

- c. Revise redesignated paragraph (f)(2)(i).
- d. Revise redesignated paragraph (f)(3)(i).
- e. Revise redesignated paragraph (m).  
The revisions and additions read as follows.

**§ 278.6. Disqualification of retail food stores and wholesale food concerns, and imposition of civil money penalties in lieu of disqualifications.**

\* \* \* \* \*

(b) *Suspension of benefit payments.* FNS may have State benefit providers suspend the payment of unsettled Program benefits to a suspected firm pending administrative action to disqualify the firm. This shall apply to those firms that are suspected by FNS, in consultation with the Department's Office of the Inspector General, to have committed flagrant violations of the Food and Nutrition Act of 2008, as amended, or this Part.

(1) Suspension of benefits under this paragraph will remain in effect during the entire sanction process, including during the administrative or judicial review process.

(2) Any firm that has had its unsettled payments suspended under this paragraph shall forfeit those funds if a final determination is made to permanently disqualify the firm. Conversely, the funds shall be released to the firm if a permanent disqualification is not upheld.

(3) FNS shall not be liable for paying either any interest for unsettled payments suspended under this paragraph or compensation for any lost sales due to the authorization being suspended under this paragraph.

(c) \* \* \* (1) \* \* \* The FNS regional office shall send any firm considered for disqualification, or imposition of a civil money penalty under paragraph (a) of this section, or a fine as specified under paragraph (l) or (m) of this section, a letter of charges before making a final administrative determination. \* \* \*

\* \* \* \* \*

(f) \* \* \*

(2) \* \* \*

(i) It is the firm's practice to sell expensive or conspicuous nonfood items, cartons of cigarettes, or alcoholic beverages in exchange for SNAP benefits. It is considered the firm's practice when, based on investigative evidence, the exchanges of these ineligible items for SNAP benefits involved two or more clerks.

\* \* \* \* \*

(3) \* \* \*

(i) It is the firm's practice to commit violations such as the sale of common nonfood items in amounts normally

found in a shopping basket, and the firm was previously advised of the possibility that violations were occurring and of the possible consequences of violating the regulations. It is considered the firm's practice when, based on investigative evidence, the exchanges of any ineligible items for SNAP benefits involved two or more clerks.

\* \* \* \* \*

(m) *Fines for allowing the use of POS equipment by an unauthorized user.*

Any firm that allows either a new owner or any other unauthorized user to utilize its POS equipment to conduct SNAP transactions is subject to the same fine that may be assessed against the unauthorized third party that conducts the transactions. The amount of this fine is specified in § 278.6(n).

\* \* \* \* \*

Dated: February 14, 2013.

**Audrey Rowe,**

*Administrator, Food and Nutrition Service.*

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**BILLING CODE 3410-30-P**

## DEPARTMENT OF ENERGY

### 10 CFR Part 430

[Docket No. EERE-2013-BT-STD-0006]

RIN 1904-AC55

#### Energy Efficiency Program for Commercial and Industrial Equipment: Public Meeting and Availability of the Framework Document for Commercial and Industrial Fans and Blowers

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

**ACTION:** Extension of public comment period.

**SUMMARY:** The comment period for the notice of public meeting and availability of the Framework Document pertaining to the development of energy conservation standards for commercial and industrial fan and blower equipment published on February 1, 2013, is extended to May 2, 2013.

**DATES:** The comment period for the notice of public meeting and availability of the Framework Document relating to commercial and industrial fan and blower equipment is extended to May 2, 2013.

**ADDRESSES:** Any comments submitted must identify the framework document for commercial and industrial fans and blowers and provide docket number EERE-2013-BT-STD-0006 and/or RIN number 1904-AC55. Comments may be

submitted using any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Email:*

*CIFB2013STD0006@EE.Doe.Gov.*

Include EERE-2013-BT-STD-0006 in the subject line of the message.

- *Mail:* Ms. Brenda Edwards, U.S.

