

## Summary of Bingaman UC Request - MODIFIED (9/18) - to amend H.R. 4850

Update: To release a “hold” by Senator Kyl, this Bingaman UC request has been modified from last week’s request by deleting Section 6, “Study of the Electric Motor Market” from the Bingaman amendment.

Background: The Energy Committee reported S. 398 on May 18, 2011 (Cal. No 54). Its 25 sections would have amended the Energy Policy and Conservation Act to enact energy efficiency standards for several products and make administrative and technical changes that were agreed to among industry, energy advocates, and consumer groups. Since that time, however, many of the standards have been implemented by rule. On June 26, 2012, the House passed H.R. 4850, a bill to modify the efficiency standard for walk-in coolers and freezers. Given the short period of time remaining in this Congress, Senator Bingaman requests unanimous consent to discharge and pass H.R. 4850 with an amendment that would add the most time-sensitive provisions of S. 398 that are interest to Senators on both sides of the aisle. There are no authorizations in this package. Following is a summary of H.R. 4850, as proposed to be amended.

Section 1. Short Title. The short title would remain “Enabling Energy Saving Innovations Act.”

Section 2. Innovative Component Technologies. This section is the only section of H.R. 4850 as it was passed by the House. It provides that the current standard for walk-in coolers and walk-in freezers shall not apply if a component manufacturer has demonstrated to DOE that the component reduces energy consumption at least as much as if the standard were to apply.

Section 3. Uniform Efficiency Descriptor for Covered Water Heaters. This section is identical to S. 156, as sponsored by Senators Kohl, Corker, Alexander, Pryor, Snowe, and Stabenow, and as included as Section 12 of S. 398. The provision would reduce regulatory burdens on industry by directing DOE to transition from the current, separate definitions for water heaters, to a single definition for all covered water heaters.

Section 4. Service over the Counter, Self-Contained, Medium Temperature Commercial Refrigerators. This section is identical to Section 21 of S. 398 and to Section 801 of the House – passed energy bill, H.R. 4480. It would establish a separate, less-stringent standard for “service-over-the-counter” refrigerators typically used as bakery and deli counters. This type of refrigerator is less efficient than other refrigerator types because of their large glass surfaces.

Section 5. Small Duct High Velocity Systems and Administrative Changes. This section is drawn from Section 2 of S.398, as reported. It includes standards for small duct high velocity systems as adopted from S. 920, a bill sponsored by Senators Blunt, Stabenow, McCaskill, Brown of MA, and Vitter, and includes a definition for certain through-the-wall air-conditioning and heat pump systems. This section would also require DOE to review commercial equipment standards every 6 years and respond to petitions from interested persons to amend any existing standard.

Section 6. Technical Corrections. This section includes 17 of the technical corrections included in Section 25 of S. 398, as reported. These would reduce regulatory burdens and eliminate confusion by correcting clerical errors made during enactment of EISA 2007.

For questions contact Al Stayman (ENR Maj.) at 4-7865.