WAC 194-24-185  Air compressors.  (1) Scope. This rule applies to new air compressors manufactured on or after January 1, 2022, through January 9, 2025.

(2) Standard. Air compressors that meet the twelve criteria listed on page 350 to 351 of the "energy conservation standards for air compressors" final rule issued by the United States Department of Energy on December 5, 2016, must meet the requirements in Table 1 on page 352 in accordance with the instructions on page 353.

(3) Testing. Air compressors must meet the test criteria as measured in accordance with the "uniform test method for certain air compressors" under 10 C.F.R. Part 431 (Appendix A to Subpart T) as in effect on July 3, 2017.

(4) Listing. Each manufacturer must cause to be listed each air compressor, by model number, in MAEDbS.

(5) Marking. Every unit of every air compressor must comply with the requirements of Section 1607 of the California Rule.

WAC 194-24-190  Portable air conditioners.  (1) Scope. This rule applies to new portable air conditioners manufactured on or after February 1, 2022, through January 9, 2025.

(2) Standard. Portable air conditioners must have a combined energy efficiency ratio that is greater than or equal to:

\[
1.04 \times \frac{SACC}{(3.7117 \times SACC^{0.6384})}
\]

where "SACC" is seasonally adjusted cooling capacity in British thermal unit/hour (Btu/hr).

(3) Testing. Portable air conditioners must meet the testing criteria as measured in accordance with the test methods prescribed in 10 C.F.R. Section 430.23 (Appendix CC to Subpart B of Part 430) in effect as of January 3, 2017.

(4) Listing. Each manufacturer must cause to be listed each portable air conditioner, by model number, in MAEDbS.

(5) Marking. Every unit of every portable air conditioner must comply with the requirements of Section 1607 of the California Rule.

WAC 194-24-195  Uninterruptible power supplies.  (1) Scope. This rule applies to new uninterruptible power supplies manufactured on or after January 1, 2021, through January 9, 2022.

(2) Standard. Uninterruptible power supplies that utilize a NEMA 1-15P or 5-15P input plug and have an AC output must have an average load adjusted efficiency that meets or exceeds the values shown on page 193 of the prepublication final rule "Energy Conservation Pro-

(3) **Testing.** Uninterruptible power supplies must meet the testing criteria as measured in accordance with the test methods prescribed in Appendix Y to Subpart B of Part 430 of Title 10 of the Code of Federal Regulations "Uniform Test Method for Measuring the Energy Consumption of Battery Chargers" in effect as of January 11, 2017.

(4) **Listing.** There is no listing requirement for this product.

(5) **Marking.** There is no marking requirement for this product.
**PROPOSED RULE MAKING**

**CR-102 (December 2017)**
(Implements RCW 34.05.320)
Do NOT use for expedited rule making

**Title of rule and other identifying information:** (describe subject) The proposed rules to update appliance standards in Chapter 194-24 WAC

<table>
<thead>
<tr>
<th>Hearing location(s):</th>
<th>Date</th>
<th>Time</th>
<th>Location: (be specific)</th>
<th>Comment:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>May 5, 2020</td>
<td>3:00</td>
<td>Washington Department of Commerce 1011 Plum Street SE Olympia, WA 98501</td>
<td>Remote testimony will be an option.</td>
</tr>
</tbody>
</table>

**Date of intended adoption:** May 6, 2020 (Note: This is NOT the effective date)

Submit written comments to:
Name: Sarah Vorpahl
Address: Washington Department of Commerce, PO Box 42525, Olympia, WA 98504
Email: Appliances@commerce.wa.gov
Fax: Other: By (date) May 5, 2020

**Assistance for persons with disabilities:**
Contact Austin Scharff
Phone: Fax: TTY: Email: Austin.scharff@commerce.wa.gov Other: By (date) May 5, 2020

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** This proposal updates WAC 194-24 and to include three new product standards: air compressors, portable air conditioners and uninterruptible power supplies. The effective dates of standards in this legislation are based on date of manufacture, not the date of sale. Products already in stores or warehouses may be installed after the new standards take effect. The standards apply to manufacturers, distributors, retailers, and installers, rather than to individual consumers.
Reasons supporting proposal: The proposed rules implement statutory change to our existing state standards. These standards represent a cost-effective strategy to protect consumers and businesses and strengthen the state’s economy. Efficient products save energy and water, reduce long-term operating costs, and cut greenhouse gas emissions.


Statute being implemented: Chapter 19.260 RCW

<table>
<thead>
<tr>
<th>Is rule necessary because of a:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Law?</td>
</tr>
<tr>
<td>Federal Court Decision?</td>
</tr>
<tr>
<td>State Court Decision?</td>
</tr>
</tbody>
</table>

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) Washington Department of Commerce ☒ Governmental

Name of agency personnel responsible for:

<table>
<thead>
<tr>
<th>Name</th>
<th>Office Location</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drafting: Sarah Vorpahl</td>
<td>1011 Plum Street SE PO Box 42525 Olympia, WA 98504-2525</td>
<td>360-680-6000</td>
</tr>
<tr>
<td>Implementation: Washington Department of Commerce</td>
<td>1011 Plum Street SE PO Box 42525 Olympia, WA 98504-2525</td>
<td>360 407-6000</td>
</tr>
<tr>
<td>Enforcement: Washington Department of Commerce</td>
<td>1011 Plum Street SE PO Box 42525 Olympia, WA 98504-2525</td>
<td>360 407-6000</td>
</tr>
</tbody>
</table>

Is a school district fiscal impact statement required under RCW 28A.305.135? □ Yes ☒ No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name: 
Address: 
Phone: 
Fax: 
TTY: 
Email: 
Other: 

Is a cost-benefit analysis required under RCW 34.05.328? □ Yes ☒ No

If yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name: 
Address: 
Phone: 
Fax: 
TTY: 
Email: 
Other: 

Page 2 of 3
Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:
This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):
☐ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.
Citation and description:
☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.
☐ This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.
☐ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:
- ☐ RCW 34.05.310 (4)(b) (Internal government operations)
- ☐ RCW 34.05.310 (4)(c) (Incorporation by reference)
- ☐ RCW 34.05.310 (4)(d) (Correct or clarify language)
- ☐ RCW 34.05.310 (4)(e) (Dictated by statute)
- ☐ RCW 34.05.310 (4)(f) (Set or adjust fees)
- ☐ RCW 34.05.310 (4)(g) ((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)
☐ This rule proposal, or portions of the proposal, is exempt under RCW _____.
Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES
If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

☐ No Briefly summarize the agency’s analysis showing how costs were calculated. The rules implement statutory requirements and do not impose costs beyond what is required to comply with the statute.
☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name: 
Address: 
Phone: 
Fax: 
TTY: 
Email: 
Other: 

Date: March 27, 2020
Name: Sarah Coggins
Title: Rules Coordinator

Signature: