

# Proposed Rules

Federal Register

Vol. 78, No. 107

Tuesday, June 4, 2013

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF ENERGY

### 10 CFR Part 431

[Docket No. EERE-2013-BT-STD-0022]

RIN 1904-AD00

#### Energy Efficiency Program for Commercial and Industrial Equipment: Public Meeting and Availability of the Framework Document for Refrigerated Beverage Vending Machines

**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 considering amending its energy conservation standards for refrigerated beverage vending machines. To inform interested parties and to facilitate this process, DOE has prepared a Framework document that details the analytical approach and preliminary scope of the rulemaking, and identifies several issues on which DOE is particularly interested in receiving comments. 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.

**DATES:** Meeting: DOE will hold a public meeting on Thursday, June 20, 2013 in Washington, DC.

DOE must receive requests to speak at the public meeting before 4:00 p.m., June 13, 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., June 13, 2013.

**Comments:** DOE will accept written comments, data, and information regarding the Framework document

before and after the public meeting, but no later than July 19, 2013.

**ADDRESSES:** DOE plans to make the public meeting available via webinar. 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/rulemaking.aspx/ruleid/73](http://www1.eere.energy.gov/buildings/appliance_standards/rulemaking.aspx/ruleid/73). Participants are responsible for ensuring their systems are compatible with the webinar software.

The public meeting will be held at the U.S. Department of Energy, Forrestal Building, June 20, 2013, 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 by the following methods:

- **Federal eRulemaking Portal:** [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments.
- **Email to the following address:** [BVM2013STD0022@ee.doe.gov](mailto:BVM2013STD0022@ee.doe.gov). Include docket number EERE-2013-BT-STD-0022 and/or RIN 1904-AD00 in the subject line of the message. All comments should clearly identify the name, address, and, if appropriate, organization of the commenter. Submit electronic comments in WordPerfect, Microsoft Word, PDF, or ASCII file format, and avoid the use of special characters or any form of encryption.

- **Postal Mail:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, Mailstop EE-2J, Framework Document for Refrigerated Beverage Vending Machines, Docket No. EERE-2013-BT-STD-0022 and/or RIN 1904-AD00, 1000 Independence Avenue SW., Washington, DC 20585-

0121. If possible, please submit all items on a compact disc (CD), in which case it is not necessary to include printed copies. (Please note that comments sent by mail are often delayed and may be damaged by mail screening processes.)

- **Hand Delivery/Courier:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, Sixth Floor, 950 L'Enfant Plaza SW., Washington, DC 20024. Telephone: (202) 586-2945. If possible, please submit all items on a CD, in which case it is not necessary to include printed copies.

**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 <http://www.regulations.gov/#/docketDetail;D=EERE-2013-BT-STD-0022>, and will include **Federal Register** notices, the Framework document, notice of proposed rulemaking, public meeting attendee lists and transcripts, comments, and other supporting documents/materials throughout the rulemaking process. The [regulations.gov](http://www.regulations.gov) Web page contains instructions on how to access all documents, including public comments, in the docket. The docket can be accessed by searching for docket number EERE-2013-BT-STD-0022 on the [regulations.gov](http://www.regulations.gov) Web site. 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.

**FOR FURTHER INFORMATION CONTACT:** Mr. Charles Llenza, 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) 586-2192. Email: [refrigerated\\_beverage\\_vending\\_machines@ee.doe.gov](mailto:refrigerated_beverage_vending_machines@ee.doe.gov).

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).

For information on how to submit or review public comments and on how to participate in the public meeting, contact Ms. Brenda Edwards, U.S.

Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Program, EE-2], 1000 Independence Avenue SW., Washington, DC, 20585-0121. Telephone (202) 586-2945. Email: [Brenda.Edwards@ee.doe.gov](mailto:Brenda.Edwards@ee.doe.gov).

#### SUPPLEMENTARY INFORMATION:

Part B<sup>1</sup> of the Energy Policy and Conservation Act of 1975 (EPCA), Public Law 94-163 (42 U.S.C. 6291-6309) established the Energy Conservation Program for Consumer Products Other Than Automobiles, a program covering most major household appliances.<sup>2</sup> EPCA directed DOE to prescribe energy conservation standards for beverage vending machines (42 U.S.C. 6295(v)), and DOE published a final rule for beverage vending machines on August 31, 2009. (74 FR at 44914).

Within 6 years after issuance of any final rule establishing or amending a standard, EPCA also requires DOE to publish a notice determining whether to amend such standards. If DOE determines that amendment is warranted, DOE must also issue a notice of proposed rulemaking (NPRM) including new proposed energy conservation standards by that same date. (42 U.S.C. 6295(m)(1)) DOE prepared this Framework document to consider amending the energy conservation standards for refrigerated beverage vending machines. This document explains the relevant issues, analyses, and processes DOE anticipates using to determine whether to amend the standards, and, if so, for the development of such amended standards. The focus of the public meeting noted above will be to discuss the information presented and issues identified in the Framework document. At the public meeting, DOE will make presentations and invite discussion on the rulemaking process as it applies to refrigerated beverage vending machines. DOE will also solicit comments, data, and information from participants and other interested parties.

