



Setting Standards for Excellence

The Association of Electrical and Medical
Imaging Equipment Manufacturers
www.nema.org

January 5, 2012

Submitted via email

Ms. Karen Douglas
Commissioner
California Energy Commission
1516 Ninth Street
Sacramento, California 95814

DOCKET

11-AAER-2

DATE DEC 05 2012

RECD. DEC 06 2012

NEMA Concerns re: CCR Title 20 15 Day Language Regarding Battery Chargers

Dear Commissioner Douglas,

Regarding the subject proposal, the National Electrical Manufacturers Association (NEMA) would like to call to your attention our concern regarding the process used in developing and approving this proposal regarding Battery Chargers, particularly in the 45- and 15- day language issuance and response periods.

As you know, NEMA is the association of electrical equipment manufacturers, founded in 1926 and headquartered in Arlington, Virginia. Its member companies manufacture a diverse set of products including power transmission and distribution equipment, lighting systems, factory automation and control systems, and medical diagnostic imaging systems. Worldwide annual sales of NEMA-scope products exceed \$120 billion. These comments are submitted on behalf of all NEMA member companies affected by this proposal.

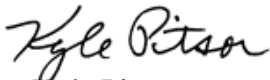
During the Battery Charger proposal development and 45-day language phase, NEMA member companies from several product sectors expressed strong views with the feasibility of both the technical requirements of the proposal and with what we believe to have been a lack of adequate testing of representative products. Similarly, the online docket contains dozens of formal comments stating that the physical and economic feasibility of the proposal for one product category or another is not sound and that the performance requirements and scope of affected products were not adequately researched or evaluated.

When the 15-day language was issued, not only did the Battery Charger proposal fail to address the technical and detailed comments received during the public review process, but additional changes were made without any explanation or justification.

NEMA and other stakeholders have spent time and expense to investigate product performance and verify CASE study data and provide detailed analysis on the proposals. NEMA views the failure of the CEC to address comments received as a serious process flaw in the rulemaking procedure. As a result, NEMA is not in a position to offer further comment on the 15-day language. Our comments on the 45-day language for Battery Chargers remains.

Thank you for your consideration of this letter. If you have any questions, please contact Alex Boesenberg of NEMA at 703-841-3268 or alex.boesenberg@nema.org.

Sincerely,

A handwritten signature in black ink that reads "Kyle Pitsor". The signature is fluid and cursive, with the first name "Kyle" and last name "Pitsor" clearly distinguishable.

Kyle Pitsor
Vice President, Government Relations