

DOCKETED

Docket Number:	23-HERS-01
Project Title:	2023 Repeal of the Field Verification and Diagnostic Testing requirements in Title 20
TN #:	249394
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Home Energy Rating System Rulemaking

Lorraine White, Manager, Standards Compliance Branch

Joe Loyer, Senior Mechanical Engineer, Standards Compliance Branch

March 28, 2023



Agenda

Time	Topic	Presenter
10:00 AM	Welcome	Lorraine White
10:05 AM	Introductory Remarks	Michael Sokol
10:15 AM	Public Hearing and Rulemaking Process	Lorraine White
10:20 AM	Proposed Regulations and Status	Joe Loyer
10:30 AM	Public Comments	Joe Loyer/Lorraine White
	Close of Public Hearing	Joe Loyer/Lorraine White



Introductory Remarks

Michael Sokol, Director
Efficiency Division



HERS Rulemaking Purpose & Benefits

- Purpose:
 - Separating FV&DT and HERS programs, **neither program will be eliminated**
 - Mandatory FV&DT Energy Code compliance (add to Title 24)
 - Voluntary HERS whole-house program (remains in Title 20)
 - Allows for two distinct programs to be regulated independently.
- Benefits:
 - Improves administration of both programs
 - Reduces confusion between programs



Rulemaking Status

Rulemaking to Amend Title 20 HERS Regulations

Pre-Rulemaking	May 11, 2022
Draft Staff Report	Nov 2022
Workshop	Nov 15, 2022
Rulemaking	Jan 30, 2023
45-Day Begins	February 10, 2023
Public Hearing	March 28, 2023
Effective Date	Jan 1, 2026

Energy Code Rulemaking Title 24 Energy Code

Pre-Rulemaking	May 11, 2022
Draft Staff Report	Oct 2022
1st Workshop	Nov 15, 2022
2nd Workshop	Jan 26, 2023
Final Staff Report	April 2023
3rd Workshop	May 2023
Rulemaking Starts	July 2023
Effective Date	Jan 1, 2026

[Rulemaking Docket](https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=23-HERS-01): 23-HERS-01;

<https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=23-HERS-01>

[Rulemaking Website](https://www.energy.ca.gov/programs-and-topics/programs/building-energy-efficiency-standards/2025-building-energy-efficiency-0): <https://www.energy.ca.gov/programs-and-topics/programs/building-energy-efficiency-standards/2025-building-energy-efficiency-0>



Public Hearing and Rulemaking Process

Lorraine White, Manager
Standards Compliance Branch
Efficiency Division



Public Hearing

- This public hearing to amend the Home Energy Rating System (HERS) regulations
 - Being held remotely
 - Will be recorded by a court reporter and Zoom
 - Statements made will become part of the public record
- No decisions will be made at this public hearing
- Information and documentation for this rulemaking at:
 - Docket: [23-HERS-01](#)

Zoom: Technical support is available at <https://support.zoom.us/>

Use the Zoom chatbot feature, located in the lower right corner of the screen or call (888) 799-9666, ext. 2

You can contact the Public Advisor's Office via email publicadvisor@energy.ca.gov, or by phone at (916) 654-4489, or call toll free at (800) 822-6228



Guidelines for Commenting

- Comments will be taken at the end of the presentation
- Comments may be **limited to 3 minutes** per person and **1 person per organization**, depending upon the number of persons wishing to speak
- Please provide your **name and affiliation** when speaking
- **All lines are muted**, to comment – "**raise hand**" to speak
 - **Online: Raise your hand**, host will give you the ability to speak, then participant must push unmute
 - **Cell phone: Raise your hand by pushing *9**, host will give you the ability to speak, then caller must **push *6 to mute and unmute**
- For clarifying rulemaking process questions, **type your question in the Q&A section**



Regulatory Process

5-12-2022



Commission Issues Order Instituting Rulemaking



Invitation to Participate (gather information)

Input Period



Publish Draft Staff Analysis with Proposed Regulations



Discuss Draft Staff Analysis in Public Workshop



Revise Draft Staff Analysis with Feedback

Changes



Public Comment Period

2-9-2023



3-27-2023



Publish Notice of Proposed Action, Initial Statement of Reasons, Proposed Regulations, & Final Staff Report



Public Hearing
3-28-2023



Commission Adopts Regulations at Business Meeting



Submit Final Rulemaking Package to Office of Administrative Law



No earlier than
1-1-2026

Effective Date of Regulations



Proposed Regulations and Status

Joe Loyer, Senior Mechanical Engineer
Standards Compliance Branch
Efficiency Division



Scope of this HERS Rulemaking

- Repeal administrative FV&DT provisions from the Title 20 regulations
- **NO GAP in FV&DT program!**
 - Administrative FV&DT provisions will be added to Title 24 for 2025 Energy Code update
 - Administrative FV&DT changes effective no earlier than effective date of 2025 Energy Code (Jan 1, 2026)



Proposed Changes

Sections 1670 - 1675

- Repeal references to FV&DT provisions in Title 20 (provisions added to Title 24 during 2025 Energy Code update)
- Effective date is same effective date as 2025 Energy Code (no earlier than Jan 1, 2026)
- Ensures continuous FV&DT program regulations are in effect
- Delete following definitions:
 - ACM Manual
 - California Field Verification and Diagnostic Testing Rater
 - Service Water Hearing



Public Comments





To Comment

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- For clarifying rulemaking process questions, **type your question in the Q&A section**
- **Statements made today become part of the public record**



Written Comments

- To submit electronically:

- <https://www.energy.ca.gov/programs-and-topics/programs/building-energy-efficiency-standards/2025-building-energy-efficiency-0>

- To send a hard copy:

California Energy Commission
Docket Unit
Re: Docket No. 23-HERS-01
715 P Street
Sacramento, CA 95814

- Send **digital copy** to: **docket@energy.ca.gov**, include **#23-HERS-01**



Contact Information

DOCKET 23-HERS-01

Lorraine White, Branch Manager
Standards Compliance Branch
Efficiency Division
(916) 628-2654
lorraine.white@energy.ca.gov

Note: If you would like to view or comment on the substance of the Field Verification & Diagnostic Testing proceeding, visit the [Docket 22-BSTD-03](#).



Thank You!

