrawal	12/31/24	49 CFR Part 211 [Docket No. FRA-2024-0033] RIN 2130-AC97 Federal Railroad Administration's Procedures for Waivers and Safety Related Proceedings Keywords: Rail; Safety	107103(89)	FRA withdraws proposal to amend procedures for evaluating waivers and safety-related proceedings.
	Extension of comment period	12/23/24	Reywords. Rail, Salety	<u>104508(89)</u>	FRA extends comment period on proposal to amend procedures for evaluating waivers and safety-related proceedings to 01/15/25.
	Notice of Proposed Rulemaking	10/29/24		<u>85895(89)</u>	FRA proposes amending procedures for evaluation of waivers and safety-

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					related proceedings. Comments due 12/30/24.
FRA	Extension of comment period	12/23/24	[Docket No. FRA-2023-0064] RIN 2130-AC95 Positive Train Control Systems Keywords: Rail; Safety	<u>104510(89)</u>	FRA extends comment period on proposal to amend positive train control regulations to 01/11/25.
	Notice of Proposed Rulemaking	10/28/24		<u>85462(89)</u>	FRA proposes to amend positive train control regulations to allow continued operations under certain scenarios when the technology is temporarily disabled. Comments due 12/27/24.
FRA	Final Rule	12/19/24	Docket No. FRA-2023-0021, Notice No. 2] RIN 2130-AC94 Freight Car Safety Standards Implementing the Infrastructure Investment and Jobs Act Keywords: Rail; Safety; Security	103677(89)	FRA issues final rule strengthening Freight Car Safety Standards to restrict rail car content from and car manufacturing in Countries of Concern or state-owned enterprises, effective 01/21/25
FRA	Lawsuit	11/08/24	Rail Industry Challenges FRA's Inaction on Waivers Keywords: Rail; Safety	<u>Update</u>	AAR files lawsuit against FRA for failing to act on overdue waiver requests to implement railroading technologies.
FRA	Update	10/29/24	Notice of Funding Opportunity for Consolidated Rail Infrastructure and Safety Improvements Keywords: <i>Rail; Transportation Infrastructure</i>	<u>Update</u>	FRA awards \$2.4 billion to 122 CRISI projects.
	Notice of Funding Opportunity	03/29/24	Funding/Financing	22206(89)	FRA solicits applications for the CRISI grant program.
FRA	Request for Public Comments	10/25/24	[Docket No. FRA–2000–7257, Notice No. 95] Railroad Safety Advisory Committee; Notice of Meeting Keywords: Rail; Safety	<u>83080(89)</u>	FRA seeks comments on potentially changing organizations eligible for RSAC membership.
FRA	Final Rule	05/21/24	[Docket No. FRA-2022-0020, Notice No. 1] RIN 2130-AC92 Certification of Signal Employees Keywords: Rail; Safety	<u>44830(89)</u>	FRA finalizes rule establishing regulations for certification of signal employees.
FRA	Final Rule	05/21/24	[Docket No. FRA-2022-0019, Notice No. 1] RIN 2130-AC91 Certification of Dispatchers Keywords: Rail; Safety	<u>44766(89)</u>	FRA finalizes rule establishing regulations for certification of dispatchers.
FRA	Report	05/20/24	FRA Rigorously Examines Safety and Quality of Life Implications of Long Trains Keywords: Rail; Safety	Reports	FRA issues three research reports examining effects of air brake systems on safety of long trains.

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FRA	Final Rule	04/02/24	[Docket No. FRA-2021-0032, Notice No. 1] Train Crew Size Safety Requirements Keywords: Rail; Safety	<u>25052(89)</u>	FRA finalizes rule requiring a minimum of two crewmembers for most rail operations, effective 06/10/24.
GAO	Report	01/10/24	Discretionary Transportation Grants: DOT Should Improve Transparency in the Infrastructure for Rebuilding America Program Keywords: Transportation Infrastructure Funding/Financing	<u>Report</u>	GAO issues report recommending USDOT update its processes for evaluating INFRA applications.
Joint Office of Energy and Transportation	Strategy	03/12/24	National Zero-Emission Freight Corridor Strategy Keywords: Freight; Emissions	<u>Strategy</u>	Joint Office of Energy and Transportation issues strategy for transitioning to zero-emission medium- and heavy-duty vehicles.
MARAD	Notice	12/03/24	Notice of Funding Opportunity for America's Marine Highway Projects Keywords: Ports, Cargo, Freight	<u>Notice</u>	MARAD awards \$4.85 million to five USMHP projects.
	NOFO	05/24/24		<u>Notice</u>	MARAD solicits FY24 applications for the United States Marine Highway Program (USMHP).
MARAD	Update	01/03/24	Request for Comments on the Approval of a New Information Collection: Building American Production Capacity for Electric Port Equipment and Other Port Infrastructure Items  Keywords: Ports	<u>Update</u>	MARAD launches survey on electric port equipment.
National Academy of Sciences	Report	09/17/24	Long Freight Trains: Ensuring Safe Operations, Mitigating Adverse Impacts Keywords: Rail; Safety	<u>Report</u>	NAS issues report examining impacts of freight trains longer than 7,500 feet.
NHTSA	Notice of a public meeting	08/23/24	NHTSA Safety Research Portfolio Public Meeting: Fall 2024 Keywords: Safety	<u>68238(89)</u>	NHTSA announces public meeting on 10/28/24-10/30/24 to discuss ongoing and future research activities.
NHTSA	Denial of petition for a defect investigation	04/01/25	[Docket No. NHTSA-2025-0022] Denial of Motor Vehicle Defect Petition, DP24-004 Keywords: Truck	14409(90)	NHTSA denies petition to investigate semi-trailer collisions resulting in significant injuries or death due to a lack of side underride guards.
NHTSA	Report	06/18/24	[Docket No. NHTSA-2022-0052] Advisory Committee on Underride Protection Keywords: Truck	Report	Advisory Committee on Underride Protection issues report with

