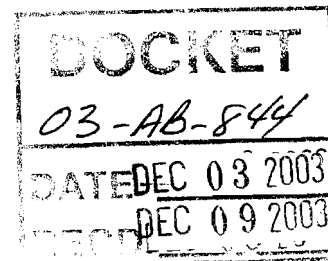


STATE OF CALIFORNIA
Energy Resources Conservation
And Development Commission



In the Matter of:)	Docket:	03-AB-844
)	Order:	03-1203-04
Proposed Adoption of Regulations)		
Implementing the Replacement Tire Efficiency)	ORDER INSTITUTING	
Program (AB 844))	RULEMAKING	
)		

I. PURPOSE OF THE PROCEEDING

Pursuant to Public Resources Code sections 25210 and 25213 and Title 20, California Code of Regulations, section 1222(a), the California Energy Commission (Commission) hereby institutes a proceeding to adopt regulations governing the Replacement Tire Efficiency Program (Program). The regulations will be found at Title 20, California Code of Regulations, section 1680 et seq. and will implement Public Resources Code § 25770 et seq., which was enacted earlier this year pursuant to AB 844 (Stats. 2003, ch. 645, §§ 1 - 2). The purpose of the Program is to ensure that replacement tires sold in the state are as least as efficient, on average, as the tires sold in the state as original equipment on new cars and trucks.

The Program requires the Commission to establish a database of the energy efficiency of a representative sample of replacement tires sold in the state, based on test procedures adopted by the Commission, adopt a rating system for the energy efficiency of replacement tires sold in the state, and establish requirements for manufacturers to report to the Commission the energy efficiency of replacement tires sold in the state. In addition, the Commission must also adopt minimum energy efficiency standards for replacement tires, taking into account factors such as safety, recyclability, cost-effectiveness, and tire life. The regulations will therefore include, at a minimum, test procedures for establishing the tire energy efficiency database, criteria for the tire energy efficiency

rating system, requirements for manufactures to report tire energy efficiency to the Commission, and the elements of the tire energy efficiency program for replacement tires.

II. DELEGATION OF AUTHORITY TO THE RENEWABLES COMMITTEE

The Transportation Committee, consisting of Commissioners Boyd and Geesman, or a successor committee with comparable powers and duties appointed pursuant to Public Resources Code section 25211, (Committee) shall preside over this rulemaking proceeding. The Committee shall take all actions necessary and appropriate to comply with all applicable legal requirements of the Public Resources Code, the Administrative Procedure Act (Govt. Code § 11340 et seq.), and implementing regulations, including submission, after a Commission hearing, of all necessary documents to the Office of Administrative Law, and issuance of notices for all hearings and workshops.

III. PUBLIC PARTICIPATION

The Commission encourages public participation in this proceeding. Any person present at any hearing or workshop shall be afforded a reasonable opportunity to make oral comments on the subject matter of the proceeding. Petitions to Intervene are unnecessary. Any person may file written comments on the rulemaking. The Transportation Committee shall issue a notice indicating the date of any hearings in the proceeding, and comments on the rulemaking must be received at the following address no later than the date specified in the notice:

Docket No. 03-AB-844
Docket Unit
California Energy Commission
1516 Ninth Street, MS 4
Sacramento, CA 95814

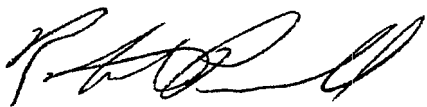
The Executive Director shall ensure that this Order and notices of hearings and workshops are distributed to all interested persons, and that drafts of the regulations are made available sufficiently in advance of adoption by the Commission to allow timely participation. Margaret Kim, the Commission's Public Adviser, is available to facilitate the participation of any person in

this proceeding, and may be reached by calling (916) 654-4489 or toll-free in California at (800) 822-6228.

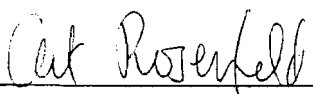
Date: December 3, 2003

STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION

_____(Absent)_____
WILLIAM J. KEESE
Chairman

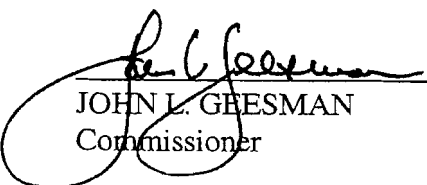


ROBERT PERNELL
Acting Chairman



ARTHUR H. ROSENFELD
Commissioner

_____(Absent)_____
JAMES D. BOYD
Commissioner



JOHN L. GRESMAN
Commissioner