DOE is planning to conduct in-depth technical analyses in the following areas: (1) Engineering; (2) energy use; (3) life-cycle cost and payback period; (4) national impacts; (5) manufacturer impacts; (6) emissions impacts; (7) utility impacts; (8) employment impacts; and (9) regulatory impacts. Additionally, DOE will also conduct

several other analyses to support these analyses, including the market and technology assessment, the screening analysis (which contributes to the engineering analysis), the markups analysis (which contributes to the life-cycle cost and payback period analysis), and the shipments analysis (which contributes to the national impacts analysis).

#### Public Participation

DOE encourages those who wish to participate in the public meeting to obtain the Framework document and to be prepared to discuss its contents. A copy of the Framework document is available at: [http://www1.eere.energy.gov/buildings/appliance\\_standards/rulemaking.aspx/ruleid/73](http://www1.eere.energy.gov/buildings/appliance_standards/rulemaking.aspx/ruleid/73).

Public meeting participants need not limit their comments to the issues identified in the Framework document. DOE is also interested in comments on other relevant issues that participants believe would affect energy conservation standards for this equipment, applicable test procedures, or the preliminary determination on the scope of coverage. DOE invites all interested parties, whether or not they participate in the public meeting, to submit in writing by July 19, 2013 comments and information on matters addressed in the Framework document and on other matters relevant to DOE's consideration of coverage and standards for refrigerated beverage vending machines.

The public meeting will be conducted in an informal, facilitated, conference style. There shall be no discussion of proprietary information, costs or prices, market shares, or other commercial matters regulated by U.S. antitrust laws. A court reporter will record the proceedings of the public meeting, after which a transcript will be available at: [http://www1.eere.energy.gov/buildings/appliance\\_standards/rulemaking.aspx/ruleid/73](http://www1.eere.energy.gov/buildings/appliance_standards/rulemaking.aspx/ruleid/73) and available for purchase from the court reporter.

After the public meeting and the close of the comment period on the Framework document, DOE will collect additional data, conduct the analyses as discussed in the Framework document and at the public meeting, and review the public comments received.

DOE considers public participation to be a very important part of the process for determining whether to establish energy conservation standards and, if so, in setting those standards. DOE actively encourages the participation and interaction of the public during the comment period in each stage of the rulemaking process. Beginning with the

Framework document, and during each subsequent public meeting and comment period, interactions with and among members of the public provide a balanced discussion of the issues to assist DOE in the standards rulemaking process. Accordingly, anyone who wishes to participate in the public meeting, receive meeting materials, or be added to the DOE mailing list to receive future notices and information about this rulemaking should contact Ms. Brenda Edwards at (202) 586-2945, or via email at [Brenda.Edwards@ee.doe.gov](mailto:Brenda.Edwards@ee.doe.gov).

Issued in Washington, DC, on May 29, 2013.

**Kathleen B. Hogan,**

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

[FR Doc. 2013-13174 Filed 6-3-13; 8:45 am]

**BILLING CODE 6450-01-P**

---

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2013-0273; Airspace Docket No. 13-ASW-9]

#### Proposed Amendment of Class D and Class E Airspace; San Marcos, TX

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** This action proposes to amend Class D and Class E airspace at San Marcos, TX. Additional controlled airspace is necessary to accommodate new Standard Instrument Approach Procedures (SIAP) at San Marcos Municipal Airport and the decommissioning of the Garys Locator Outer Marker (LOM). The FAA is taking this action to enhance the safety and management of Instrument Flight Rules (IFR) operations for SIAPs at the airport. Adjustments to the geographic coordinates also would be made.

**DATES:** Comments must be received on or before July 19, 2013.

**ADDRESSES:** Send comments on this proposal to the U.S. Department of Transportation, Docket Operations, 1200 New Jersey Avenue SE., West Building Ground Floor, Room W12-140, Washington, DC 20590-0001. You must identify the docket number FAA-2013-0273/Airspace Docket No. 13-ASW-9, at the beginning of your comments. You may also submit comments through the Internet at <http://www.regulations.gov>.

<sup>1</sup> For editorial reasons, upon codification in the U.S. Code, Part B was redesignated Part A.

<sup>2</sup> All references to EPCA in this document refer to the statute as amended through the American Energy Manufacturing Technical Corrections Act (AEMTCA), Pub. L. 112-210 (Dec. 18, 2012).