

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street Sacramento, California 95814

Main website: www.energy.ca.gov**11-AAER-2**DATE Dec.14 2011RECD. Dec.14 2011**NOTICE OF COMMISSION ADOPTION HEARING, AVAILABILITY OF
15-DAY LANGUAGE AND OPPORTUNITY FOR COMMENT****NOTICE OF COMMISSION ADOPTION HEARING
OF PROPOSED NEGATIVE DECLARATION****PROPOSED AMENDMENTS TO APPLIANCE
EFFICIENCY REGULATIONS
California Code of Regulations, Title 20,
Sections 1601 through 1607****CALIFORNIA ENERGY COMMISSION
Docket No. 11-AAER-2****December 14, 2011****INTRODUCTION**

The California Energy Commission (Energy Commission) will hold a public hearing for consideration and possible adoption of proposed amendments to the Appliance Efficiency Regulations, contained in Sections 1601–1608 of Title 20 of the California Code of Regulations (CCR). The purpose of this rulemaking is to adopt efficiency standards, certification and marking requirements for large and small battery charger systems, and to adopt self-contained lighting control standards from Title 24 of the CCR to ensure that only self-contained lighting controls that comply with applicable standards are sold or offered for sale in California. The Energy Commission has also drafted a proposed Negative Declaration regarding the amendments, which will also be considered and possibly adopted at the same public hearing.

PUBLIC HEARING

The Energy Commission will consider adopting the proposed amendments and the proposed Negative Declaration at a public hearing to be held on:

Wednesday, January 11, 2012

10:00 a.m.

California Energy Commission

1516 Ninth Street

First Floor, Hearing Room A

Sacramento, California

(Wheelchair accessible)

Audio for the January 11, 2012, adoption hearing will be broadcast over the Internet.

If you have a disability and require assistance to participate in these hearings, please contact Lou Quiroz at (916) 654-5146 at least 5 days in advance.

At this hearing, any person may present statements or arguments relevant to the proposed action. Interested persons may also submit written comments (see below).

PUBLIC COMMENT PERIOD/WRITTEN COMMENTS

The public written comment period for the 15-Day Language will be from and including **December 14, 2011** through and including **December 29, 2011**. Any interested person may submit written comments on the proposed amendments. Written comments will also be accepted and considered for the Energy Commission adoption hearing if they are received by **10 a.m. on January 11, 2012**. Written comments shall be e-mailed to [Docket@energy.state.ca.us] and mailed or delivered to the following address:

California Energy Commission
Docket No. 11-AAER-2
Docket Unit
1516 Ninth Street, Mail Station 4
Sacramento, California 95814-5504

All written comments must indicate **Docket No. 11-AAER-2**. When comments are e-mailed on behalf of an organization, the comments should be a scanned copy of the original on the organization's letterhead and include a signature of an authorized representative. Please copy hsingh@energy.state.ca.us.

BACKGROUND

On October 7, 2011, the Office of Administrative Law published a Notice of Proposed Action (NOPA) concerning the potential adoption of proposed amendments to the Appliance Efficiency Regulations (Express Terms or 45-Day Language). The NOPA and 45-Day Language were also posted on the Energy Commission's website on October 7. On October 11, 2011, the Energy Commission published and posted on its website a Notice of Availability and Hearing for the Initial Study and Proposed Negative Declaration for the proposed amendments. The first public hearing listed in the NOPA, with the Energy Commission's Efficiency Committee, was held on October 24, 2011, where public comments were received. The 30-day comment period for the proposed Negative Declaration ended on November 10, 2011, and the 45-day comment period for the proposed amendments ended on November 21, 2011. On November 23, 2011, the Energy Commission published and posted on its website a Notice of Postponement, notifying the public that the November 30, 2011, hearing date contained in the NOPA for consideration and adoption of the amendments and the Negative Declaration had been postponed to a date to be announced. The Notice of Postponement noted that additional time was needed to review and consider comments received during the 45-

day comment period, and to determine whether changes to the proposed amendments (by way of 15-Day Language) were warranted.

PROPOSED 15-DAY LANGUAGE

The proposed amendments to the Express Terms (15-Day Language) are available on the Energy Commission website, under “Documents Page for Phase II on Appliance Efficiency Regulations Rulemaking, Docket # 11-AAER-2, Rulemaking Documents, Express Terms – 15-Day Language,” posted on December 14, 2011, at: http://www.energy.ca.gov/appliances/battery_chargers/documents/

The 15-Day Language changes to the originally-proposed 45-Day Language are indicated by double strikethrough (~~example~~) for deleted language and double underline (example) for added language. The 15-Day Language changes include:

1. Clarifying language for self-contained lighting controls and battery charger systems;
2. All January 1, 2013 compliance dates have been changed to February 1, 2013;
3. Allows battery charger system manufacturers to choose to between marking the product or labeling the product’s packaging; and
4. Allows an additional one year for compliance with the applicable standards for USB charger systems with a battery capacity of 20 watt-hours (Wh) or greater.
5. Additional added reporting requirements necessary to verify compliance.

DESIGNATED CONTACT PERSONS

Please contact the following person, preferably by e-mail, for general information about the proceeding or to obtain any document relevant to the proceeding:

Angelica Ramos
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-4147
Fax: 916-654-4304
E-mail: [aromo@energy.state.ca.us]

Please contact the following person, preferably by e-mail, for substantive questions:

Harinder Singh
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-4091
Fax: 916-654-4304
E-mail: [hsingh@energy.state.ca.us]

The backup contact person for substantive questions is:

Kenneth Rider
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-5006
Fax: 916-654-4304
E-mail: [Krider@energy.state.ca.us]

Mr. Singh and Mr. Rider also can assist in obtaining documents and in answering general questions.

PUBLIC ADVISER

The Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission activities. If you want information on how to participate in this rulemaking, please contact:

Jennifer Jennings, Public Adviser
California Energy Commission
1516 Ninth Street, Mail Station 12
Sacramento, California 95814-5512
Telephone: 916-654-4489
Fax: 916-654-4493
E-mail: [pao@energy.state.ca.us]

NEWS MEDIA INQUIRIES

News media inquiries should be directed to Media and Public Communications Office at (916) 654-4989, or by e-mail at mediaoffice@energy.state.ca.us.

AVAILABILITY OF DOCUMENTS CONCERNING THIS RULEMAKING

The first action to take to obtain documents in this rulemaking proceeding is to visit the Energy Commission's appliance efficiency website at http://www.energy.ca.gov/appliances/battery_chargers/documents.

The website will have all of the documents prepared by the Energy Commission, including the 15-Day Language of the proposed amendments (written in plain English and set forth in a format that indicates affected portions of the existing text and the proposed amendments to the text), and most of the other documents in the rulemaking file.

The 15-Day Language is also available at no cost from the contact person, Angelica Ramos (see above).

The Energy Commission's Docket Office has available all of the documents in the rulemaking file; for copies, please contact:

Docket Office
California Energy Commission
1516 Ninth Street, MS 4
Sacramento, California 95814-5504
916-654-5076

INTERNET ACCESS

Documents prepared by the Energy Commission for this rulemaking, are or will be posted on the Energy Commission's website, http://www.energy.ca.gov/appliances/battery_chargers/documents.

Note: the California Energy Commission's formal name is the State Energy Resources Conservation and Development Commission.