s ccess a d c e te 🎄 ses. T s d c e t as a c ect de t " A t
e t t ," c ta sa c A ete
de t " a a a ea," a d as a c ect c ss-eee ce. **DATES:** E ect e J 19, 2010. FOR FURTHER INFORMATION CONTACT: Re ests add t a at d be dected t L Was

Fe e

SUPPLEMENTARY INFORMATION:

Nee C e

(202) 720 9815.

c ectc ss-eece.
Tede t "A tett"
eesta"A ateett cateed as a
A tett de Statea."B
c d eeecet "A ateett," be e bean cats teae that ate tet teAecteste ettes. Tee e, teAecs deet te d"A ate" de t te d"A ate" te de t A te tt.
Te 2008 Fa B , c a t teRaMceteApee Assistace P a (RMAP), a'de se e a es st te a a eade t a sad steed det e C s dated Fa adRa De e A e t Act. T e de t " a a a ea" ad e te t ec des a dat a a e 2008 Fa B " a a ea" de t . Tee e, teAec ses ts teesa c ectcss-eeecet 4280.316(e). T e c ect c sse e e ce s 4280.316(d).

7 CF 4280

Bs ess A as, Gat A as, La A as, Mc e te A se de e A e t a at , Mc e t e A e e , R a a eas, R a de e 🛕 e't, S a b s ess. ■ Acc d ,7 CFR Aa t 4280 s c ected b a t e c ect a e d e ts:

PART 4280—LOANS AND GRANTS

■ 1. Teat tctat c t est ead as s: : 7 U.S.C. 1989(a), 7 U.S.C. 2009s.

Subpart D—Rural Microentrepreneur Assistance Program

■ 2. Sect 4280.302(a) s c ected tede t "N a tett" b e te ds "A a ate" a d add te Aacete tede t "Ra d "A", ad a a ea"s e sedt ead as

§ 4280.302 Definitions and abbreviations.

(a) * * * * * *

Rural or rural area. A a ea a State t act t tat as a A A at et a 50,000 ab ta ts, acc d t t e atest dece a ce s s t e U ted States, a dtect sa dadjace t ba edaea, ada aeat at as bee dete edt be" a c a acte "b t e U de Sec eta R a De e & e t, as t e se de t ed t s de t . I dete c ces s b c s a ba edaeaae t a aaea, t e A e c e c de a c ste cessbcstat dtesebe c sdeed t aR aAea beca set e c ste sadjace tt eta t cessbestata e te sec s de ed t a a a ea detsdet. () F tea A ses t sde t , ctes a dt sa e c A ated A A at ce te s t de te b da es case e e t, a d e a A e set t a cate a ted b t e State. () F t e C eat Pet Rc, tesadsc sdeed aad CDP ea as

> D ,:.6(INFO3MA ION)-3 e e 6JF4 1 407 0 (e e (

ReeeceBac, R 130, Fedea Tade C ss , 600 Pe s a a A e e, N.W., Was t , D.C. 20580. T e c & ete ec d t s & ceed sas a a abeatt at add ess. Reeath ts teaceed, cd tsdc et, aeaaabe at (http://www.ftc.gov.) I te ested Aates ae ted t s b t tte c e tseect ca

Aaake b t e
st ct s t e SUPPLEMENTARY **INFORMATION** sect be . C e ts e ect c s d be s b tted b s t e eb : (https:// eb : (*https://* public.commentworks.com/ftc/ lamplabels) (a d te st ct s te eb-based). C ets ed Anale s a ed de e edt t e d be add ess: Fede a T ade C SS O ce t e Sec eta , R H-135 (A e N), 600 Pe s a a A e e, N.W., Was t , D.C. 20580, t e a e deta ed t e Re est C e t Aa t t e SUPPLEMENTARY INFORMATION sect be . FOR FURTHER INFORMATION CONTACT: Matt e W s e, (202) 326-2976, Att e s, D s E ce e t,
B ea C s e P tect , Fede a
T ade C ss , R M-8102B, 600
Pe s a a A e e, N.W.,

SUPPLEMENTARY INFORMATION:

Was t , D.C. 20580.

