

**CALIFORNIA ENERGY COMMISSION**

1516 Ninth Street  
 Sacramento, California 95814

Main website: [www.energy.ca.gov](http://www.energy.ca.gov)



In the matter of:	)	Docket No. [12-BSTD-1]
	)	
2013 Title 24 Building Energy Efficiency	)	HEARING
Standards Rulemaking Proceedings	)	RE: Adoption of Proposed
California Code of Regulations, Title 24, Part	)	Regulations and Negative
1, Part 6, and Part 11	)	Declaration
	)	

**Notice of  
 Hearing for  
 POSSIBLE ADOPTION OF  
 2013 PROPOSED BUILDING ENERGY  
 EFFICIENCY STANDARDS and  
 PROPOSED NEGATIVE DECLARATION**

**Availability of 15-Day Language and Opportunity for  
 Comment**

The California Energy Commission will conduct a hearing to consider adopting the proposed update to the Building Energy Efficiency Standards in the California Code of Regulations, Title 24, Part 6, associated administrative regulations in Part 1 (collectively also known as the California Energy Code), and portions of the Green Building Code, Part 11 (also known as CalGreen), of the California Building Code. The Energy Commission will also consider the proposed and supplemental Initial Study and Negative Declaration.

Concurrent with this notice, the Energy Commission has also published modifications to the proposed Standards that were previously made available for public comment, and identified additional documents it will rely upon for adoption of these Standards. The modifications to the proposed Standards are known as the "15-Day Language" and are the proposed revisions to the California Energy Code and CalGreen that the Energy Commission will consider adopting.

**May 31, 2012**  
9:00 a.m.  
CALIFORNIA ENERGY COMMISSION  
1516 Ninth Street  
1st Floor, Hearing Room A  
Sacramento, California  
Wheelchair Accessible

Remote Access Available by Computer or Phone via WebEx™  
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## **Agenda**

Notice is hereby given that the California Energy Commission proposes to adopt revisions to the Building Energy Efficiency Standards in the California Code of Regulations, Title 24, Part 6, associated administrative regulations in Part 1 (collectively also known as the California Energy Code), and portions of the Green Building Code, Part 11 (also known as CalGreen), of the California Building Code. The proposed amended standards are called the “2013 Building Energy Efficiency Standards” and would go into effect on January 1, 2014.

The Energy Commission will also consider approving the proposed and supplemental Initial Study and adopting the Negative Declaration, pursuant to the California Environmental Quality Act, Public Resources Code section 21000 et seq. (CEQA).

## **Background**

In February 2012, the Energy Commission published a Notice of Proposed Action (NOPA) regarding these proposed revisions to the California Energy Code and CalGreen. In the NOPA, the Energy Commission listed April 11, 2012, as a potential adoption date for the proposed language, which was made available for public comment for 45 days as required by law. The proposed language is also known as the “45-Day Language” or “45-Day Express Terms”. The NOPA also stated that:

The hearing before the full Energy Commission for final adoption of the 45-Day Language Express Terms will be held on the date below [April 11, 2012] unless the Energy Commission decides to make substantive changes to the Express Terms through 15-Day Language, in which case the public hearing will be continued to a later noticed date. If the Energy Commission decides to propose 15-Day Language modifications to the Express Terms, separate notice of the adoption hearing for the 15-Day Language will be provided.

This Notice of Hearing serves as the “separate notice of the adoption hearing for the 15-Day Language.”

The 15-Day language and related documents can be obtained from the contact persons designated below or from the Energy Commission website at:  
<http://www.energy.ca.gov/title24/2013standards/rulemaking/>.

As described further below, the "15-Day" language and additional documents relied upon are being made available for public comment from May 15, 2012, through 4:00 p.m. on May 30, 2012.

Should the Energy Commission determine that substantial changes to the 15-Day Language are needed, this item will be continued to a future public hearing, a revised set of 15-Day Language documents will be prepared, and the future public hearing will be noticed separately.

In addition, Energy Commission staff has analyzed the potential environmental impacts of these proposed standards, as required by CEQA. Energy Commission staff estimates that implementing the 2013 Building Energy Efficiency Standards will significantly reduce statewide annual electricity and natural gas consumption. This will significantly reduce criteria air pollutant and greenhouse gas emissions. In addition to air emissions, staff considered onsite water use, indoor air pollution, and changes in materials use, including mercury, lead, copper, steel, plastic, silicon, gold, aluminum, fiberglass, titanium, glass, and wood. Staff concluded that adopting the proposed Standards will not result in any significant environmental impacts, pursuant to the California Environmental Quality Act. A public comment period for this Initial Study and Proposed Negative Declaration was held from March 26, 2012, through 10:00 a.m. on April 26, 2012. Staff prepared a Supplemental Initial Study and Proposed Negative Declaration of the 15-Day language, dated May 2012, and concluded that the changes to the proposed regulatory language did not result in any significant environmental impacts, such that recirculation of the proposed Initial Study and Negative Declaration was not required. (14 Cal. Code Regs., section 15073.5.)

