



2 February 2022

(22-0802)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1.	Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2.	Agency responsible: Office of Energy Efficiency and Renewable Energy (OEERE), Department of Energy (DOE) [1859] Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov
3.	Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [X], 5.7.1 [], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Dehumidifying direct-expansion dedicated outdoor air systems; Quality (ICS 03.120), Environmental protection (ICS 13.020), Installations in buildings (ICS 91.140)
5.	Title, number of pages and language(s) of the notified document: Energy Conservation Program: Energy Conservation Standards for Dehumidifying Direct-Expansion Dedicated Outdoor Air Systems (31 page(s), in English)
6.	Description of content: Notice of proposed rulemaking and request for comment - In this notice of proposed rulemaking (NOPR), DOE proposes to establish new energy conservation standards for dehumidifying direct-expansion dedicated outdoor air systems (DX-DOASes) that are of equivalent stringency as the minimum levels specified in the amended American Society of Heating, Refrigerating and Air-Conditioning Engineers ("ASHRAE") Standard 90.1 "Energy Standard for Buildings Except Low-Rise Residential Buildings" ("ASHRAE Standard 90.1") when tested pursuant to the most recent applicable industry standard for this equipment. DOE has preliminarily determined that it lacks clear and convincing evidence to adopt standards more stringent than the levels specified in ASHRAE Standard 90.1. DOE also announces a public meeting via webinar to receive comment on these proposed standards and associated analyses and results.
7.	Objective and rationale, including the nature of urgent problems where applicable: Protection of the environment; Quality requirements

8.	<p>Relevant documents: 87 Federal Register (FR) 5560, 1 February 2022; Title 10 Code of Federal Regulations (CFR) Parts 429 and 431:</p> <p>https://www.govinfo.gov/content/pkg/FR-2022-02-01/html/2022-01375.htm https://www.govinfo.gov/content/pkg/FR-2022-02-01/pdf/2022-01375.pdf</p> <p>This notice of proposed rulemaking and request for comment is identified by Docket Number EERE-2017-BT-STD-0017. The Docket Folder is available from Regulations.gov at https://www.regulations.gov/docket/EERE-2017-BT-STD-0017/document and provides access to primary and supporting documents as well as comments received. Documents are also accessible from Regulations.gov by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the USA TBT Enquiry Point by or before 4pm Eastern Time on 4 April 2022. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with the regulator and will also be submitted to the Docket on Regulations.gov if received within the comment period.</p> <p>DOE will hold a public meeting via webinar on Monday, 28 February 2022, from 1:00 p.m. to 4:00 p.m. EST. See section VIII, "Public Participation," for webinar registration information, participant instructions and information about the capabilities available to webinar participants.</p> <p>G/TBT/N/USA/1747 and G/TBT/N/USA/1747/Add.1 - Energy Conservation Program: Test Procedure for Dehumidifying Direct Expansion-Dedicated Outdoor Air Systems identified by Docket Number EERE-2017-BT-TP-0018.</p>
9.	<p>Proposed date of adoption: To be determined</p> <p>Proposed date of entry into force: To be determined</p>
10.	<p>Final date for comments: 4 April 2022</p>
11.	<p>Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p>https://members.wto.org/crnattachments/2022/TBT/USA/22_1299_00_e.pdf</p>