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) [1747]  **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 [****],** **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):** Direct heating equipment (unvented heaters); Environmental protection (ICS 13.020), Test conditions and procedures in general (ICS 19.020), Domestic electrical appliances in general (ICS 97.030), Domestic, commercial and industrial heating appliances (ICS 97.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Energy Conservation Program: Test Procedure for Direct Heating Equipment (23 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking and request for comment - The U.S. Department of Energy (DOE) proposes to amend the test procedure for direct heating equipment (DHE) to incorporate by reference the most recent versions of the industry consensus test standards currently referenced in the Federal test procedure. DOE also proposes to update definitions regarding unvented heaters, account for multiple operational modes, specify the allowable measurement error for oil pressure, specify the use of manufacturer values for gas supply pressure in certain circumstances, reduce the number of thermocouples required in the thermocouple grid for models with small flues, and clarify instructions for calculations regarding condensate mass measurements. DOE welcomes written comment from the public on any subject within the scope of this document (including topics not raised in this proposal), as well as submission of data and other relevant information. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment |
| **8.** | **Relevant documents:**  86 Federal Register (FR) 20053, 16 April 2021; Title 10 Code of Federal Regulations (CFR) Part 430: [<https://www.govinfo.gov/content/pkg/FR-2021-04-16/html/2021-07137.htm>](https://www.govinfo.gov/content/pkg/FR-2021-04-16/html/2021-07137.htm) <https://www.govinfo.gov/content/pkg/FR-2021-04-16/pdf/2021-07137.pdf>  This notice of proposed rulemaking and request for comment is identified by Docket Number EERE-2019-BT-TP-0003. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EERE-2019-BT-TP-0003/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). 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-2021-BT-STD-0003/document) on Regulations.gov if received within the comment period.  Notification of proposed determination and request for comment on the Energy Conservation Program: Energy Conservation Standards for Direct Heating Equipment published 1 December 2020, [G/TBT/N/USA/1674](http://tbtims.wto.org/en/Notifications/Search?ProductsCoveredHSCodes=&ProductsCoveredICSCodes=&DoSearch=True&ExpandSearchMoreFields=False&NotifyingMember=United+States+of+America&DocumentSymbol=1674&DistributionDateFrom=&DistributionDateTo=&SearchTerm=&ProductsCovered=&DescriptionOfContent=&CommentPeriod=&FinalDateForCommentsFrom=&FinalDateForCommentsTo=&ProposedDateOfAdoptionFrom=&ProposedDateOfAdoptionTo=&ProposedDateOfEntryIntoForceFrom=&ProposedDateOfEntryIntoForceTo=&ReasonForAddendum=). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 30 June 2021 |
| **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/2021/TBT/USA/21_2802_00_e.pdf> |