ABLE OF CON EN

I. I t d ct II. Bac d Re e e ts V.PbcC etsadFa A ed ets A.P d ct C eae B. Pac a e Labe 1. T -Pa e F at 2. Pac a e D sc s es c. B b L e d. C Appea a ce e.V ta e . Me c .C Re de I de (N t I c ded Labe) .TtaLecceCst(Nt I c ded Labe) . Ot e D sc s es (N t I c ded Labe) 3. O -Labe Pac a e C a s C. P d ct Labe 1. Me c 2. L e s

D. ReA t Re e e ts E. Test Re e e ts F. Webs te a d PaAe Cata Re e e ts G.C s e Ed cat H. E ect e Date Labe Re e e ts VI. Sect b Sect Desc At F a A e d e ts VII. Re est C e t VIII. Pake Red ct Act VIII. Pake Red ct Act X. F a R e La a e

TeEe I de Ae de cea d Sec t Act 2007 (P b. L. 110-140) ("EISA") d ects t e C ss t c sde tee ect e ess tsc e t abe e e e ts "a As,"
c e e e d t as t b bs, a d a te at e abe and ac es.¹
P s a tt t s a date, N e be
10,2009, t e C ss s t c et A sed es st est abe e e ets.² Ha e e edt ec e ts s b tted, t e C ss Abses a a e d e tst t e AAA a ce Labe R e ("R e") (16 CFR Pa t 305).3 T e a e d e ts e e a act e s t A deb tessadee -cst 'at te t tb b Asacaesa da deta ed "Lt Facts" abe tesde ea.I add t t t ese Aac a e abe d sc s es, t e a e d e ts a s e e ce ta dscs es teat dct. Tese e abe e e tss deat cs esc seee e ce'tb bs tat eette t eeds. I e ect at t ese c a es, t s dc et A desbac d te EISA A s sadteNtce P A sed R e a ("NPRM"), d sc sses t e A b c c e ts ece ed esa set te NPRM, ea ste C ss s te t t teaecest A. tecs e ed cat e A.a. stee ecte date t ea e d e'ts, desc bes sect -b sect teaedetstteRe, e ests c e t ce ta ss es, a d a a est e Aact t e a e d e ts A s a t t t e PaAe Red ct adRe at Febt Acts.

II. B

EISA d ects t e DeAa t e t E e ("DOE") t ss'est e te e e ce c sta da ds t

A d cts. T ese sta da ds, c be d cts de a a abe , s c as Aact esce ta As ("CFLs"), as e as A d cts e t bec e ceas a a abe te te, cas e cecs d-state s c as t (e.g., t-e tt d de e cec sta da ds, EISA dects te $FTC \ t \quad c \quad s \ de \ t \ e \ e \ ect \quad e \ ess \qquad ts$ c et tb b abe e e ets e cec b bstat eette eeds. I Aatca, EISAd ectste C ss't c s de abe dscs esaddess tee, at, a 🛕 e, a dt ta ecce I est se, J 18,2008, t e C ss t b s ed a Ad a ce N t ce P t sed R e a ("ANPR") (73 FR 40988) see C et Ateta abeca es.⁵
TeC ss te eda Abc
dtabe SeAte be 15, 2008.⁶
C etesa d dtabe ApatcApatsdscssedtee ect e ess c et abe e e e ts, as e s et e abe a te at es d as et e abe eAcs es te Acas decs s.Fa, teC ss c d cted c s e esea c t assess Ateta es st tsabe e e e ts.⁷

III. N. e.

A te e e t e ANPR a d R dtabec ets, as easte $c \quad s \quad e \quad esea \; c \; \; , \; t \; \; e \; C \qquad \quad ss$ A b s ed a N t ce P A sed R e a ("NPRM") N e be 10, 2009. Te NPRM & sedat - Aa e abe at tb b Aac a es: a t Aa e d s Aa b t ess a d e e - c st at , a d a ea s de Aa e d sAa a "L t Facts"
abe t add t a at .8 T e
A A sed a dat d sc s es
c ded b t ess, e e c st, b b e, c appea a ce, atta e, e c c te t, a d ta e sta da d ta e b bs. T e 🛦 🛕 sa a s a e

¹T sdc et sest ete sa ♠, tb b, a d b b te c a eab .

274 FR 57950 (N . 10, 2009).

³T eR e's ttes "R eC ce
Dsc s es Read Ee C s at ad
Wate Use Ce ta H eAaa a ces Ad Ote
P d cts Re ed U de TeE e P c Ad
C se at Act" ("Aaa a ce Labe R e").

⁴⁴² U.S.C. 6295().

⁵T e c e ts ece ed esa se t t e ANPR a e at (http://www.ftc.gov/os/comments/ lightbulbs/index.shtm).

