

**REVENUE:** No revenue impact

**FISCAL:** No fiscal impact

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	5 - 2 - 0
<b>Yeas:</b>	Beyer, Cannon, Jenson, Macpherson, Dingfelder
<b>Nays:</b>	Burley, Smith G.
<b>Exc.:</b>	-
<b>Prepared By:</b>	Cat McGinnis, Administrator
<b>Meeting Dates:</b>	5/14, 5/16

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**WHAT THE MEASURE DOES:** Establishes minimum energy efficiency standards for appliances, compact audio players, and other products. Prohibits the sale or installation of products that do not meet standards. Allows the Oregon Department of Energy (ODE) to adopt rules to update minimum efficiency standards and to delay implementation date of standards. Requires Governor to introduce legislation to conform statutory minimum efficiency standards with standards ODE adopts by rule. Requires director to apply for a waiver of federal preemption in certain cases. Prohibits sale of non-conforming products effective September 1, 2009. Prohibits installation of non-conforming products effective September 1, 2010.

**ISSUES DISCUSSED:**

- Proposed amendments to building code to encourage use of 90 percent efficient residential furnaces
- Applicability to water dispensers in refrigerators

**EFFECT OF COMMITTEE AMENDMENT:** Excludes residential furnaces from requirement to meet energy efficiency standards. Prohibits sale of non-conforming products effective September 1, 2009. Prohibits installation of non-conforming products effective September 1, 2010. Resolves conflicts between House Bill 2565 and Senate Bill 375.

**BACKGROUND:** Authority to adopt efficiency standards for appliances and electrical equipment resides with the state in cases where there are no federal standards. In order to have a uniform approach, Oregon and other states have adopted standards developed by the state of California, acknowledged to be the market leader. Where the federal government has adopted standards, states are preempted from establishing more stringent standards unless they receive a waiver from the U.S. Department of Energy. The 2005 Oregon Legislative Assembly passed House Bill 3363 to require efficiency standards on eleven appliances following California's lead. Senate Bill 375-A establishes efficiency standards for appliances and electrical equipment that are identical to standards recently adopted by the state of California. A federal waiver would be required for the proposed residential furnace standard.

5/23/2007 2:25:00 PM

*This summary has not been adopted or officially endorsed by action of the committee.*