

Receptacle and process loads))/  
(Baseline building consumption—  
Receptacle and process loads)  
(which simplifies as follows):

Percentage improvement =  $100 \times$   
(Baseline building consumption—  
Proposed building consumption)/  
(Baseline building consumption—  
Receptacle and process loads).

(2) For Federal buildings for which design for construction began on or after August 10, 2012, each Federal agency shall determine energy consumption levels for both the ASHRAE Baseline Building 2007 and proposed building by using the Performance Rating Method found in Appendix G of ASHRAE 90.1–2007 (incorporated by reference, see § 433.3), except the formula for calculating the Performance Rating in paragraph G1.2 shall read as follows:

Percentage improvement =  $100 \times$   
((Baseline building consumption—  
Receptacle and process loads)—  
(Proposed building consumption—  
Receptacle and process loads))/  
(Baseline building consumption—  
Receptacle and process loads)  
(which simplifies as follows):

Percentage improvement =  $100 \times$   
(Baseline building consumption—  
Proposed building consumption)/  
(Baseline building  
consumption—Receptacle and  
process loads).

\* \* \* \* \*

## PART 435—ENERGY EFFICIENCY STANDARDS FOR NEW FEDERAL LOW-RISE RESIDENTIAL BUILDINGS

■ 7. The authority citation for part 435 continues to read as follows:

**Authority:** 42 U.S.C. 6831–6832, 6834–6836; 42 U.S.C. 8253–54, 42 U.S.C. 7101 *et seq.*

■ 8. Amend § 435.2 by removing the definition of “Baseline building” and adding in alphabetical order the definitions of “IECC Baseline Building 2004” and “IECC Baseline Building 2009” to read as follows:

### § 435.2 Definitions.

\* \* \* \* \*

*IECC Baseline Building 2004* means a building that is otherwise identical to the proposed building but is designed to meet, but not exceed, the energy efficiency specifications in the ICC International Energy Conservation Code, 2004 Supplement Edition, January 2005 (incorporated by reference, see § 435.3).

*IECC Baseline Building 2009* means a building that is otherwise identical to the proposed building but is designed to meet, but not exceed, the energy efficiency specifications in the ICC

International Energy Conservation Code, 2009 Edition, January 2009 (incorporated by reference, see § 435.3).

\* \* \* \* \*

■ 9. Revise § 435.3 to read as follows:

### § 435.3 Materials incorporated by reference.

(a) *General.* The Department of Energy incorporates by reference the energy performance standards listed in paragraph (b) of this section into 10 CFR part 435. The Director of the Federal Register has approved the material listed in paragraph (b) of this section for incorporation by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Any subsequent amendment to a standard by the standard-setting organization will not affect DOE regulations unless and until DOE amends its energy performance standards. Material is incorporated as it exists on the date of the approval, and a notice of any change in the material will be published in the **Federal Register**. All approved material is available for inspection at the U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Program, Sixth Floor, 950 L’Enfant Plaza, SW., Washington, DC 20024, (202) 586–2945. Also, this material is available for inspection at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: [http://www.archives.gov/federal\\_register/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

(b) *ICC.* International Code Council, 500 New Jersey Avenue, NW., 6th Floor, Washington, DC 20001, 1–888–ICC–SAFE or (202) 370–1800, or go to <http://www.iccsafe.org/Pages/default.aspx>.

(1) ICC International Energy Conservation Code (IECC), 2004 Supplement Edition (“IECC 2004”), January 2005, ISBN 7801S04, IBR approved for §§ 435.2, 435.4, 435.5;

(2) ICC International Energy Conservation Code (IECC), 2009 Edition (“IECC 2009”), January 2009, ISBN 978–1–58001–742–8, IBR approved for §§ 435.2, 435.4, 435.5.