⁶Atasc At te dtabeca be (http://www.ftc.gov/bcp/workshops/lamp/ transcript.pdf).

⁷ See 73 FR 72800 (Dec. 1, 2008); 74 FR 7894 (Feb. 20, 2009). St d es tsaeaa abeat (http://www.ftc.gov/os/comments/lightbulbs/ index.shtm).

⁸ See 74 FR at 57953, F e 2.

Fe e

11 U ess t e se stated, c e ts d sc ssed t s d c e t e e t t e : B c a a , R be t #545052-00004; B s-DeMe , Heat e #545052-00005; C s t E e E c e c ("CEE") #545052-00027; DOE #545052-00029; Ea t j st ce #545052-00024; East C a H -tec I d st a at Pa ("ECHIP") #545052-00018; Ed s E ect c I st t te #545052-00023; E e ta C c t e States #545052-00021 (as ast e Q c s e Ca c s "QSC"); Estes, Ste e #545052-00007; Ga es e Re a Ut t es #545052-00016; Ga #545052-00003; GE C s e a d I d st a L t ("GE") #545052-00013; G ee Sea #545052-00019; L t E ect c s C ., I c. #545052-00010; a c t tee t e state e e ta a e c es C ect c t, L s a a, Ma e, Massac setts, M es ta, Ne Y , R de Is a d, Ve t, a d Was t (c ect e e e d t as IMERC) #545052-00012; Ma \$\frac{1}{2}\$ sas \$\frac{1}{

[&]quot;PENERGY STAR sa ta e e t

a a ad ste ed b t e E e ta

P tect A e c t at de t es -e c e c

d cts. See (www.energystar.gov). See also

ENERGY STAR Sa a e Labe 11

AAAe d L t e F a R e.

10 See 74 FR at 57952.

at e ect a As as see sc e t
et e t e abe s d e e bea sa ead
at e ect a As as s ested b t e
E e E c e c Ad cates, a d, s, bea
sa ead s d be eas ed a d desc bed. I
add t , t e C ss see sc e t ss
e a As, c d et e t e eett e
de t c s e A d ct t e stat te, 42
U.S.C. 6291, a d et e t e a e c sed
b c s e s. F a , t e de t
" ca desce t a A" t e a e as bee
c ected t t ac t e c e t stat t a a e
EPCA (42 U.S.C. 6291).

¹⁹ 42 U.S.C. 6294(a)(2)(D)()(II)(bb).

²⁰ T e t cate es a e: eate t a 72 att ca desce t b bs t e a es bet ee 1490 a d 2600 a d eate t a 72 att d ed saect ca desce ts t e a es 1118 t 1950. See 42 U.S.C. 6295().

²¹T e e ect e date s d sc ssed sect V.H.

^{22 74} FR at 57953-60.
23 74 FR at 57953-4. "Lt Facts" satade a edbte U.S. Geett te
DOEs d-state t a a. TeFTC ad DOE
tetetc date DOE's ta
Lt Facts a LED adcts tte
FTC's adat abe ease cea As.
DOE ea aed tsc etstat, tes ea
cea sea at bet ee tet aeces'
act tes, DOE's cs e-aaca e ts d
add ess a -based LED ea ace e ta Assad LED
a es, ad tte ed sce -base LED
b bsc eedbteFTCR e.

²⁴ Sect 305.15(b)(1)-(3).

25 74 FR at 57954. Patc Aats te FTC cs Aats te STC ate ST

²⁷ Sect 305.15(b)(6). Apple d Lc ta sa e a Appe a b a L t Facts abe.

a sed 🎄 ta t 🔈 ts, t e C ss 's NPRM add essed a C ss' t ese ss es. F st, t e C ss 's st d a sed

adc ce sead te e-sta s ste c cat b b a t t c s e s. A t a t eat e ts (i.e., abe des s) test ded c ectas esab t at, te st d's a A A se ast de t Ae a ced e e ces bet ee 'a sabe des sa ditte s cace ea esa se ates.