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					recommendations to USDOT and Congress.
NHTSA	Notice of proposed rulemaking	07/06/23	[Docket No. NHTSA-2023-0023] RIN 2127-AM36 Heavy Vehicle Automatic Emergency Braking; AEB Test Devices Keywords: Truck; Safety	43174(88)	NHTSA proposes AEB system requirement for heavy-duty vehicles.
NHTSA	Advance Notice of Proposed Rulemaking	04/21/23	[Docket No. NHTSA-2023-0012] RIN 2127-AM54 Side Underride Guards Keywords: Truck; Underrides	24535(88)	NHTSA issues ANPRM to assess impacts of side underride guards installed on trailers and semitrailers.
NLRB	Notice of Appeal	05/07/24	Standard for Determining Joint Employer Status 29 CFR Part 103 RIN 3142–AA21 Keywords: Trucking	<u>Appeal</u>	NLRB appeals U.S. District Court for the Eastern District of Texas decision vacating NLRB joint employer rule.
	Decision	03/09/24		<u>Decision</u>	U.S. District Court for the Eastern District of Texas vacates NLRB joint employer rule.
	Final Rule	10/27/23		73946(88)	NLRB issues new standard for determining whether two employers are joint employers, effective 12/26/23.
NLRB	Lawsuit	06/13/23	Board Modifies Independent Contractor Standard under National Labor Relations Act Keywords: Employee Driver Mandates	<u>Decision</u>	NLRB overturns Super Shuttle precedent in decision favoring classification of opera workers as employees rather than independent contractors.
NTSB	Report	06/25/24	Sunshine Act Meeting Keywords: Rail; Safety	<u>Report</u>	NTSB issues investigative report on East Palestine, Ohio derailment.
PHMSA	Notice of proposed rulemaking; extension of comment period	01/08/25	[Docket No. PHMSA-2018-0080 (HM-265)] RIN 2137- AF41 Hazardous Materials: Advancing Safety of Highway, Rail, and Vessel Transportation Keywords: Safety	1405(90)	PHMSA extends comment period on proposal to update regulations for transporting hazardous materials to 04/28/25.
	Notice of Proposed Rulemaking	10/07/24		<u>NPRM</u>	PHMSA proposes updating regulations for transporting hazardous materials.

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PHMSA	Final Rule	06/24/24	[Docket No. PHMSA-2016-0015 (HM-263)] Hazardous Materials: FAST Act Requirements for Real-Time Train Consist Information Keywords: Rail; Safety	<u>52956(89)</u>	PHMSA finalizes rule requiring railroads to provide real-time information on rail hazmat shipments to emergency response personnel, effective 07/24/24.
TSA/DHS	Notice of Proposed Rulemaking	11/07/24	[Docket No. TSA-2022-0001] RIN 1652-AA74 Enhancing Surface Cyber Risk Management Keywords: Rail	<u>88488(89)</u>	TSA proposes to strengthen cybersecurity for rail sectors.
U.S. Supreme Court	Lawsuit	12/10/24	Seven County Infrastructure Coalition v. Eagle County, Colorado Keywords: NEPA; Permitting	<u>Lawsuit</u>	Supreme Court hears oral arguments in case to determine scope of indirect impacts considered during environmental reviews.
U.S. Supreme Court	Decision	6/28/24	Loper Bright Enterprises et al. v. Raimondo, Secretary of Commerce, et al. Keywords: Federal regulations	<u>Decision</u>	Supreme Court overturns "Chevron deference decision;" courts no longer directed to defer to federal agencies on interpretation of statutes.
USTR	Notice of action and proposed action, request for comments, and notice of public hearing	04/17/25	Docket Nos. USTR-2024-0004, USTR-2024-0005 Initiation of Section 301 Investigation: China's Acts, Policies, and Practices Targeting the Maritime, Logistics, and Shipbuilding Sectors for Dominance Keywords: Supply Chain; Maritime	<u>17114(90)</u>	USTR imposes fees on Chinese vessel operators entering U.S. ports and proposes tariffs on Chinese cargo handling equipment. Written comments due 05/19/25. Hearing on proposed actions on 05/19/25.
	Request for comments and notice of public hearing	02/27/25		<u>10843(90)</u>	USTR proposes fees on Chinese vessel operators entering U.S. ports and announces hearing and comment deadline on 03/24/25.
	Notice of Determination	01/23/25		<u>8089(90)</u>	USTR finds China's practices impacting maritime, logistics, and shipbuilding sectors unreasonable and thus actionable under Section 301 of the Trade Act.
	Notice of investigation initiation, hearing,	04/22/24		<u>29424(89)</u>	USTR initiates investigation into China's practices impacting U.S. maritime, logistics, and shipbuilding sectors.

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	and request for comments				
USTR	Notice of modification of actions	09/18/24	[Docket Numbers USTR-2018-0018 and USTR-2018-0026] Notice of Action and Request for Public Comment Concerning Proposed Determination of Action Pursuant to Section 301: China's Acts, Policies,	<u>76581(89)</u>	USTR finalizes changes to Section 301 tariffs, effective 09/27/24.
	Report	05/14/24	and Practices Related to Technology Transfer, Intellectual Property, and Innovation Keywords: Intermodal; Shipping Containers; Chassis	<u>Report</u>	USTR releases report on statutory review of Section 301 tariffs; includes recommendations and proposed modifications.
	Announcement	09/17/18		<u>Announcement</u>	USTR publishes finalized \$200 billion tariff list and announces the list will be subject to a 10 percent tariff starting 09/14/18, Chassis produced in China are subject to the duty.