

**DEPARTMENT OF ENERGY**

**10 CFR Chs. II, III, and X**

**48 CFR Ch. 9**

**Semiannual Regulatory Agenda**

**AGENCY:** Department of Energy.

**ACTION:** Notice of semiannual regulatory agenda.

**SUMMARY:** The Department of Energy (DOE) has prepared and is making available its portion of the semiannual Unified Agenda of Federal Regulatory and Deregulatory Actions (Agenda), including its Regulatory Plan (Plan), pursuant to Executive Order 12866 “Regulatory Planning and Review,” and the Regulatory Flexibility Act.

**SUPPLEMENTARY INFORMATION:** The Agenda is a Governmentwide compilation of upcoming and ongoing regulatory activity, including a brief

description of each rulemaking and a timetable for action. The Agenda also includes a list of regulatory actions completed since publication of the last Agenda. The Department of Energy’s portion of the Agenda includes regulatory actions called for by the Energy Policy Act of 2005, the Energy Independence and Security Act of 2007, and programmatic needs of DOE offices.

The Internet is the basic means for disseminating the Agenda and providing users the ability to obtain information from the Agenda database. DOE’s entire fall 2011 Agenda can be accessed online by going to: *www.reginfo.gov*. Agenda entries reflect the status of activities as of approximately November 30, 2011.

Publication in the **Federal Register** is mandated by the Regulatory Flexibility Act (5 U.S.C. 602) only for Agenda entries that require either a regulatory flexibility analysis or periodic review under section 610 of that Act. DOE’s

regulatory flexibility agenda is made up of six rulemakings setting energy efficiency standards for the following products:

- Fluorescent lamp ballasts
- Battery chargers and external power supplies
- Walk-in coolers and freezers
- Residential clothes washers
- Residential furnace, central air conditioners and heat pumps
- ER, BR and small-diameter incandescent reflector lamps

The Plan appears in both the online Agenda and the **Federal Register** and includes the most important of DOE’s significant regulatory actions and a Statement of Regulatory and Deregulatory Priorities.

Issued in Washington, DC, on September 22, 2011.

**Sean Lev,**  
*Acting General Counsel.*

**ENERGY EFFICIENCY AND RENEWABLE ENERGY—PROPOSED RULE STAGE**

Sequence No.	Title	Regulation Identifier No.
315 .....	Energy Efficiency Standards for Battery Chargers and External Power Supplies ( <b>Reg Plan Seq No. 27</b> ) ...	1904–AB57
316 .....	Energy Conservation Standards for Walk-In Coolers and Walk-In Freezers ( <b>Reg Plan Seq No. 28</b> ) .....	1904–AB86
317 .....	Energy Conservation Standards for ER, BR, and Small Diameter Incandescent Reflector Lamps ( <b>Reg Plan Seq No. 30</b> ).	1904–AC15

References in boldface appear in The Regulatory Plan in part II of this issue of the **Federal Register**.

**ENERGY EFFICIENCY AND RENEWABLE ENERGY—FINAL RULE STAGE**

Sequence No.	Title	Regulation Identifier No.
318 .....	Energy Efficiency Standards for Fluorescent Lamp Ballasts ( <b>Reg Plan Seq No. 31</b> ) .....	1904–AB50
319 .....	Energy Conservation Standards for Residential Clothes Washers .....	1904–AB90

References in boldface appear in The Regulatory Plan in part II of this issue of the **Federal Register**.

**ENERGY EFFICIENCY AND RENEWABLE ENERGY—COMPLETED ACTIONS**

Sequence No.	Title	Regulation Identifier No.
320 .....	Energy Efficiency Standards for Residential Furnace, Central Air Conditioners and Heat Pumps .....	1904–AC06

**DEPARTMENT OF ENERGY (DOE)**

*Energy Efficiency and Renewable Energy (EE)*

Proposed Rule Stage

**315. Energy Efficiency Standards for Battery Chargers and External Power Supplies**

*Regulatory Plan:* This entry is Seq. No. 27 in part II of this issue of the **Federal Register**.

*RIN:* 1904–AB57

**316. Energy Conservation Standards for Walk-In Coolers and Walk-In Freezers**

*Regulatory Plan:* This entry is Seq. No. 28 in part II of this issue of the **Federal Register**.

*RIN:* 1904–AB86

**317. Energy Conservation Standards for ER, BR, and Small Diameter Incandescent Reflector Lamps**

*Regulatory Plan:* This entry is Seq. No. 30 in part II of this issue of the **Federal Register**.

*RIN:* 1904–AC15

**DEPARTMENT OF ENERGY (DOE)**

*Energy Efficiency and Renewable Energy (EE)*

Final Rule Stage

**318. Energy Efficiency Standards for Fluorescent Lamp Ballasts**

*Regulatory Plan:* This entry is Seq. No. 31 in part II of this issue of the **Federal Register**.

*RIN:* 1904–AB50

**319. Energy Conservation Standards for Residential Clothes Washers**

*Legal Authority:* 42 U.S.C. 6295(g)(9)

*Abstract:* This rulemaking will implement a provision in the Energy Independence and Security Act of 2007 that amended the Energy Policy and Conservation Act to require the Secretary of Energy to publish by December 31, 2011, a final rule determining whether amended energy conservation standards should apply to clothes washers manufactured on or after January 1, 2015.

*Timetable:*

Action	Date	FR Cite
Notice: Public Meeting, Framework Document Availability.	08/28/09	74 FR 44306
Comment Period End.	09/20/09	
Direct Final Rule	12/00/11	

*Regulatory Flexibility Analysis Required:* Yes.

*Agency Contact:* Stephen Witkowski, Office of Building Technologies Program, EE-2J, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585.

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RIN: 1904-AB90

**DEPARTMENT OF ENERGY (DOE)**

*Energy Efficiency and Renewable Energy (EE)*

Completed Actions

**320. Energy Efficiency Standards for Residential Furnace, Central Air Conditioners and Heat Pumps**

*Legal Authority:* 42 U.S.C. 6295(f); 42 U.S.C. 6295(d)

*Abstract:* DOE published an energy conservation standard final rule for residential furnaces and boilers in the **Federal Register** on November 19, 2007 (72 FR 65136). Petitioners challenged this final rule on several grounds. DOE filed a motion for voluntary remand to allow the agency to consider: (1) The application of regional standards in addition to national standards for furnaces, authorized by Energy Independence and Security Act of 2007 (enacted Dec. 19, 2007) and (2) the effect of alternative standards on natural gas prices. This motion for voluntary remand was granted on April 21, 2009. DOE initiated this rulemaking to consider amended energy conservation standards for residential furnaces. In

this rulemaking DOE is also reviewing and updating energy efficiency standards, as required by the Energy Policy and Conservation Act, to reflect technological advances. All amended standards must be technologically feasible and economically justified. This is the second review of the statutory standards for residential central air conditioners and air conditioning heat pumps.

*Completed:*

Reason	Date	FR Cite
NPRM .....	06/27/11	76 FR 37549
Direct Final Rule	06/27/11	76 FR 37408
Direct Final Rule Comment Period End.	10/17/11	
Direct Final Rule Effective.	10/25/11	
Final Action .....	10/31/11	76 FR 67037

*Regulatory Flexibility Analysis Required:* Yes.

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 Wes Anderson, *Phone:* 202 586-7335, *Email:* wes.anderson@ee.doe.gov.  
 RIN: 1904-AC06

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Part VIII

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