

DOCKETED	
Docket Number:	23-OIR-01
Project Title:	Petitions for Rulemaking
TN #:	262267
Document Title:	Order Denying Petition for Rulemaking - Televisions
Description:	This Order is the response and decision of the California Energy Commission with respect to TN #261999, a petition requesting rulemaking submitted by the Consumer Technology Association on February 26, 2025 relating to Televisions.
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Organization:	California Energy Commission
Submitter Role:	Commission Staff
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STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

**Petition for Rulemaking on Television
Data Reporting**

**ORDER DENYING PETITION FOR
RULEMAKING**

I. INTRODUCTION AND PROCEDURAL HISTORY

The California Energy Commission (CEC) previously adopted minimum efficiency standards for televisions, based on a prior uniform method of test. The U.S. Department of Energy subsequently adopted a federal test standard for televisions, which impacted manufacturers' ability to certify to the CEC's database that their products comply with existing state efficiency requirements.

On September 22, 2023, California published a regulatory advisory acknowledging this limitation and indicating the intent to open a future rulemaking action to establish new efficiency standards for in-scope products that can be certified utilizing the new federal test procedure.

The CEC subsequently adopted a set of administrative changes to California Code of Regulations (CCR), title 20, on April 10, 2024, which included changes to data reporting requirements for televisions consistent with the new federal test method.

On February 26, 2025, the Consumer Technology Association (CTA or Petitioner) filed a petition requesting the CEC institute a formal rulemaking (Petition) to amend the data reporting requirements for televisions in its Modernized Appliance Efficiency Database System (MAEDbS) set forth in CCR, title 20, section 1606, Table X. Petition asserts that such a rulemaking is needed to align with the data required by the U.S. Federal Trade Commission's mandatory data reporting for the Energy Guide labeling program.

On March 10, 2025, the CEC's Executive Director certified that the petition met the filing requirements of CCR, title 20, section 1221. On March 17, 2025, CEC staff filed a recommendation that the CEC deny the Petition because all of the topics identified by the Petitioner are within the scope of the CEC's existing Order Instituting Rulemaking (OIR) proceeding on this topic, which was adopted by the CEC on August 14, 2024.

Through this existing proceeding, the CEC is continuously engaging with stakeholders to receive feedback on whether new or modified regulations, including efficiency standards, testing methods, and certification requirements, are needed in the CEC's Appliance Efficiency Regulations (CCR, title 20, sections 1601 - 1609) implementing Public Resources Code section 25402(c). The CEC considered the Petition at its March 17, 2025, Business Meeting.

II. CEC FINDINGS

Based on the entirety of the record, the CEC finds that:

- 1) The Petition, filed with the Executive Director on February 26, 2025, meets the requirements of CCR, title 20, section 1221.
- 2) The Petition requests that the CEC initiate a formal rulemaking process to amend the data reporting requirements for televisions MAEDbS set forth in CCR, title 20, section 1606, Table X.
- 3) The CEC's Appliance Efficiency Regulations (CCR, title 20, sections 1601 - 1609) continue to benefit from an open and transparent public process with robust engagement from regulated entities. The request by Petitioner is within the scope of the CEC's existing Order Instituting Rulemaking for Televisions and Displays (Docket No. 24-AAER-01).
- 4) Government Code section 11340.7(c) requires that the CEC, within 30 days of the petition's filing, either deny the petition and indicate why the agency has reached its decision on the merits or grant the petition and schedule the matter for public hearing in accordance with the rulemaking provisions of the Administrative Procedure Act (Gov. Code section 11346 et seq.). California Code of Regulations, title 20, Section 1221(c) interprets this provision and requires either a written denial of a petition for rulemaking, or the issuance of an appropriate order pursuant to CCR, title 20, Section 1222 within 30 days of the filing of the petition.
- 5) Public Resources Code Sections 25213 and 25218(e) authorize the CEC to adopt rules and regulations, as necessary, to carry out its statutory duties. Public Resources Code section 25402 specifically authorizes the CEC to establish regulations that promote the use of energy- and water-efficient appliances. Amending the data reporting requirements for televisions in its Modernized Appliance Efficiency Database System (MAEDbS) set forth in California Code of Regulations, title 20, section 1606, Table X is within the CEC's rulemaking authority.
- 6) Amendments to the data reporting identified by the Petitioner are within the scope of the CEC's existing proceeding on this topic (Docket No. 24-AAER-01). Thus, an additional OIR as requested by the Petitioner is duplicative of existing actions at the CEC.

III. CONCLUSION AND ORDER

- 1) For the reasons stated above, the CEC hereby DENIES CTA's Petition for Rulemaking.
- 2) CEC staff is directed to consider CTA's proposed reduction in data collection in the next rulemaking proceeding for which it is in scope, consistent with the goals of the petition process and our principles of transparency and service to the public trust.
- 3) The CEC delegates the authority and directs CEC staff to take, on behalf of the CEC, all actions reasonably necessary to carry out the above direction.
- 4) CEC staff is directed to file this Order and supporting documentation with the Office of Administrative Law in accordance with Government Code section 11340.7(d) and provide any additional information required to submit this decision pursuant to Government Code section 11340.7.
- 5) Any interested person may obtain a copy of the petition by accessing TN# 261999 in CEC Docket No. 23-OIR-01, or by contacting Peter Strait, Appliances Branch Manager at Peter.Strait@energy.ca.gov.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on March 17, 2025.

AYE: Hochschild, Gunda, McAllister, Gallardo, Skinner

NAY: NONE

ABSENT: NONE

ABSTAIN: NONE

Dated: March 18, 2025

SIGNED BY:

Kristine Banaag
Secretariat