



Department of Energy
Washington, DC 20585

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Transmitted via email

Dear Joint Requesters:

Thank you for your letter dated August 18, 2023, submitted via regulations.gov, regarding the Department of Energy's (DOE) notification of data availability and request for comment published on August 2, 2023, ("August NODA") for energy conservation standards for consumer conventional cooking products. In your letter, you request that DOE clarify whether it is proposing an energy conservation standard for gas cooking tops based on either of the new efficiency levels identified in the August NODA. You further request that DOE either: (1) publish a notice of such a proposal and provide a public meeting and a minimum of 60-days for submission of written comments or (2) publish a notice to clarify its intent to issue a new proposed rule for notice and comment before it issues any new standard for gas cooking tops in this proceeding and provide a minimum of 30 additional days for comment on the August NODA. (Docket No. EERE-2014-BT-STD-0005, No. 10093)

DOE published a Supplemental Notice of Proposed Rulemaking ("SNOPR") for conventional cooking products on February 1, 2023, proposing new and amended energy conservation standards and accepting comments through April 3, 2023. 88 FR 6818. DOE

published a NODA on February 28, 2023 (“February NODA”) to provide additional data and information to clarify the analysis for conventional cooking tops. 88 FR 12603. DOE subsequently extended the comment period on the SNO PR through April 17, 2023. 88 FR 19122. Furthermore, DOE posted a copy of the pre-Federal Register publication of the SNO PR on the DOE website and notified stakeholder organizations via email on December 23, 2022, which provided many stakeholders approximately 40 days for review of that copy in addition to the total 75-day comment period that was announced in the Federal Register.

DOE published the August NODA updating its analysis for consumer conventional cooking products based on stakeholder data and information it received in response to that SNO PR and is accepting comments regarding this NODA through September 1, 2023. 88 FR 50810.

Regarding your request for clarification about whether it is proposing an energy conservation standard for gas cooking tops based on either of the new efficiency levels identified in the August NODA, DOE noted in the SNO PR and August NODA that DOE may adopt energy efficiency levels that are either higher or lower than the proposed standards, or some combination of level(s) that incorporate the proposed standards in part. 88 FR 6824; 88 FR 50821. DOE further stated in the August NODA that it is continuing to consider all of the stakeholder comments received in response to the SNO PR and the February NODA in further development of the rulemaking. 88 FR 50811.

With respect to your request that DOE publish an additional SNO PR before issuing any new standard for gas cooking tops in this proceeding, DOE reiterates, as stated in the SNO PR and August NODA, that DOE may adopt energy efficiency levels that are either higher or lower than the proposed standards, or some combination of level(s) that incorporate the proposed standards in part. 88 FR 6824; 88 FR 50821.

After considering your request, DOE is denying your request to extend the comment period for the August NODA for an additional 30 days. DOE continues to believe that the length of the comment period is appropriate and provides a meaningful opportunity to comment on the August NODA.

I appreciate the opportunity to be of service and trust the information provided is helpful.

Sincerely,

8/31/2023

X John Cymbalsky

Signed by: JOHN CYMBALSKY

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