NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** United States of America  **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) [1869]  **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](mailto: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):** Commercial warm air furnaces; Furnace burners for liquid fuel, for pulverized solid fuel or for gas; mechanical stokers, incl. their mechanical grates, mechanical ash dischargers and similar appliances; parts thereof (HS 8416); Quality (ICS 03.120), Environmental protection (ICS 13.020), Test conditions and procedures in general (ICS 19.020), Industrial furnaces (ICS 25.180) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Energy Conservation Program: Test Procedure for Commercial Warm Air Furnaces (26 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking and announcement of public meeting - The U.S. Department of Energy ("DOE") proposes to amend the test procedures for commercial warm air furnaces ("CWAFs") to incorporate the latest versions of the industry standards that are currently incorporated by reference. DOE also proposes to establish a new metric, Thermal Efficiency Two ("TE2"), and corresponding test procedure. Use of the newly proposed test procedure would become mandatory at such time as compliance with amended energy conservation standards based on TE2 is required, should DOE adopt such standards. DOE also proposes additional specifications for CWAFs with multiple vent hoods or small-diameter vent hoods. DOE is seeking comment from interested parties on the proposal. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Prevention of deceptive practices and consumer protection; Protection of the environment; Quality requirements |
| **8.** | **Relevant documents:**  87 Federal Register (FR) 10726, 25 February 2022; Title 10 Code of Federal Regulations (CFR) Part 431: <https://www.govinfo.gov/content/pkg/FR-2022-02-25/html/2022-03484.htm> <https://www.govinfo.gov/content/pkg/FR-2022-02-25/pdf/2022-03484.pdf>  This notice of proposed rulemaking and announcement of public meeting is identified by Docket Number EERE-2019-BT-TP-0041. The Docket Folder is available from Regulations.gov at <https://www.regulations.gov/docket/EERE-2019-BT-TP-0041/document> and provides access to primary documents as well as comments received. Documents are also accessible from [Regulations.gov](http://www.regulations.gov/) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](mailto:usatbtep@nist.gov) by or before [4pm](http://time-time.net/times/time-zones/usa-canada/current-eastern-time-est.php) [Eastern Time](https://24timezones.com/time-zone/et) on 26 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](https://www.regulations.gov/docket/EERE-2019-BT-TP-0041/document) on Regulations.gov if received within the comment period.  Department of Energy will hold a webinar on Tuesday, 29 March 2022, from 1:00 p.m. to 5:00 p.m. [Eastern Time](https://24timezones.com/time-zone/et). See section V, "Public Participation," for webinar registration information, participant instructions, and information about the capabilities available to webinar participants. If no participants register for the webinar, it will be cancelled.  [G/TBT/N/USA/963 and subsequent addenda](http://tbtims.wto.org/en/Notifications/Search?ProductsCoveredHSCodes=&ProductsCoveredICSCodes=&DoSearch=True&ExpandSearchMoreFields=False&NotifyingMember=&DocumentSymbol=usa%2F963&DistributionDateFrom=&DistributionDateTo=&SearchTerm=&ProductsCovered=&DescriptionOfContent=&CommentPeriod=&FinalDateForCommentsFrom=&FinalDateForCommentsTo=&ProposedDateOfAdoptionFrom=&ProposedDateOfAdoptionTo=&ProposedDateOfEntryIntoForceFrom=&ProposedDateOfEntryIntoForceTo=&ReasonForAddendum=) - Energy Conservation Program for Certain Industrial Equipment: Energy Conservation Standards for Commercial Warm Air Furnaces identified by Docket Number [EERE-2013-BT-STD-0021](https://www.regulations.gov/docket/EERE-2013-BT-STD-0021/document). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 26 April 2022 |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  <https://members.wto.org/crnattachments/2022/TBT/USA/22_1847_00_e.pdf> |