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*Comment Received From: Alex Baker
Submitted On: 3/24/2024
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NEMA Response to Title 20 Proposed Regulatory Language for 15-Day Comment

Additional submitted attachment is included below.



National Electrical Manufacturers Association

The association of electrical equipment
and medical imaging manufacturers
www.nema.org

March 24, 2024

Dr. Andrew McAllister, Commissioner
California Energy Commission
715 P Street
Sacramento, CA 95814

Submitted Electronically To: Docket 22-AAER-04 at
<https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=22-AAER-04>

Re: Proposed Regulatory Language for 15-Day Comment on the 2022 Amendments to the Appliance Efficiency Regulations, California Code of Regulations (CCR) Title 20 Article 4 Section 1601 et seq, Docket Number 22-AAER-04

Dear Commissioner McAllister:

The National Electrical Manufacturers Association (NEMA) represents nearly 325 electrical equipment and medical imaging manufacturers that make safe, reliable, and efficient products and systems serving the building systems, building infrastructure, lighting systems, industrial products and systems, utility products and systems, transportation systems, and medical imaging markets. Our combined industries account for 370,000 American jobs in more than 6,100 facilities covering every state. These industries produce \$124 billion in shipments and \$42 billion in exports of electrical equipment and medical imaging technologies per year.

Members of NEMA's Lighting Systems Division have carefully reviewed the Proposed Regulatory Language for 15-Day Comment regarding California's Title 20 appliance efficiency regulations for lighting and external power supplies.

We appreciate removal of the reference to the "California quality" specification, and the outdated language in §1605.3 (k)(1)(a).

In our 8 January 2024 letter, we advised that **the State's definitions for State-regulated Small Diameter Directional Lamp and State-regulated Light Emitting Diode Lamp currently overlap federal general service lamp definitions** and detailed our concern that the section 1602(k) proposed amendments skipped over those definitions. We also documented how the State's MAEDbS product certification system requires manufacturers to either enter false information or forgo certifying products and selling them in California.

We offered a straightforward solution, to explicitly exclude "general service lamps" within those definitions. Mr. Peter Strait's 6 February email gave us hope of alignment with the Commission: *"We are still researching the regulatory status question; we are committed to accurate federal alignment and do not want to put manufacturers in a situation of feeling like they are instructed or required to certify inaccurate statements about their products. Thus, we are likely to make amendments that are in line with the broad recommendations from NEMA though we have not yet determined what specific verbiage would be most appropriate to use."*

Yet the 15-day language again skips over these definitions, indicating the solution we offered will not be implemented. We maintain hope that this is a simple oversight. **Otherwise, it appears the California Energy Commission does not intend to align with federal regulations as previously stated.** We noted the addition of "other" as a new "Possible Answer" for regulatory status at the top of Table X. NEMA members would not agree with applying that term to lamps. Lamps are either federally regulated, or they are not, and we believe CEC regulations and product certification processes should reflect that reality.

We again urge the Commission to address your definitional overlap with now well-established federal energy conservation standards.

As you give final consideration to the 15-day language, we request the following editorial corrections to Table W-2:

- We believe the title of this table lists the incorrect date. For alignment with the §1605.1 (w)(2) language above it, the title should instead reference January 10, 2022.
- In the rightmost column, please ensure each expression ends with a period as found in the federal rule, and that erroneous hyphens are replaced with minus signs.

* * *

NEMA members also look forward to hearing the Commission's plan for addressing our MAEDbS product certification concerns. Please provide clear written direction regarding the proper certification process for lamp products in the State of California. We remain available to assist you with the completion of this rulemaking. As always, you can reach me at alex.baker@nema.org.

Regards,



Alex Baker
Director, Regulatory & Industry Affairs