

TABLE 1—LIST OF COMMENTERS IN RESPONSE TO THE FEBRUARY 2025 DELAY OF EFFECTIVE DATE—Continued

Commenter(s)	Abbreviation	Comment No.	Commenter type
Northwest Energy Efficiency Alliance	NEEA	49	Advocacy Organization.
Rheem Manufacturing Company	Rheem	53	Manufacturer.
Trane Technologies	Trane	58	Manufacturer.

A parenthetical reference at the end of a comment quotation or paraphrase provides the location of the item in the public record.¹

Several commenters, including CAC/HP manufacturers, stated that DOE should not delay the effective date of test procedure.² Specifically, these commenters note that the test procedures incorporate latest industry standards, which were developed by a broad group of stakeholders. Additionally, these commenters assert that the test procedure is reasonable designed to measure energy efficiency without being unduly burdensome to conduct.

However, other commenters, also including CAC/HP manufacturers, supported delaying the effective date of the test procedure or delaying in the enforcement of a specific aspect of the test procedure, the controls verification procedure (CVP). These commenters note that the CVP is new and that manufacturers need additional time to determine whether the tests are accurate and repeatable, as well as not unduly burdensome to conduct. (JCI, Doc. No. 52 at 1–2; Bosch, Doc. No. 51 at 2; LG, Doc. No. 54 at 1) AHRI, the organization behind the industry standard that introduced the CVP, recommends DOE to defer the effective date of the CVP enforcement provisions until after finalized tolerances have been supported by test data. (AHRI, Doc. No. 48 at 2) AHRI reports that it is currently analyzing CVP test data collected by third-party test laboratories and will work to collect additional data during the 2025 certification year. AHRI and others recommend that DOE defer enforcing the CVP provisions until after this analysis is complete (estimated to be July 2026). (*Id.*; Bosch, Doc. No. 51 at 2; Daikin, Doc. No. 57 at 3; Rheem, Doc. No. 53 at 2) In the alternative,

¹ The parenthetical reference provides a reference for information located in the docket of DOE’s rulemaking to develop test procedures for CAC/HPs. (Docket No. EERE–2022–BT–TP–0028, which is maintained at: www.regulations.gov) The references are arranged as follows: (commenter name, comment docket ID number at page of that document).

² CA IOUs, Doc. No. 56 at 2; Carrier, Doc. No. 45 at 1–2; Joint Advocates, Doc. No. 55 at 1; Lennox, Doc. No. 46 at 1; NEEA, Doc. No. 49 at 1, 6; Trane, Doc. No. 58 at 2.

commenters suggested that DOE exercise enforcement discretion to delay the CVP enforcement provisions. (Daikin, Doc No. 57 at 2; GE, Doc. No. 50 at 3)

In addition to concerns related to the consistency and repeatability of the CVP test, commenters also expressed concern related to the potential regulatory burden. Specifically, Daikin stated that, after it tested several models, it determined that CVP will require re-design of some existing products. (Daikin, Doc No. 57. at 4) Daikin also asserted that the cost of conducting CVP tests is a heavy burden on manufacturers. (*Id.*; see JCI, Doc. No. 52 at 2; Mitsubishi, Doc. No. 47 at 2)

On March 20, 2025, DOE noted that it was in the process of reviewing these comments and, as such, and consistent with the Presidential memorandum of January 20, 2025, DOE further delayed the effective date of this rule another 60 days to May 20, 2025. 90 FR 13052 (Mar. 20, 2025). DOE continues to review comments related to the accuracy and burden of the test procedure. As such, and consistent with the Presidential memorandum of January 20, 2025, DOE further delays the effective date of this rule until July 7, 2025.

To the extent that 5 U.S.C. 553 applies to this action, it is exempt from notice and comment because it constitutes a rule of procedure under 5 U.S.C. 553(b)(A) and for which no notice of hearing is required by statute. Further, the delay of the effective date to July 7, 2025, does not affect the compliance date for this rule, which remains July 7, 2025. As such, this action is not a “substantive rule” for which a 30-day delay in effective date is required under 5 U.S.C. 553(d).

Signing Authority

This document of the Department of Energy was signed on May 15, 2025, by Louis Hrkman, Principal Deputy Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal

Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on May 15, 2025.

Treena V. Garrett,
Federal Register Liaison Officer, U.S. Department of Energy.
[FR Doc. 2025–09064 Filed 5–19–25; 8:45 am]

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DEPARTMENT OF ENERGY

10 CFR Part 430

[EERE–2017–BT–STD–0019]

RIN 1904–AF65

Energy Conservation Program: Energy Conservation Standards for Consumer Gas-Fired Instantaneous Water Heaters

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

ACTION: Final rule; withdrawal.

SUMMARY: Pursuant to the Congressional Review Act, this document withdraws a disapproved final rule that was published in the **Federal Register** on December 26, 2024. The final rule would have established amended energy conservation standards for gas-fired instantaneous water heaters.

