



Institute for
Policy Integrity

NEW YORK UNIVERSITY SCHOOL OF LAW

July 6, 2021

To: Department of Energy

Re: Comments on the Preliminary Technical Support Document for Energy Conservation Standards for Consumer Clothes Dryers, EERE-2014-BT-STD-0058

The Institute for Policy Integrity at New York University School of Law¹ submits these comments on the Department of Energy (DOE)'s Preliminary Technical Support Document (TSD) for its Energy Conservation Standards for Consumer Clothes Dryers. Policy Integrity is a non-partisan think tank dedicated to improving the quality of government decisionmaking through advocacy and scholarship in the fields of administrative law, economics, and public policy.

The Preliminary TSD indicates that DOE will use the domestic-only, interim social cost of carbon dioxide, methane, and nitrous oxide values developed under Executive Order 13,783.² That Executive Order has been repealed, and a reconvened Interagency Working Group on the Social Cost of Greenhouse Gases has released new interim estimates, with a further update expected by January 2022.³ DOE has recently proposed a series of revisions to its own Process Rule, including a proposal that will be published in the *Federal Register* tomorrow that will remove the outdated reference to Executive Order 13,783 and instead confirm that DOE will value greenhouse gas emissions according to "best practices."⁴

Regardless of when those proposed revisions to the Process Rule are finalized, DOE should not use the domestic-only social cost metrics developed under the now repealed Executive Order 13,783 in its Technical Support Documents. Instead, DOE should follow the reconvened Interagency Working Group's February 2021 recommendations. Policy Integrity attaches and hereby incorporates our recent comments to the Interagency Working Group, which provide further support for using the Working Group's new interim estimates, and our comments on the earlier proposed Process Rule revisions.

Respectfully submitted,

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Institute for Policy Integrity at NYU School of Law

Attachments: Policy Integrity's Comments on the Social Cost of Greenhouse Gases (June 21, 2021), https://policyintegrity.org/documents/Comments_to_Interagency_Working_Group_06.21.21.pdf.

Policy Integrity's Comments on the 2021 Process Rule NOPR (May 27, 2021), https://policyintegrity.org/documents/DOE_Process_Rule_Revisions_Comments_2021.05.26.pdf

¹ This document does not purport to present New York University School of Law's view, if any.

² DOE, Technical Support Document: Energy Efficiency Program for Consumer Products and Commercial and Industrial Equipment: Consumer Clothes Dryers at 14-1 (Apr. 2021) (also referencing use of the 7% discount rate).

³ Interagency Working Group on the Social Cost of Greenhouse Gases, Technical Support Document: Social Cost of Carbon, Methane, and Nitrous Oxide Interim Estimates under Executive Order 13990 (Feb. 2021), https://www.whitehouse.gov/wp-content/uploads/2021/02/TechnicalSupportDocument_SocialCostofCarbonMethaneNitrousOxide.pdf?source=email.

⁴ See <https://public-inspection.federalregister.gov/2021-14273.pdf> (scheduled for publication July 7, 2021, proposing a new section 17 on emissions analysis).