

## DOCKETED

<b>Docket Number:</b>	17-AAER-15
<b>Project Title:</b>	Appliance Efficiency Standards Rulemaking for Computers and Light-Emitting Diode Lamps
<b>TN #:</b>	221763
<b>Document Title:</b>	Resolution Adopting Regulations
<b>Description:</b>	Resolution No: 17-1108-5
<b>Filer:</b>	Cody Goldthrite
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
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STATE OF CALIFORNIA

STATE ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION

*IN THE MATTER OF:*

**COMPUTERS AND LIGHT-  
EMITTING DIODE LAMPS  
APPLIANCE EFFICIENCY  
RULEMAKING**

**Docket No. 17-AAER-15**

**RESOLUTION ADOPTING  
REGULATIONS**

**WHEREAS**, on September 22, 2017 the Commission published a Notice of Proposed Action (NOPA) concerning the potential modification of existing regulations, the Express Terms of the proposed regulations, and Economic and Fiscal Impact Statement with attachment, and an Initial Statement of Reasons (ISOR) describing the rationale for the proposal; and

**WHEREAS**, the NOPA designated November 8, 2017, as the date for the hearing to consider adoption of the proposed regulations and on this date the Commission held a public hearing to receive comments on the proposed regulations and to consider their adoption and did so adopt the regulations; and

**WHEREAS**, each of these documents and notices was provided to every person on the Energy Commission's Appliances list server and to every person who had requested notice of such matters, and was posted to the Commission's website.

**THEREFORE, THE CALIFORNIA ENERGY COMMISSION FINDS:**

The California Energy Commission has considered the application of the California Environmental Quality Act (CEQA) to the proposed regulations and concluded that this action is exempt from CEQA pursuant to the common sense exemption because it can be seen with certainty that there is no possibility that the proposed modifications to the appliance efficiency regulations for computers and light-emitting diode lamps may have a significant effect on the environment; and

The proposed regulations ensure the successful implementation of previously approved appliance efficiency regulations, which were determined to reduce the wasteful,

uneconomic, inefficient, and unnecessary consumption of energy for appliances that require a significant amount of energy on a statewide basis; and

The proposed regulations are technologically feasible and attainable; and

The proposed regulations do not result in any added total costs to the consumer over the designed life of the appliances concerned; and

The proposed regulations will not create new businesses, eliminate existing businesses, or have an effect on the expansion of businesses in California and will not result in a significant statewide adverse impact directly affecting business, including the ability of California businesses to compete with businesses in other states; and

The proposed regulations will not create or eliminate a significant number of jobs within California; and

The proposed regulations will impose no direct costs, or direct or indirect requirements or mandates, on state agencies, local agencies, or school districts, including but not limited to costs that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code; and

The proposed regulations will result in no costs or savings in federal funding to the State of California; and

The proposed regulations will not result in cost or savings to any state agency in reasonable compliance with these regulations; and

The proposed regulations will result in no nondiscretionary costs or savings to local agencies or school districts; and

The proposed regulations will have no impact on housing costs; and

The proposed regulations will have no significant, statewide adverse effect on businesses in general or small businesses in particular; and

The proposed regulations will impose no net costs on private persons when savings from reduced electricity use are taken into account; and

The proposed regulations will not result in costs that a representative business would necessarily incur in reasonable compliance with the regulations; and

The proposed regulations ensure the successful implementation of previously approved appliance efficiency regulations, which were determined to result in non-economic benefits, on a statewide level, such as reduction in pollution, greenhouse gas emissions, and energy generation demand; and

The proposed regulations have no alternatives that would be more effective in carrying out the purposes of the Warren-Alquist Act, that would be as effective and less burdensome to affected private persons in carrying out those purposes, or that would be more cost effective to affected private persons and equally effective in implementing those purposes; and

None of the comments received during the comment period or at the adoption hearing, and nothing else in the record, justified any changes to the proposed regulations as published on September 22, 2017.

**THEREFORE BE IT RESOLVED**, after considering all materials in the record, the Energy Commission finds that it can be seen with certainty that there is no possibility that the adoption of the proposed amendments to the appliance efficiency regulations may have a significant effect on the environment.

Additionally, after considering all comments received and the staff's responses, and based on the entire record of this proceeding, the California Energy Commission hereby adopts the amendments to its appliance efficiency regulations, as set forth in the express terms that were published on September 22, 2017 (Cal. Code of Regs., tit. 20, §§ 1602, 1605.3, and 1606). We take this action under the authority of, and to implement, interpret, and make specific, sections 25213, 25218(e), and 25402 of the Public Resources Code.

The Energy Commission delegates the authority and directs Commission staff to take, on behalf of the Commission, all actions reasonably necessary to have the adopted regulations go into effect, including but not limited to making any appropriate non-substantive changes to the regulations; preparing all appropriate documents, such as the Final Statement of Reasons; compiling and submitting the rulemaking file to the Office of Administrative Law (OAL); making any changes to the rulemaking file required by OAL; and preparing and filing the Notice of Exemption with the State Clearinghouse.

### **CERTIFICATION**

The undersigned Secretariat to the Commission 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 California Energy Commission held on November 8, 2017.

AYE: Weisenmiller, Douglas, McAllister, Hochschild, Scott

NAY: None

ABSENT: None

ABSTAIN: None

Original Signed by:

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Cody Goldthrite  
Secretariat