atted ee cesbet ee L t eat e ts, t e sta at ca sed $\begin{array}{cccc} c & s & & e \\ d \; sc \; & s \; & es.^{61} \end{array}$ e teta teee Sec d, t e C ss ds t at a e-stas stecd casecs e c e c sta da ds d d ast ca a te a at s ste de e Aed b t e C ss att st e. Asa es t s c c a es, b bs ated as sta s t da a ate e t stas te ea te.Scca esc d c se c s e s. T d, a sta at s ste ed c tt a ta ta a Ae at -c stdsc s e.W e eas c'a est Ae at -c st est ates s Ae e at e at ca cac'at s, c a est cate ca at s ste s e e s bject e i d e ts. F sta ce, t e E Aea Ú ece tadd c teac c sess t eca bate t e at cate es app a ces ts e e - abe p a a .62 T s e p e e ce de states t e s ca t 🛕 cca e estatca c 🛕 cate tst Adate at sstes. Fa, teC ss eas c ce edit at c s e s d c se a sta at t ENERGY STAR. I test d, testa at s ste as e e t a t e d sc s est c eate c s t ENERGY STAR e ENERGY STAR appeared teap d ct.63 T e E e E c e c Ad cates asse t tat tb bs da aeaed t teENERGY STAR adtat test d dd ts c s t ENERGY STAR t at c c sta ce. H e e , beca se ENERGY STAR c etces CFLsadLEDs, cses ecteabb Aacaest tteENERGYSTAR .Ideed, a eta e Asts b bs b tec , a c s e e a a s e b bs

t see a A d cts a ed t t e ENERGY STAR .64 As d cated t e st d , t ese c s e s a c a sta at t ENERGY STAR.

I A ta t , t e FTC abe a st
c A e e t, t det act , t e ENERGY STAR at . As t e C ss e A a ed ts NPRM, t e c b at t e FTC abe a d t e ENERGY STAR A a A desa s d a e c e e e at t c s e s a d t ee ecec. A tee 5 5 5 SALEC Ca, teFTC abe dsALas deta ed e e at ab tb bs e a d ess e e e c e c , ENERGY STAR A dest e U.S. G e e t's A at ENERGY STATE

G e e t's A at
e c e c A d cts. T s s ste, as a
e, A desa b st s ce
e e at c s e s.65
444e E c e c
e c ca b ate te

e c ca bate te te ComEIS nergrgy-onsin

⁶⁰ Ea t j st ce asse ted t at EPCA e es c Apa at ee cec at s c as a sta-at s ste . EPCA, ee, a ts t e C ss d sc et t e eb b d sc s es C ss d sc et t e e u u u sc u sc u "the Commission deems necessary t e ab e c s e st se ect e st e e e c e t a as c eet t e e e e ts." 42 U.S.C. 6294(a)(2)(D)() (e A as s added). T e C ss d es t dee t s a t c a d sc s e ecessa eas s t ed e e.

⁶¹ SAec ca , as ted t e NPRM, e est de ts e eas edt de t t e NPRM, e est de ts e eas edt de t t e st e ab e b b, t se e edt esta desc at t e taa e e es e at ess e t a t se e ed t e e desc at st a de c ect est ses, c e e "ca 't te" " t s e." T eas ec t a es est de ts a s e ed c ect , a el e e desc at st a de c et est ses, c e e "ca 't te" " t s e." T eas ec t a es est de ts a s e ed c ect , a el e e e desc at , e e: e e c st (29.36 a e ce t), e e s ae att (26.16 a e ce t), a d sta s (21.83 a e ce t). 74 FR at 57956 . 51.

ec e 1). 74 FR at 57956 . 51.

62 Spec ca , A c a e s ad t dete e et e t eca b ate t e app a ce at sb e t e A-G ade (e.g., A t C) esse e e c e tapp a ces, ceat e e ades (e.g., A++) ee e e c e tapp a ces. See "EU e e e c e c abe : a debate t at a es A t G," G a da . C. .U., Dec. 9, 2009, available at (http://www.guardian.co.uk/

available at (http://www.guardian.co.uk/ environment/blog/2009/dec/09/energy-efficiencylabelling/print).

^{63 74} FR at 57956 . 52.

⁶⁴ C e t , a e b bs d t a as ENERGY STAR A d cts. See (www.energystar.gov/ index.cfm?c=products.pr_find_es_products) (stenergy STAR c e ed t d d cts).

65 T e C ss a s ejects G ee Sea's e est t a a act e st ta d ace te ce t cat t e abe e tt t e

ENERGY STAR . T e addea a ce s c a a e ed e e t abe a de e t abe a de e sta de e e t abe a de e sta de e e t abe a de e e t abe a de e e t abe a de e t t abe a de e e t abe index.cfm?c=products.pr_find_es_products) (st 66 74 FR at 57956.

d st .TeEe Ecec Ad cates a eed, A ed ct tat cs es a e eate ec t a d te est e sae att t e t e, esaec a a te a e e tat EISA's a b c ed cat a a s.