## **Public Comment**

The public comment period for the 15-Day Language and additional documents relied upon is from May 15, 2012, through 4:00 p.m. on May 30, 2012.

Written comments should be submitted to the Dockets Unit by 4:00 p.m. on May 30, 2012. Written comments will be also accepted at the hearing, but are encouraged to be submitted in advance. All written comments will become part of the public record of this proceeding. Additionally, written comments may be posted to the Energy Commission's website for the proceeding.

The Energy Commission encourages comments by e-mail and electronic submission, up to 5 MB. Please include your name and any organization name. Comments should be in a downloadable, searchable format such as Microsoft® Word (.doc) or Adobe® Acrobat® (.pdf). For additional information, see Standing Order re: Proceedings and Confidentiality Procedural Requirements For Filing, Service and Docketing Documents with the Energy

Commission, available at:

[http://www.energy.ca.gov/dockets/documents/2011\\_Standing\\_Order\\_for\\_Documents.pdf](http://www.energy.ca.gov/dockets/documents/2011_Standing_Order_for_Documents.pdf).

Please include the docket number 12-BSTD-1 and indicate Adoption of 15-Day Language for the 2013 Energy Efficiency Building Standards in the subject line. Send comments to: [docket@energy.ca.gov](mailto:docket@energy.ca.gov).

If you prefer, you may send a paper copy of your comments to:

California Energy Commission  
Dockets Office, MS-4  
Re: Docket No. 12-BSTD-1  
Adoption of 15-Day Language for the 2013 Energy Efficiency Building Standards  
1516 Ninth Street  
Sacramento, CA 95814-5512

In addition, the Energy Commission will accept oral comments during the hearing on May 31, 2012. Comments may be limited to three minutes per speaker. Any comments will become part of the public record in this proceeding.

### **Public Adviser and Other Commission Contacts**

The Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission proceedings. If you want information on how to participate in this forum, please contact the Public Adviser's Office at [PublicAdviser@energy.ca.gov](mailto:PublicAdviser@energy.ca.gov) or (916) 654-4489 (toll free at (800) 822-6228).

If you have a disability and require assistance to participate, please contact Lou Quiroz at [lquiroz@energy.ca.gov](mailto:lquiroz@energy.ca.gov) or (916) 654-5146 at least five days in advance.

Media inquiries should be sent to the Media and Public Communications Office at [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov) or (916) 654-4989.

If you have questions on the subject matter of this meeting, please contact Mazi Shirakh at [Mazi.Shirakh@energy.ca.gov](mailto:Mazi.Shirakh@energy.ca.gov) or (916) 654-3839. If Mr. Shirakh is not available, please contact Martha Brook at [Martha.Brook@energy.ca.gov](mailto:Martha.Brook@energy.ca.gov) or (916) 654-4086.

### **Remote Attendance**

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If you have difficulty joining the meeting, please call the WebEx Technical Support number at 1-866-229-3239.

## **Availability of 15-Day Language**

The proposed 15-Day Language as well as most of the other documents in the rulemaking file are posted on the Energy Commission's website at: <http://www.energy.ca.gov/title24/2013standards/rulemaking/documents/index.html>.

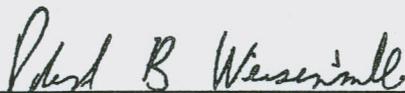
These documents are also available by contacting the Energy Commission's High Performance Buildings and Standards Development Office.

For copies of these 15-Day Language documents in hard copy, contact Ron Yasny at (916) 651-2915 or by e-mail at [Ron.Yasny@energy.ca.gov](mailto:Ron.Yasny@energy.ca.gov).

All of the documents in the rulemaking file are available from the Energy Commission's Dockets Office. For copies please contact:

CALIFORNIA ENERGY COMMISSION  
Dockets Office  
1516 Ninth Street, MS-4  
Sacramento, California 95814-5512  
(916) 654-5076

DATE: May 15, 2012

  
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ROBERT B. WEISENMILLER  
Chair

Mail Lists: 50, 51, 52, 53, 480 and 7434  
Listserv: efficiency, building standards