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) [1863]  **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):** Computer room air conditioners (CRACs); Quality (ICS 03.120), Environmental protection (ICS 13.020), Test conditions and procedures in general (ICS 19.020), Ventilators. Fans. Air-conditioners (ICS 23.120) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Energy Conservation Program: Test Procedure for Computer Room Air Conditioners (34 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking and request for comment - The U.S. Department of Energy (DOE or the Department) proposes to amend its test procedure for computer room air conditioners (CRACs) to incorporate by reference the latest draft version of the relevant industry consensus test standard. DOE also proposes to adopt the net sensible coefficient of performance (NSenCOP) metric in its test procedures for CRACs. Additionally, DOE proposes to amend certain provisions for representations and enforcement. DOE welcomes written comments from the public on any subject within the scope of this document (including topics not raised in this proposal), as well as the submission of data and other relevant information. |
| **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) 6948, 7 February 2022; Title 10 Code of Federal Regulations (CFR) Parts 429 and 431: <https://www.govinfo.gov/content/pkg/FR-2022-02-07/html/2022-02279.htm> <https://www.govinfo.gov/content/pkg/FR-2022-02-07/pdf/2022-02279.pdf>  This notice of proposed rulemaking and request for comment is identified by Docket Number EERE-2021-BT-TP-0017. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EERE-2021-BT-DET-0034/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](https://time.is/EST) [Eastern Time](https://www.timeanddate.com/worldclock/) on 8 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-2021-BT-TP-0017/document) on Regulations.gov if received within the comment period.  [G/TBT/N/USA/1659](https://docs.wto.org/imrd/directdoc.asp?DDFDocuments/t/G/TBTN20/USA1659.DOCX) - Energy Conservation Program: Energy Conservation Standards for Computer Room Air Conditioners and Air-Cooled, Three-Phase, Small Commercial Package Air Conditioning and Heating Equipment With a Cooling Capacity of Less Than 65,000 Btu/h; [Notification of data availability and request for information](https://www.govinfo.gov/content/pkg/FR-2020-09-25/html/2020-18778.htm) published 25 September 2020 identified by [EERE-2020-BT-STD-0008](https://www.regulations.gov/docket/EERE-2020-BT-STD-0008/document). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 8 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_1463_00_e.pdf> |