DATES: As of May 20, 2025, the final rule on energy conservation standards for gas-fired instantaneous water heaters, published in the **Federal Register** on December 26, 2024, at 89 FR 105188, and delayed at 90 FR 13054 (Mar. 20, 2025), is withdrawn.

FOR FURTHER INFORMATION CONTACT:
Appliance Standards Program, 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. Email: ApplianceStandardsQuestions@ee.doe.gov.

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

SUPPLEMENTARY INFORMATION: On December 26, 2024, the U.S. Department of Energy published in the **Federal Register** a final rule (“December 2024 Final Rule”) prescribing amended energy conservation standards for gas-fired instantaneous water heaters. 89 FR 105188. The effective date of the December 2024 Final Rule is May 20, 2025. 90 FR 13054 (Mar. 20, 2025).

On May 9, 2025, President Trump signed into law a joint resolution of disapproval of the December 2024 Final Rule. *See* 5 U.S.C. 801. In accordance with the Congressional Review Act, the December 2024 Final Rule shall have no force or effect. *See* 5 U.S.C. 802(a). As a result, DOE withdraws the December 2024 Final Rule and provides notice that the amended energy conservation standards for gas-fired instantaneous water heaters prescribed in the December 2024 Final Rule shall have no force or effect.

To the extent that 5 U.S.C. 553 applies to this action, DOE finds that notice and comment is unnecessary because DOE is withdrawing a final rule that has been disapproved under the Congressional Review Act. Further, as this withdrawal is providing notice that the December 2024 Final Rule has no force or effect, DOE finds good cause to waive the 30-day delay in effective date under 5 U.S.C. 553(d).

Approval of the Office of the Secretary

The Secretary of Energy has approved publication of this final rule; withdrawal.

List of Subjects in 10 CFR Part 430

Administrative practice and procedure, Confidential business information, Energy conservation, Household appliances, Imports, Intergovernmental relations, Reporting and recordkeeping requirements, Small businesses.

Signing Authority

This document of the Department of Energy was signed on May 15, 2025, by Louis Hrkman, Principal Deputy Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal

Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on May 15, 2025.

Treena V. Garrett,

Federal Register Liaison Officer, U.S. Department of Energy.

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DEPARTMENT OF ENERGY

10 CFR Part 431

[EERE–2017–BT–STD–0009]

RIN 1904–AD79

Energy Conservation Program: Energy Conservation Standards for Walk-In Coolers and Walk-In Freezers

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

ACTION: Final rule; withdrawal.

SUMMARY: Pursuant to the Congressional Review Act, this document withdraws a disapproved final rule that was published in the **Federal Register** on December 23, 2024. The final rule would have established amended energy conservation standards for walk-in coolers and walk-in freezers.

DATES: As of May 20, 2025, the final rule on energy conservation standards for walk-in coolers and walk-in freezers, published in the **Federal Register** on December 23, 2024, at 89 FR 104616, and delayed at 90 FR 13054 (Mar. 20, 2025), is withdrawn.

FOR FURTHER INFORMATION CONTACT:

Appliance Standards Program, 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. Email: ApplianceStandardsQuestions@ee.doe.gov.

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

SUPPLEMENTARY INFORMATION: On December 23, 2024, the U.S. Department of Energy published in the **Federal Register** a final rule (“December 2024 Final Rule”) prescribing amended

energy conservation standards for walk-in coolers and walk-in freezers, referred to collectively as “walk-ins”. 89 FR 104616. The effective date of the December 2024 Final Rule is May 20, 2025. 90 FR 13054 (Mar. 20, 2025).

On May 9, 2025, President Trump signed into law a joint resolution of disapproval of the December 2024 Final Rule. *See* 5 U.S.C. 801. In accordance with the Congressional Review Act, the December 2024 Final Rule shall have no force or effect. (5 U.S.C. 802(a)) As a result, DOE withdraws the December 2024 Final Rule and provides notice that the amended energy conservation standards for walk-in coolers and walk-in freezers prescribed in the December 2024 Final Rule shall have no force or effect.

To the extent that 5 U.S.C. 553 applies to this action, DOE finds that notice and comment is unnecessary because DOE is withdrawing a final rule that has been disapproved under the Congressional Review Act. Further, as this withdrawal is providing notice that the December 2024 Final Rule has no force or effect, DOE finds good cause to waive the 30-day delay in effective date under 5 U.S.C. 553(d).

Approval of the Office of the Secretary

The Secretary of Energy has approved publication of this final rule; withdrawal.

List of Subjects in 10 CFR Part 431

Administrative practice and procedure, Confidential business information, Energy conservation, Household appliances, Imports, Intergovernmental relations, Reporting and recordkeeping requirements, Small businesses.

Signing Authority

This document of the Department of Energy was signed on May 15, 2025, by Louis Hrkman, Principal Deputy Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.