

# 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.

## DEPARTMENT OF ENERGY

### 10 CFR Part 429

[Docket No. EERE-2013-BT-NOC-0023]

#### Appliance Standards and Rulemaking Federal Advisory Committee: Notice of Open Teleconference/Webinar

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

**ACTION:** Notice of open Teleconference/Webinar.

**SUMMARY:** This document announces a meeting of the Appliance Standards and Rulemaking Federal Advisory Committee (ASRAC). The Federal Advisory Committee Act, Public Law 92-463, 86 Stat. 770, requires that agencies publish notice of an advisory committee meeting in the **Federal Register**.

**DATES:** Thursday, June 27, 2013 at 3:00 p.m.–5:00 p.m. (EDT).

**ADDRESSES:** Teleconference/Webinar Only, you may register at <https://www1.gotomeeting.com/register/265936657>. Upon registering you will receive the appropriate call-in information as well.

**FOR FURTHER INFORMATION CONTACT:** John Cymbalsky, ASRAC Designated Federal Officer, Supervisory Operations Research Analyst, U.S. Department of Energy (DOE), Office of Energy Efficiency and Renewable Energy, 950 L'Enfant Plaza SW., Washington, DC 20024. Email: [asrac@ee.doe.gov](mailto:asrac@ee.doe.gov).

#### SUPPLEMENTARY INFORMATION:

**Purpose of Meeting:** To provide advice and recommendations to the Energy Department on the development of standards and test procedures for residential appliances and commercial equipment, certification and enforcement of standards, and product labeling.

**Tentative Agenda:** (Subject to change; final agenda will be posted at [www.appliancestandards.energy.gov](http://www.appliancestandards.energy.gov));

- Update on Commercial HVAC, Water Heating, and Refrigeration Certification Working Group efforts.

- Openly review and deliberate on working group's formed recommendations on Alternate Efficiency Determination Methods.

- Open deliberation on possibly establishing a working group to explore negotiated rulemaking for commercial/industrial pumps.

- Set date for next in person meeting.

**Public Participation:** Members of the public are welcome to observe the business of the meeting and, if time allows, may make oral statements during the specified period for public comment. To attend the meeting and/or to make oral statements regarding any of the items on the agenda, email [asrac@ee.doe.gov](mailto:asrac@ee.doe.gov). In the email, please indicate your name, organization (if appropriate), citizenship, and contact information. Please note that foreign nationals visiting DOE Headquarters are subject to advance security screening procedures.

Members of the public will be heard in the order in which they sign up for the Public Comment Period. Time allotted per speaker will depend on the number of individuals who wish to speak but will not exceed five minutes. Reasonable provision will be made to include the scheduled oral statements on the agenda. The co-chairs of the Committee will make every effort to hear the views of all interested parties and to facilitate the orderly conduct of business.

Participation in the meeting is not a prerequisite for submission of written comments. ASRAC invites written comments from all interested parties. Any comments submitted must identify the ASRAC, and provide docket number EERE-2013-BT-NOC-0005. Comments may be submitted using any of the following methods:

1. **Federal eRulemaking Portal:** [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments.
2. **Email:** [ASRAC@ee.doe.gov](mailto:ASRAC@ee.doe.gov). Include docket number EERE-2013-BT-NOC-0005 in the subject line of the message.

3. **Mail:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Office, Mailstop EE-2J, 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.

4. **Hand Delivery/Courier:** Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Office, 950 L'Enfant Plaza SW., Suite 600, 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.

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 attendee 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.

The Secretary of Energy has approved publication of today's notice of proposed rulemaking.

Issued in Washington, DC, on June 19, 2013.

**Kathleen B. Hogan,**

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

[FR Doc. 2013-15124 Filed 6-24-13; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### 10 CFR Part 460

[Docket No. EERE-2009-BT-BC-0021]

RIN 1904-AC11

#### Energy Efficiency Standards for Manufactured Housing

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

**ACTION:** Request for Information (RFI).

**SUMMARY:** The U.S. Department of Energy (DOE) has initiated the process to develop and publish energy standards for manufactured housing, as directed by the Energy Independence and Security Act of 2007 (EISA). To facilitate this process, enhance the quality of the standards and supporting documentation, and to allow interested parties to provide suggestions, comments, and information, DOE is publishing this request for information.

DOE is interested in receiving information that relates to the relationship between energy efficiency and indoor air quality in manufactured housing, financing measures that may be available for manufactured homes with higher energy efficiencies, and possible enforcement models for the DOE standards. This notice identifies several areas on which DOE is particularly interested in receiving information; however, any input and suggestions considered relevant to DOE's effort are welcome.

