

# Proposed Rules

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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.

## FEDERAL TRADE COMMISSION

### 16 CFR Part 305

RIN 3084-AB15

#### Energy Labeling Rule

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice of proposed rulemaking; extension of public comment period.

**SUMMARY:** The Federal Trade Commission (“FTC” or “Commission”) is extending the deadline for filing comments on its advance notice of proposed rulemaking (“ANPR”) regarding the Energy Labeling Rule.

**DATES:** For the ANPR published October 25, 2022 (87 FR 64399), the comment deadline is extended from December 27, 2022, to January 31, 2023.

**FOR FURTHER INFORMATION CONTACT:** Hampton Newsome (202-326-2889), Attorney, Division of Enforcement, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** On October 17, 2022, the Commission announced that it would seek public comments on whether to make changes to the Energy Labeling Rule (the “Rule”). The Commission subsequently published the ANPR to seek public comments on potential amendments to the Rule, including repair-related requirements, energy labels for several new consumer product categories, and other possible amendments to improve the Rule’s effectiveness, and reduce unnecessary burdens. Interested parties have requested an extension of the public comment period until January 31, 2023, to account for the breadth of questions, the complexity of the issues, and the holidays.

The Commission agrees that allowing additional time for filing comments in response to the ANPR would help facilitate the creation of a more complete record. The Commission has therefore decided to extend the comment period to January 31, 2023. This extension will provide commenters

adequate time to address the issues raised in the ANPR.

By direction of the Commission.

**Joel Christie,**

*Acting Secretary.*

[FR Doc. 2023-01429 Filed 1-24-23; 8:45 am]

**BILLING CODE 6750-01-P**

## FEDERAL TRADE COMMISSION

### 16 CFR Part 437

#### Business Opportunity Rule

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice of proposed rulemaking; extension of public comment period.

**SUMMARY:** The Federal Trade Commission (“FTC” or “Commission”) is extending the deadline for filing comments on its advance notice of proposed rulemaking (“ANPR”) concerning its trade regulation rule entitled the “Business Opportunity Rule”.

**DATES:** For the ANPR published November 25, 2022 (87 FR 72428), the comment deadline is extended from January 24, 2023, to January 31, 2023.

**FOR FURTHER INFORMATION CONTACT:** Melissa Dickey (202-326-2662), *mdickey@ftc.gov*, Attorney, Division of Marketing Practices, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** On November 17, 2022, the Commission announced that it would seek public comments on whether to make changes to the Business Opportunity Rule (the “Rule”). The FTC’s Regulatory Review and Request for Public Comment was subsequently published in the **Federal Register**, with January 24, 2023, established as the deadline for the submission of comments. *See* 87 FR 72428 (Nov. 25, 2022). With this publication, the Commission sought to solicit comments about the efficiency, costs, benefits, and regulatory impact of the Rule, as part of its ten-year regulatory review plan, as well as to inform its consideration of whether the Rule should be extended to include business opportunities and other money-making opportunity programs not currently covered by the Rule, including business coaching and work-from-home programs, investment

coaching programs, and ecommerce opportunities.

Interested parties have subsequently requested an extension of the public comment period to give them additional time to respond to the ANPR’s request for comment. The Commission agrees that allowing additional time for filing comments in response to the ANPR would help facilitate the creation of a more complete record. The Commission has therefore decided to extend the comment period for seven days, or to January 31, 2023. A seven-day extension will provide commenters adequate time to address the issues raised in the ANPR.

By direction of the Commission.

**Joel Christie,**

*Acting Secretary.*

[FR Doc. 2023-01433 Filed 1-24-23; 8:45 am]

**BILLING CODE 6750-01-P**

## FEDERAL TRADE COMMISSION

### 16 CFR Part 464

#### Unfair or Deceptive Fees Trade Regulation Rule

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice; extension of public comment period.

**SUMMARY:** The Federal Trade Commission (“FTC” or “Commission”) is extending the deadline for filing comments on its advance notice of proposed rulemaking (“ANPR”) regarding whether the Commission should prescribe new trade regulation rules or other regulatory alternatives concerning unfair or deceptive acts or practices concerning fees that are prevalent.

**DATES:** For the ANPR published November 8, 2022 (87 FR 67413), the comment deadline is extended from January 9, 2023, to February 8, 2023.

**FOR FURTHER INFORMATION CONTACT:** Austin King (202-326-3166), Associate General Counsel for Rulemaking, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** On October 20, 2022, the Commission announced it would publish an ANPR to seek public comments on the prevalence of fee practices that may be unfair or deceptive acts or practices

under the Federal Trade Commission Act and whether the Commission should prescribe new trade regulation rules or other regulatory alternatives to address them. Interested parties have subsequently requested an extension of the public comment period to give them additional time to respond to the ANPR's request for comment.

