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) [1943]  **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 [****], 3.2 [****], 7.2 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Water-source heat pumps; Refrigerators, freezers and other refrigerating or freezing equipment, electric or other; heat pumps other than air conditioning machines of heading 84.15. (HS code(s): 8418); Quality (ICS code(s): 03.120); Environmental protection (ICS code(s): 13.020); Test conditions and procedures in general (ICS code(s): 19.020); Heat pumps (ICS code(s): 27.080) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Energy Conservation Program: Test Procedure for Water-Source Heat Pumps; (58 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 its test procedures for water-source heat pumps, with the main changes being ones to expand the scope of applicability of the test procedure, reference different industry standards than currently referenced, change to a seasonal cooling efficiency metric, and change the test conditions used for the heating metric. DOE has tentatively determined that the amended test procedure would produce results that are more representative of an average use cycle and more consistent with current industry practice without being unduly burdensome to conduct. DOE seeks comment from interested parties on this 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; Harmonization |
| **8.** | **Relevant documents:**  87 Federal Register (FR) 53302, 30 August 2022; Title 10 Code of Federal Regulations (CFR) Parts 429 and 431:  <https://www.govinfo.gov/content/pkg/FR-2022-08-30/html/2022-17075.htm>  <https://www.govinfo.gov/content/pkg/FR-2022-08-30/pdf/2022-17075.pdf>  The Department of Energy will hold a public meeting via webinar on Wednesday, 14 September 2022, from [1:00 p.m. to 3:00 p.m.](http://time-time.net/times/time-zones/usa-canada/current-eastern-time-est.php) [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.  This notice of proposed rulemaking and request for comment is identified by Docket Number EERE-2017-BT-TP-0029. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EERE-2017-BT-TP-0029/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 [Eastern Time](https://www.timeanddate.com/worldclock/) on 31 October 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-2017-BT-TP-0029/document) on Regulations.gov if received within the comment period.  [G/TBT/N/USA/676/Add.2](https://docs.wto.org/imrd/directdoc.asp?DDFDocuments/t/G/Tbtn12/USA676A2.doc) - Energy Conservation Program for Certain Industrial Equipment: Energy Conservation Standards and Test Procedures for Commercial Heating, Air-Conditioning, and Water-Heating Equipment; Final Rule identified by Docket Number [EERE-2011-BT-STD-0029](https://www.regulations.gov/docket/EERE-2011-BT-STD-0029/document).  [Energy Conservation Program: Test Procedure for Water-Source Heat Pumps; Request for Information](https://www.govinfo.gov/content/pkg/FR-2018-06-22/html/2018-13430.htm) published 22 June 2018 and identified by Docket Number [EERE-2017-BT-TP-0029](https://www.regulations.gov/docket/EERE-2017-BT-TP-0029/document). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 31 October 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_5890_00_e.pdf> |