**DATES:** Written comments and information are requested on or before July 25, 2013.

**ADDRESSES:** Interested parties are encouraged to submit comments electronically. However, interested persons may submit comments, identified by docket number EERE-2009-BT-BC-0021 or by RIN 1904-AC11, by any of the following methods:

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

2. *Email:*  
[Manufactured.Housing@ee.doe.gov](mailto:Manufactured.Housing@ee.doe.gov). Include docket number EERE-2009-BT-BC-0021 in the subject line of the message. Please include the full body of your comments in the text of the message or as an attachment.

3. *Mail:* Address written comments to Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Office, Mailstop EE-2J, 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.

4. *Hand Delivery/Courier:* Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Office, 6th 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.

Due to potential delays in DOE's receipt and processing of mail sent through the U.S. Postal Service, we encourage respondents to submit comments electronically to ensure timely receipt.

This RFI and any comments that DOE receives will be made available on the DOE Building Technologies Office Manufactured Housing Web site at <https://www.energycodes.gov/regulations/manufactured-housing-standards>.

**FOR FURTHER INFORMATION CONTACT:** Mr. Mohammed Khan, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building

Technologies Office, EE-2J, 1000 Independence Avenue SW., Washington, DC 20585-0121; (202) 586-7892; *mailto:*

[Manufactured.Housing@ee.doe.gov](mailto:Manufactured.Housing@ee.doe.gov). Questions on DOE's legal authority should be directed to Michael Jensen, U.S. Department of Energy, Office of the General Counsel (GC-71), 1000 Independence Avenue SW., Washington, DC 20585; [Michael.Jensen@hq.doe.gov](mailto:Michael.Jensen@hq.doe.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Authority and Background**

Section 413 of EISA requires that DOE establish by regulation standards for energy efficiency in manufactured housing. *See* 42 U.S.C. 17071(a)(1). DOE is directed to base the energy efficiency standards on the most recent version of the International Energy Conservation Code (IECC), except where DOE finds that the IECC is not cost effective, or a more stringent standard would be more cost effective, based on the impact of the IECC on the purchase price of manufactured housing and on total life-cycle construction and operating costs. *See* 42 U.S.C. 17071(b)(1). In establishing the energy efficiency standards, DOE is directed to consider:

- The design and factory construction techniques of manufactured housing,
- The climate zones established in the U.S. Department of Housing and Urban Development's Manufactured Home Construction and Safety Standards (the HUD Code) rather than the climate zones in the IECC, and
- Alternative practices that result in net estimated energy consumption equal to or less than the specific IECC standards. *See* 42 U.S.C. 17071(b)(2).

In addition, DOE is to provide a system for enforcement in which "[a]ny manufacturer of manufactured housing that violates a provision of the regulations under subsection (a) is liable to the United States for a civil penalty in an amount not exceeding 1 percent of the manufacturer's retail list price of the manufactured housing." *See* 42 U.S.C. 17071(c).

On February 22, 2010, DOE published an advance notice of proposed rulemaking (ANOPR) to initiate the process of developing energy efficiency standards for manufactured housing and to solicit information and data from industry and stakeholders (75 FR 7556). The ANOPR identified thirteen specific issue areas on which DOE sought additional information. DOE received a total of twelve written comments in response to the ANOPR, all of which are available for public viewing at the [regulations.gov](http://www.regulations.gov) Web page.

DOE now believes it is important to allow interested parties an additional opportunity to provide information they feel will assist DOE in developing the proposed standards. This initial request for input will be followed by a notice of proposed rulemaking, based on the information received as a result of this notice and other data and information gathered by DOE.

#### **Public Participation**

##### *A. Submission of Information*

DOE will accept comments in response to this notice under the timeline provided in the **DATES** section above. Comments submitted to DOE by email should be provided in WordPerfect, Microsoft Word, PDF, or text file format. Those responding should avoid the use of special characters or any form of encryption, and wherever possible, comments should include the electronic signature of the author. Comments submitted to DOE by mail or hand delivery/courier should include one signed original paper copy. No telefacsimiles will be accepted.

Comments submitted in response to this notice will become a matter of public record and will be made publicly available.

##### *B. Issues on Which DOE Seeks Information*

DOE is particularly interested in receiving information on the following issues:

(1) *Indoor Air Quality.* DOE is interested in data, studies, and other such materials that address the relationship between potential reductions in levels of natural air infiltration and both indoor air quality and occupant health for a manufactured home. DOE is particularly interested in information on the potential interplay between air exchange rates comparable to those specified under the 2012 IECC and emission control requirements under the HUD Code. DOE also is interested in information on typical baseline levels of air infiltration through recently-built manufactured homes and information on the role of total air flow through a manufactured home in the protection of occupant health and safety.