Department of Energy, Building Technologies Program, Mailstop EE-2J, Framework Document for Commercial and Industrial Fans and Blowers, EERE-2013-BT-STD-0006, 1000 Independence Avenue SW., Washington, DC 20585-0121. Phone: (202) 586-2945. Please submit one signed paper original.

- *Hand Delivery/Courier:* Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, 6th Floor, 950 L'Enfant Plaza SW., Washington, DC 20024. Phone: (202) 586-2945. Please submit one signed paper original.

*Docket:* For access to the docket to read background documents, or comments received, go to the Federal eRulemaking Portal at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Mr. Charles Llenza, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Program, EE-2J, 1000 Independence Avenue SW., Washington, DC 20585-0121. Telephone: (202) 586-2192. Email: [CIFansBlowers@ee.doe.gov](mailto:CIFansBlowers@ee.doe.gov).

In the office of the General Counsel, contact Ms. Elizabeth Kohl, U.S. Department of Energy, Office of the General Counsel, GC-71, 1000 Independence Avenue SW., Washington, DC 20585-0121. Telephone: (202) 586-7796. Email: [Elizabeth.Kohl@hq.doe.gov](mailto:Elizabeth.Kohl@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:** The U.S. Department of Energy (DOE) published a proposed determination that commercial and industrial fans and blowers (fans) meet the definition of covered equipment under the Energy Policy and Conservation Act of 1975, as amended (76 FR 37628, June 28, 2011). As part of its further consideration of this determination, DOE is analyzing potential energy conservation standards for fans. DOE published a notice of public meeting and availability of the framework document to consider such standards (78 FR 7306, Feb. 1, 2013). The framework document requested public comment from interested parties and provided for the submission of comments by March 18, 2013. Thereafter, Air Movement and Control

Association International (AMCA), on behalf of itself and its affiliates, requested an extension of the public comment period by 45 days. AMCA stated that the additional time is necessary to conduct a rapid and intensive research project in order to provide DOE with better information at an early stage of the regulatory process, making subsequent phases more efficient and effective.

Based on AMCA's request, DOE believes that extending the comment period to allow additional time for interested parties to submit comments is appropriate. Therefore, DOE is extending the comment period until May 2, 2013 to provide interested parties additional time to prepare and submit comments. Accordingly, DOE will consider any comments received by May 2, 2013 to be timely submitted.

Issued in Washington, DC, on February 12, 2013.

**Kathleen B. Hogan,**

*Deputy Assistant Secretary for Energy Efficiency, Energy Efficiency and Renewable Energy.*

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## DEPARTMENT OF ENERGY

### 10 CFR Part 431

[Docket No. EERE-2012-BT-STD-0029]

RIN 1904-AC82

#### **Energy Efficiency Program for Commercial and Industrial Equipment: Public Meeting and Availability of the Framework Document for Packaged Terminal Air Conditioners and Packaged Terminal Heat Pumps**

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

**ACTION:** Notice of public meeting and availability of the framework document.

**SUMMARY:** The U.S. Department of Energy (DOE) is initiating a rulemaking and data collection process to consider amending energy conservation standards for packaged terminal air conditioners (PTACs) and packaged terminal heat pumps (PTHPs). DOE will hold a public meeting to discuss and receive comments on its planned analytical approach and issues it will address in this rulemaking proceeding. DOE welcomes written comments and relevant data from the public on any subject within the scope of this rulemaking. To inform interested parties and to facilitate this process, DOE has prepared a framework document that

details the analytical approach and identifies several issues on which DOE is particularly interested in receiving comments.

**DATES: Meeting:** DOE will hold a public meeting on Tuesday, March 12, 2013, from 9:00 a.m. to 5:00 p.m. in Washington, DC. Additionally, DOE plans to conduct the public meeting via webinar. You may attend the public meeting via webinar, and registration information, participant instructions, and information about the capabilities available to webinar participants will be published on DOE's Web site at: [http://www1.eere.energy.gov/buildings/appliance\\_standards/product.aspx/productid/45](http://www1.eere.energy.gov/buildings/appliance_standards/product.aspx/productid/45). Participants are responsible for ensuring their systems are compatible with the webinar software.

