

Rules and Regulations

Federal Register

Vol. 89, No. 247

Thursday, December 26, 2024

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents.

OFFICE OF THE FEDERAL REGISTER

5 CFR Chapter XL

Interstate Commerce Commission Regulations; Removal of Chapter

Editorial Note: Under section 101 of Public Law 104–88, the Interstate Commerce Commission was abolished on Dec. 29, 1995, effective January 1, 1996.

The Director of the Office of the Federal Register, pursuant to his authority to maintain an orderly system of codification under 44 U.S.C. 1510 and 1 CFR 8.2, hereby removes from the Code of Federal Regulations, Chapter XL of Title 5, consisting of Parts 5000 to 5099, containing supplemental standards of ethical conduct for the employees of the Interstate Commerce Commission.

■ Accordingly, Chapter XL of Title 5 of the Code of Federal Regulations is hereby removed as of December 26, 2024.

[FR Doc. 2024–31079 Filed 12–23–24; 8:45 am]

BILLING CODE 0099–10–P

DEPARTMENT OF ENERGY

10 CFR Part 431

[EERE–2024–BT–DET–0012]

RIN 1904–AE57

Energy Conservation Program: Commercial Warm Air Furnaces; Notification of Tentative Determination and Request for Comment

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Notification of tentative determination and request for comment.

SUMMARY: On June 2, 2023, the U.S. Department of Energy (“DOE” or the “Department”) published a test procedure final rule which established test procedures for commercial warm air

furnaces (“CWAFFs”). The Air-Conditioning, Heating, and Refrigeration Institute (“AHRI”) filed a petition for review of the final rule in the United States Court of Appeals for the Fourth Circuit on August 1, 2023. In a February 6, 2024, order, the Fourth Circuit granted a voluntary remand of the final rule to the Department of Energy (“DOE”) to determine whether establishment of the test procedure for the thermal efficiency two (“TE2”) metric is supported by the specific provisions applicable to CWAFFs under the Energy Policy and Conservation Act (“EPCA”). More specifically, DOE agreed in this voluntary remand to only establish the TE2 test procedure if the Department makes a determination that the TE2 test procedure is consistent with the amended industry test procedure, or a determination, supported by clear and convincing evidence, that the amended industry test procedure fails to satisfy the statutory requirements. This document provides DOE’s tentative determination that the amended industry test procedure fails to satisfy EPCA’s statutory requirements and requests comment on this topic.

DATES: DOE will accept comments, data, and information regarding this document no later than January 8, 2025. See section V, “Public Participation,” for details.

ADDRESSES: Interested persons are encouraged to submit comments using the Federal eRulemaking Portal at www.regulations.gov under docket number EERE–2024–BT–DET–0012. Follow the instructions for submitting comments. Alternatively, interested persons may submit comments, identified by docket number EERE–2024–BT–DET–0012, by any of the following methods:

(1) *Email:*

FurnacesDet2024DET0012@ee.doe.gov. Include the docket number EERE–2024–BT–DET–0012 in the subject line of the message.

(2) *Postal Mail and Hand Delivery/Courier:* Appliance and Equipment Standards Program, U.S. Department of Energy, Building Technologies Office, Mailstop EE–5B, 1000 Independence Avenue SW, Washington, DC 20585–0121. Telephone: (202) 287–1445. If possible, please submit all items on a compact disc (“CD”), in which case it is not necessary to include printed copies.

No telefacsimiles (“faxes”) will be accepted. For detailed instructions on submitting comments and additional information on this process, see section V of this document.

Docket: The docket for this activity, which includes **Federal Register** notices, public meeting attendee lists and transcripts (if a public meeting is held), comments, and other supporting documents/materials, is available for review at www.regulations.gov. All documents in the docket are listed in the www.regulations.gov index. However, not all documents listed in the index may be publicly available, such as information that is exempt from public disclosure.

The docket web page can be found at www.regulations.gov/docket/EERE-2024-BT-DET-0012. The docket web page contains instructions on how to access all documents, including public comments, in the docket. See section V for information on how to submit comments through www.regulations.gov.

FOR FURTHER INFORMATION CONTACT: Ms. Julia Hegarty, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Office, EE–5B, 1000 Independence Avenue SW, Washington, DC 20585–0121. Telephone: (240) 597–6737. Email: ApplianceStandardsQuestions@ee.doe.gov.

Mr. Pete Cochran, U.S. Department of Energy, Office of the General Counsel, GC–33, 1000 Independence Avenue SW, Washington, DC 20585–0121. Telephone: (240) 961–1189. Email: Peter.Cochran@hq.doe.gov.

For further information on how to submit a comment or review other public comments and the docket, contact the Appliance and Equipment Standards Program staff at (202) 287–1445 or by email: ApplianceStandardsQuestions@ee.doe.gov.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction
 - A. Authority
 - B. Energy Conservation Standards Rulemaking Process Under EPCA
 - C. Background
- II. Discussion
 - A. ASHRAE Trigger
 - B. Appendix B Test Procedure for TE2