(2) *Financing and related incentives.* DOE received comments in response to the ANOPR that noted generally that the increased cost of financing energy efficient manufactured homes often can be an obstacle to purchase. DOE is interested in receiving additional information on the types of financing available for manufactured homes, the

availability of this financing, the extent to which manufactured housing currently is incentivized, and the availability of energy efficiency incentive programs available to manufactured home purchasers. DOE also is interested in information on the existence of financing structures offered by utilities, manufacturers, lenders, and federal, state, and local governments, and the estimated payback associated with each method of financing.

(3) Model systems of enforcement. DOE received comments in response to the ANOPR that included urging DOE to rely on HUD's existing enforcement system rather than develop a separate DOE system of enforcement, encouraging DOE develop a separate compliance certification system that would be independent of the existing HUD certification system, and recommending that DOE rely on the EPA ENERGY STAR verification and labeling program to ensure compliance with the DOE energy efficiency standards. DOE is interested in receiving additional information that commenters believe would be useful to DOE regarding suggested characteristics in developing a model system of enforcement for DOE's energy efficiency standards.

(4) Suggested sources, studies, and research results of other information considered relevant to DOE's effort to establish energy standards for manufactured housing.

Issued in Washington, DC, on June 18, 2013.

**Kathleen B. Hogan,**

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

[FR Doc. 2013-15055 Filed 6-24-13; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2011-0611; Airspace Docket No. 11-AWP-11]

#### Proposed Amendment of Class D Airspace; Santa Monica, CA

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

**ACTION:** Supplemental notice of proposed rulemaking (SNPRM).

**SUMMARY:** This SNPRM would further modify the Class D airspace area at Santa Monica Municipal Airport, Santa Monica, CA. In a NPRM published in

the **Federal Register** of October, 27, 2011, the FAA proposed to create additional Class D airspace at Santa Monica Municipal Airport. The FAA has reassessed the proposal and finds that further enlargement of the airspace area is necessary for the safety and management of Instrument Flight Rules (IFR) operations in the Santa Monica, CA, area. The geographic coordinates of the airport also would be adjusted.

**DATES:** Comments must be received on or before August 9, 2013.

**ADDRESSES:** Send comments on this proposal to the U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590; telephone (202) 366-9826. You must identify FAA Docket No. FAA-2011-0611; Airspace Docket No. 11-AWP-11, at the beginning of your comments. You may also submit comments through the Internet at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Richard Roberts, Federal Aviation Administration, Operations Support Group, Western Service Center, 1601 Lind Avenue SW., Renton, WA 98057; telephone (425) 203-4517.

#### SUPPLEMENTARY INFORMATION:

##### History

On October 27, 2011, the FAA published a NPRM to modify Class D airspace, at Santa Monica Municipal Airport, Santa Monica, CA (76 FR 66662). The comment period closed December 12, 2011. No comments were received. Subsequent to publication, the Los Angeles Visual Flight Rules (VFR) Airspace Task Force identified airspace in the areas adjacent to Los Angeles International Airport as highly congested with participating and non-participating VFR aircraft. This action would increase the level of safety for aircraft in the Santa Monica, CA, airspace area. The FAA seeks comments on this SNPRM.

##### Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments, as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal.

Communications should identify both docket numbers (FAA Docket No. FAA-2011-0611 and Airspace Docket No. 11-AWP-11) and be submitted in triplicate to the Docket Management System (see **ADDRESSES** section for address and phone number). You may also submit comments through the Internet at <http://www.regulations.gov>.

Commenters wishing the FAA to acknowledge receipt of their comments on this action must submit with those comments a self-addressed stamped postcard on which the following statement is made: "Comments to FAA Docket No. FAA-2011-0611 and Airspace Docket No. 11-AWP-11". The postcard will be date/time stamped and returned to the commenter.

All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this action may be changed in light of comments received. All comments submitted will be available for examination in the public docket both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

##### Availability of NPRM's

An electronic copy of this document may be downloaded through the Internet at <http://www.regulations.gov>. Recently published rulemaking documents can also be accessed through the FAA's Web page at [http://www.faa.gov/airports\\_airtraffic/air\\_traffic/publications/airspace\\_amendments/](http://www.faa.gov/airports_airtraffic/air_traffic/publications/airspace_amendments/).

You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Office (see the **ADDRESSES** section for the address and phone number) between 9:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An informal docket may also be examined during normal business hours at the Northwest Mountain Regional Office of the Federal Aviation Administration, Air Traffic Organization, Western Service Center, Operations Support Group, 1601 Lind Avenue SW., Renton, WA 98057.

Persons interested in being placed on a mailing list for future NPRM's should contact the FAA's Office of Rulemaking, (202) 267-9677, for a copy of Advisory Circular No. 11-2A, Notice of Proposed Rulemaking Distribution System, which describes the application procedure.