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DEPARTMENT OF ENERGY

10 CFR Part 430

[EERE-2017-BT-STD-0019]

RIN 1904-AF65

Energy Conservation Program: Energy Conservation Standards for Consumer Gas-fired Instantaneous Water Heaters

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

ACTION: Final rule; withdrawal.

SUMMARY: Pursuant to the Congressional Review Act, this document withdraws a disapproved final rule that was published in the *Federal Register* on December 26, 2024. The final rule would have established amended energy conservation standards for gas-fired instantaneous water heaters.

DATES: As of [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*], the final rule on energy conservation standards for gas-fired instantaneous water heaters, published in the *Federal Register* on December 26, 2024, at 89 FR 105188, and delayed at 90 FR 13054 (Mar. 20, 2025), is withdrawn.

FOR FURTHER INFORMATION CONTACT: Appliance Standards Program, U.S.

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SUPPLEMENTARY INFORMATION: On December 26, 2024, the U.S. Department of Energy published in the *Federal Register* a final rule ("December 2024 Final Rule") prescribing amended energy conservation standards for gas-fired instantaneous water heaters. 89 FR 105188. The effective date of the December 2024 Final Rule is May 20, 2025. 90 FR 13054 (Mar. 20, 2025).

On May 9, 2025, President Trump signed into law a joint resolution of disapproval of the December 2024 Final Rule. *See* 5 U.S.C. 801. In accordance with the Congressional Review Act, the December 2024 Final Rule shall have no force or effect. *See* 5 U.S.C. 802(a). As a result, DOE withdraws the December 2024 Final Rule and provides notice that the amended energy conservation standards for gas-fired instantaneous water heaters prescribed in the December 2024 Final Rule shall have no force or effect.

To the extent that 5 U.S.C. 553 applies to this action, DOE finds that notice and comment is unnecessary because DOE is withdrawing a final rule that has been disapproved under the Congressional Review Act. Further, as this withdrawal is providing notice that the December 2024 Final Rule has no force or effect, DOE finds good cause to waive the 30-day delay in effective date under 5 U.S.C. 553(d).

Approval of the Office of the Secretary

The Secretary of Energy has approved publication of this final rule; withdrawal.

List of Subjects in 10 CFR Part 430

Administrative practice and procedure, Confidential business information, Energy conservation, Household appliances, Imports, Intergovernmental relations, Reporting and recordkeeping requirements, Small businesses.

Signing Authority

This document of the Department of Energy was signed on May 15, 2025, by Louis Hrkman, Principal Deputy Assistant Secretary for Energy Efficiency and Renewable Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the *Federal Register*.

Signed in Washington, DC, on May 15, 2025.

Treana V. Garrett,
Federal Register Liaison Officer,
U.S. Department of Energy.

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