DOE must receive requests to speak at the public meeting before 4:00 p.m., Tuesday, February 26, 2013. DOE must receive an electronic copy of the statement with the name and, if appropriate, the organization of the presenter to be given at the public meeting before 4:00 p.m., Tuesday, March 5, 2013.

**Comments:** DOE will accept written comments, data, and information regarding the framework document before and after the public meeting, but no later than March 25, 2013.

**ADDRESSES:** The public meeting will be held at the U.S. Department of Energy, Forrestal Building, Room 8E-089, 1000 Independence Avenue SW., Washington, DC 20585-0121. Please note that foreign nationals planning to participate in the public meeting are subject to advance security screening procedures. If a foreign national wishes to participate in the public meeting, please inform DOE of this fact as soon as possible by contacting Ms. Brenda Edwards at (202) 586-2945 so that the necessary procedures can be completed. Please note that any person wishing to bring a laptop computer into the Forrestal Building will be required to obtain a property pass. Visitors should avoid bringing laptops, or allow an extra 45 minutes. As noted above, persons may also attend the public meeting via webinar.

Interested parties are encouraged to submit comments electronically. However, comments may be submitted by any of the following methods:

- **Federal eRulemaking Portal:** [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments.

- **Email to the following address:** [PkgTerminalAC-HP2012STD0029@ee.doe.gov](mailto:PkgTerminalAC-HP2012STD0029@ee.doe.gov). Include docket number EERE-2012-BT-STD-

0029 and/or RIN 1904-AC82 in the subject line of the message. All comments should clearly identify the name, address, and, if appropriate, organization of the commenter.

- **Postal Mail:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, Mailstop EE-2J, Framework Document for PTACs and PTHPs, Docket No. EERE-2012-BT-STD-0029 and/or RIN 1904-AC82, 1000 Independence Avenue SW., Washington, DC 20585-0121. Please submit one signed paper original.

- **Hand Delivery/Courier:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, Sixth Floor, 950 L'Enfant Plaza SW., Washington, DC 20024. Please submit one signed paper original.

**Instructions:** All submissions received must include the agency name and docket number and/or RIN for this rulemaking. No telefacsimilies (faxes) will be accepted.

**Docket:** The docket is available for review at [www.regulations.gov](http://www.regulations.gov), including **Federal Register** notices, public meeting attendees' lists and transcripts, comments, and other supporting documents/materials. All documents in the docket are listed in the [www.regulations.gov](http://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.

A link to the docket Web page can be found at: <http://www.regulations.gov/#!docketDetail;dct=FR%252BPR%2525BN%2525BO%2525BSR%2525BPS;rpp=25;po=0;D=EERE-2012-BT-STD-0029>. This Web page contains a link to the docket for this notice on the [www.regulations.gov](http://www.regulations.gov) Web site. The [www.regulations.gov](http://www.regulations.gov) Web page contains simple instructions on how to access all documents, including public comments, in the docket.

For information on how to submit a comment, review other public comments and the docket, or participate in the public meeting, contact Ms. Brenda Edwards at (202) 586-2945 or by email: [Brenda.Edwards@ee.doe.gov](mailto:Brenda.Edwards@ee.doe.gov).

**FOR FURTHER INFORMATION CONTACT:** Mr. Ronald Majette, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies, EE-2J, 1000 Independence Avenue SW., Washington, DC 20585-0121. Telephone: (202) 586-7935. Email: [PTACs@ee.doe.gov](mailto:PTACs@ee.doe.gov).

Ms. Jennifer Tiedeman, U.S. Department of Energy, Office of the General Counsel, GC-71, 1000 Independence Avenue SW.,