The Commission agrees that allowing additional time for filing comments in response to the ANPR would help facilitate the creation of a more complete record. The Commission has therefore decided to extend the comment period for 30 days, to February 8, 2023. A 30-day extension will provide commenters adequate time to address the issues raised in the ANPR.

By direction of the Commission.

**Joel Christie,**

*Acting Secretary.*

[FR Doc. 2023-01471 Filed 1-24-23; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 109

[Docket No. FDA-2022-D-0278]

#### Action Levels for Lead in Food Intended for Babies and Young Children; Draft Guidance for Industry; Availability

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Notice of availability.

**SUMMARY:** The Food and Drug Administration (FDA or we) is announcing the availability of a draft guidance for industry entitled "Action Levels for Lead in Food Intended for Babies and Young Children: Draft Guidance for Industry." The draft guidance, when finalized, would establish the following action levels for lead in processed food intended for babies and young children: 10 parts per billion (ppb) for fruits, vegetables (excluding single-ingredient root vegetables), mixtures, yogurts, custards/puddings, and single-ingredient meats; 20 ppb for root vegetables (single ingredient); and 20 ppb for dry cereals.

**DATES:** Submit either electronic or written comments on the draft guidance by March 27, 2023 to ensure that we consider your comment on the draft guidance before we begin work on the final version of the guidance.

**ADDRESSES:** You may submit comments on any guidance at any time as follows:

#### Electronic Submissions

Submit electronic comments in the following way:

- **Federal eRulemaking Portal:** <https://www.regulations.gov>. Follow the instructions for submitting comments. Comments submitted electronically, including attachments, to <https://www.regulations.gov> will be posted to the docket unchanged. Because your comment will be made public, you are solely responsible for ensuring that your comment does not include any confidential information that you or a third party may not wish to be posted, such as medical information, your or anyone else's Social Security number, or confidential business information, such as a manufacturing process. Please note that if you include your name, contact information, or other information that identifies you in the body of your comments, that information will be posted on <https://www.regulations.gov>.

- If you want to submit a comment with confidential information that you do not wish to be made available to the public, submit the comment as a written/paper submission and in the manner detailed (see "Written/Paper Submissions" and "Instructions").

#### Written/Paper Submissions

Submit written/paper submissions as follows:

- **Mail/Hand Delivery/Courier (for written/paper submissions):** Dockets Management Staff (HFA-305), Food and Drug Administration, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.
- For written/paper comments submitted to the Dockets Management Staff, FDA will post your comment, as well as any attachments, except for information submitted, marked and identified, as confidential, if submitted as detailed in "Instructions."

**Instructions:** All submissions received must include the Docket No. FDA-2022-D-0278 for "Action Levels for Lead in Food Intended for Babies and Young Children: Draft Guidance for Industry." Received comments will be placed in the docket and, except for those submitted as "Confidential Submissions," publicly viewable at <https://www.regulations.gov> or at the Dockets Management Staff between 9 a.m. and 4 p.m., Monday through Friday, 240-402-7500.

- **Confidential Submissions—**To submit a comment with confidential information that you do not wish to be made publicly available, submit your comments only as a written/paper submission. You should submit two

copies total. One copy will include the information you claim to be confidential with a heading or cover note that states "THIS DOCUMENT CONTAINS CONFIDENTIAL INFORMATION." We will review this copy, including the claimed confidential information, in our consideration of comments. The second copy, which will have the claimed confidential information redacted/blacked out, will be available for public viewing and posted on <https://www.regulations.gov>. Submit both copies to the Dockets Management Staff. If you do not wish your name and contact information to be made publicly available, you can provide this information on the cover sheet and not in the body of your comments and you must identify this information as "confidential." Any information marked as "confidential" will not be disclosed except in accordance with 21 CFR 10.20 and other applicable disclosure law. For more information about FDA's posting of comments to public dockets, see 80 FR 56469, September 18, 2015, or access the information at: <https://www.govinfo.gov/content/pkg/FR-2015-09-18/pdf/2015-23389.pdf>.

**Docket:** For access to the docket to read background documents or the electronic and written/paper comments received, go to <https://www.regulations.gov> and insert the docket number, found in brackets in the heading of this document, into the "Search" box and follow the prompts and/or go to the Dockets Management Staff, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852, 240-402-7500.

You may submit comments on any guidance at any time (see 21 CFR 10.115(g)(5)).

Submit written requests for single copies of the draft guidance to the Office of Food Safety, Division of Plant Products and Beverages, Beverages Branch, Center for Food Safety and Applied Nutrition, Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740. Send two self-addressed adhesive labels to assist that office in processing your request. See the **SUPPLEMENTARY INFORMATION** section for electronic access to the draft guidance.

**FOR FURTHER INFORMATION CONTACT:** Eileen Abt, Center for Food Safety and Applied Nutrition, Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740, 240-402-1700; or Philip Chao, Center for Food Safety and Applied Nutrition, Office of Regulations and Policy (HFS-024), Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740, 240-402-2378.