

June 9, 2011

California Energy Commission
Dockets Office, MS-4
Re: Docket No. 09-AAER-2
1516 Ninth Street
Sacramento, CA 95814-5512

DOCKET

09-AAER-2

DATE Jun 09 2011

RECD. Jun 09 2011

To Whom It May Concern:

CTIA-The Wireless Association® respectfully submits the following comments on the California Energy Commission's Rulemaking on Appliance Efficiency Regulations (Docket No. 09-AAER-2). CTIA is the international trade association representing wireless carriers, device manufacturers, and Internet service providers. CTIA appreciates the opportunity to comment in this proceeding. CTIA has previously commented in this proceeding along with other trade associations representing the technology, electronics, and consumer appliance industries, and we offer the following additional comments.

CTIA respectfully urges the CEC to provide more time for wireless device manufacturers to fully evaluate the impact of the proposed draft regulations. Manufacturers need CEC clarification regarding the definition of maintenance mode before they can fully assess the impact of and possible compliance with the proposed draft regulations. Moreover, if wireless device manufacturers find that they can comply with the proposed draft regulations, which is still not clear, a manufacturer's declaration of conformance, for example through electronic labeling or a statement in user guides, would be the preferred method, as opposed to any markings on the device or its components, to indicate compliance with the proposal. This approach would ensure that compliance is communicated to the consumer while mitigating disruption to the manufacturer's national distribution chain.

Consumers have come to depend on wireless devices to connect with the world, access emergency services, and communicate in emergencies. Considering the importance of wireless devices and the potential implications of the proposal, if it is determined that manufacturers can comply with the proposal, wireless devices should be considered in the 24 month compliance period instead of the 12 month period for other consumer products. In addition, the regulation should only apply to consumer products introduced to the market after that 24 month compliance date. Accordingly, if a product has been previously designed and is still shipping, it should be permitted to continue to ship into California.

In closing, CTIA respectfully requests a meeting with CEC staff to seek clarification regarding the proposed draft regulations and additional time to consider the proposal before the CEC moves forward with formal proposed regulations. If you have questions, please do not hesitate to contact Steve Carlson, CTIA California Government Affairs Counsel, at 916-919-3333 or scarlson@stevecarlsonassociates.com.

Sincerely,



K. Dane Snowden
Vice President, External & State Affairs