■ 10. In § 435.4, revise paragraph (a) to read as follows:

### § 435.4 Energy efficiency performance standard.

(a)(1) All Federal agencies shall design new Federal buildings that are low-rise residential buildings, for which design for construction began on or after January 3, 2007, but before August 10, 2012, to:

(i) Meet the IECC 2004 (incorporated by reference, see § 435.3), and

(ii) If life-cycle cost-effective, achieve energy consumption levels, calculated consistent with paragraph (b) of this section, that are at least 30 percent below the levels of the IECC Baseline Building 2004.

(2) All Federal agencies shall design new Federal buildings that are low-rise residential buildings, for which design for construction began on or after August 10, 2012, to:

(i) Meet the IECC 2009 (incorporated by reference, see § 435.3), and

(ii) If life-cycle cost-effective, achieve energy consumption levels, calculated consistent with paragraph (b) of this section, that are at least 30 percent below the levels of the IECC Baseline Building 2009.

\* \* \* \* \*

■ 11. Revise § 435.5 to read as follows:

### § 435.5 Performance level determination.

(a) For Federal buildings for which design for construction began on or after January 3, 2007, but before August 10, 2012, each Federal agency shall determine energy consumption levels for both the IECC Baseline Building 2004 and proposed building by using the Simulated Performance Alternative found in section 404 of the IECC 2004 (incorporated by reference, see § 435.3).

(b) For Federal buildings for which design for construction began on or after August 10, 2012, each Federal agency shall determine energy consumption levels for both the IECC Baseline Building 2009 and proposed building by using the Simulated Performance Alternative found in section 405 of the IECC 2009 (incorporated by reference, see § 435.3).

[FR Doc. 2011–20024 Filed 8–9–11; 8:45 am]

BILLING CODE 6450–01–P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA–2010–1171; **Airspace**  
Docket No. 10–ASW–16]

### Amendment of Class D Airspace; Corpus Christi, TX

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

**ACTION:** Final rule; correction.

**SUMMARY:** This action corrects the geographic coordinates in the regulatory text of a final rule that was published in the **Federal Register** June 2, 2011,

amending Class D airspace at Cabaniss Navy Outlying Field (NOLF), Corpus Christi, TX.

**DATES:** *Effective date:* 0901 UTC August 25, 2011.

**FOR FURTHER INFORMATION CONTACT:**

Scott Enander, Central Service Center, Operations Support Group, Federal Aviation Administration, Southwest Region, 2601 Meacham Blvd., Fort Worth, TX 76137; telephone (817) 321-7716.

**SUPPLEMENTARY INFORMATION:**

**History**

On June 2, 2011, the FAA published in the **Federal Register** a final rule amending Class D airspace at Cabaniss NOLF, Corpus Christi, TX (76 FR 31821, Docket No. FAA-2010-1171). Subsequent to publication, an error was discovered in the latitude coordinates listed in the regulatory text. This action corrects that error. Class D airspace designations are published in paragraph 5000 of FAA Order 7400.9U dated August 18, 2010, and effective September 15, 2010, which is incorporated by reference in 14 CFR Part 71.1. The Class D airspace designations listed in this document will be published subsequently in the Order.

*Correction to Final Rule*

Accordingly, pursuant to the authority delegated to me, the latitude coordinates listed in the regulatory text for the Class D airspace area at Cabaniss NOLF, Corpus Christi, TX, as published in the **Federal Register** June 2, 2010 (76 FR 31821), (FR Doc. 2011-13559), are corrected as follows:

**ASW TX D Corpus Christi, TX [Corrected]**

*Cabaniss NOLF, TX*

On page 31822, column 1, line 49 of the regulatory text, remove 'lat. 27°38'15" N.' and insert 'lat. 27°38'16" N.'; and on line 50 remove 'lat. 27°41'30" N.' and insert 'lat. 27°41'22" N.'

Issued in Fort Worth, Texas, on August 2, 2011.

**Walter L. Tweedy,**

*Acting Manager, Operations Support Group, ATO Central Service Center.*

[FR Doc. 2011-20303 Filed 8-9-11; 8:45 am]

**BILLING CODE 4910-13-P**

**CONSUMER PRODUCT SAFETY COMMISSION**

**16 Chapter II**

**[CPSC Docket No. CPSC-2011-0052]**

**Third Party Testing for Certain Children's Products; Notice of Requirements for Accreditation of Third Party Conformity Assessment Bodies To Assess Conformity With the Limits on Phthalates in Children's Toys and Child Care Articles**

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice of Requirements.

**SUMMARY:** The Consumer Product Safety Commission (CPSC, Commission, or we) is issuing a notice of requirements that provides the criteria and process for Commission acceptance of accreditation of third party conformity assessment bodies for testing pursuant to the phthalates limits in section 108 of the Consumer Product Safety Improvement Act of 2008 (CPSIA). The Commission is issuing this notice of requirements pursuant to section 14(a)(3)(B)(vi) of the Consumer Product Safety Act (CPSA).

**DATES:** *Effective Date:* The requirements for accreditation of third party conformity assessment bodies to assess conformity with phthalates limits when tested in accordance with CPSC-CH-C1001-09.3, *Standard Operating Procedure for Determination of Phthalates*, and GB/T 22048-2008, *Toys and Children's Products—Determination of Phthalate Plasticizers in Polyvinyl Chloride Plastic* are effective August 10, 2011.

Submit comment by September 9, 2011. Comments on this notice should be captioned "Third Party Testing for Certain Children's Products; Notice of Requirements for Accreditation of Third Party Conformity Assessment Bodies to Assess Conformity with the Limits on Phthalates in Children's Toys and Child Care Articles."

**ADDRESSES:** You may submit comments, identified by Docket No. CPSC-2011-0052, by any of the following methods:

*Electronic Submissions:* Submit electronic comments in the following way:

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments. To ensure timely processing of comments, the Commission is no longer accepting comments submitted by electronic mail (e-mail) except through <http://www.regulations.gov>.

*Written Submissions:* Submit written submissions in the following ways:

*Mail/Hand delivery/Courier (for paper, disk, or CD-ROM submissions) preferably in five copies, to:* Office of the Secretary, Consumer Product Safety Commission, Room 502, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-7923.

*Instructions:* All submissions received must include the agency name and docket number for this notice. All comments received may be posted without change to <http://www.regulations.gov>, including any personal information provided. Do not submit confidential business information, trade secret information, or other sensitive or protected information (such as a Social Security Number) electronically; if furnished at all, such information should be submitted in writing.

*Docket:* For access to the docket to read background documents or comments received, go to <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Carol Afflerbach, Compliance Officer, Office of Compliance and Field Investigations, U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814; e-mail [cafflerbach@cpsc.gov](mailto:cafflerbach@cpsc.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Introduction**

Section 14(a)(3)(B)(vi) of the CPSA, as added by section 102(a)(2) of the Consumer Product Safety Improvement Act of 2008 (CPSIA), Public Law 110-314, directs the CPSC to publish a notice of requirements for accreditation of third party conformity assessment bodies (also known as "testing laboratories" or "laboratories") to assess children's products for conformity with "other children's product safety rules."<sup>1</sup> Section 14(f)(1) of the CPSA defines "children's product safety rule" as "a consumer product safety rule under [the CPSA] or similar rule, regulation, standard, or ban under any other Act enforced by the Commission, including a rule declaring a consumer product to be a banned hazardous product or substance." Under section 14(a)(3)(A) of the CPSA, each manufacturer (including the importer) or private labeler of products subject to those regulations must have products that are manufactured more than 90 days after

<sup>1</sup> The Commission voted 5-0 to publish this notice of requirements, with amendments, in the **Federal Register**. Chairman Inez M. Tenenbaum and Commissioners Thomas H. Moore and Robert S. Adler filed a joint statement regarding the vote. Commissioners Nancy A. Nord and Anne M. Northup filed individual statements. The statements may be viewed at <http://www.cpsc.gov/pr/statements/html>.