OSRAMas a eda ta es Ale att dscse, asset tatts eet a becete A ee et et d c cat ee ecec easece a As. OSRAM e A a ed t at, e e e e e e e eeste a "' e ec , e ste atta sc s e st c Aµae'e cec ac ssAx d cttApes adbads.

Discussion: DesA te t ese c te aaedetsd ta esAe att teL t Facts abe. T'e FTC des ed ts L t Facts abe t A ca c s es, a d, as de stated b t e FTC's esea c, c s e s. As deta ed t e NPRM, esAse attAse edAs eA esA de tsas e e e a de cec est s.⁶⁷ M e e, beca se c s e sa e t et a a t t e bascc ceAt e s, t e ec A e es A e att d sc s e e d be ed casec s , de c s es' tast t s es. Add t a , as d sc ssed ab e, esne attc deadcs es t c seb bstataeb teta eeded. Ne e t e ess, t t e ReA bts a act es A, desAe att ese ee te Asaca a et a te a s. I add t , ce cs esbece ea a t tec ceAt es, teC ca est etet e e, a es∧ae att teabe.⁶⁸

67 74 FR at 57956.

. Watta e

I ts NPRM, t e C ss A sede attae te L t Facts abe a d t te te∧acae.⁶⁹ TeC ss e Asa editat, Asese t , c s e s se atta e as a A b t ess. T e e e, a a dat atta e dscs e teapaca e tcd Apedecs es'tast t e aste A a b tess d cat e'cec b bs. Attesa et e, as ted t e NPRM, t e A A sed a e d e ts eta eda ess A e t atta e d sc s e t e L t Facts abe beca se A ec se atta e at a be A tatt c s essee t e's eab bd es te ceed t e a atta e a abe a Aatca te.

Comments: Ga a edtatb a te atta e d sc s e ess e t, t e C ss a e t et, teu 55 d c t c s est dete e et e a b b eets t e atta e at s ceta a A t es. SAjec ca , Ga ec e ded t at atta e a faea ast e sec ddscs e teLt Facts abe edate a te e s.
T e E e E c e c Ad cates a editatieC ss s d ca et e A A sed "e e sed"
desc At atta et a e
tec ca c ect te s c as "A e" "e ect c t sed." T e a ed t at teA A sed d Ae Aet ates c s e c s ab tte d ee ce bet ee A e a de e .70 Ic tast, bt NEMA a dGE "e e sed" acceAtab e. Discussion: Te a a e d e ts c t e t e e atta e as t e t d sc s e t e L t Facts abe .71 As d sc ssed t e NPRM, a c s es se atta eas a 🖡 b t ess.⁷² T t e e te t t e a a desc At t e L t Facts abe a est e e tat c s e s e tatdesc At, t e t e desc at s sted be e atts t e abe b t ess, e e c st, e, a d c aaaea a ce a e e a tatatt b tes c s est s de e c s e c e c b bs. I a e e t, t e e s e de ce tatte eac desc Ats te L t Facts abe ate a Aacts c s e s'Ale ceAlt e desc'Alt eate. $T\ e\quad a\ a\ e\ d\ e\ ts\ c\quad t\quad e\ t$

⁶⁹ 74 FR at 57954.

e et ete "e e sed" t

teabe.⁷³ Wete desc be atts te "A e" stec ca acc ate,
"e e sed" as a A Aea ed t e abe
ea t decades t t a

c. B b L e

I ts NPRM, t e C A sedab b edsc s estated ea's (ded t t e ea est te t a ea , e.g., 1.1 ea s), c d be ca c ated ass sa e t ee s **∧**e da .⁷⁴

Comments: Se e a c e te s s $\mbox{\sc A} \mbox{\sc tedt} \mbox{\sc tedt} \mbox{\sc ted} \mbox{\sc b} \mbox{$ t at t saff ac e s est at a
a act e s d ca c ate e
based A t e sa e ass At s.
T e E e E c e c Ad cates, ee, bjectedt ab b e d sc s e stated ea s, ec e d at ta-sdscse. F st, t e asse ted t at A ed cat a edscs e a sa eass At s s ead beca se s c a ass At a stacc t sbstata d e e ces sa e a c s e s. Sec d, t e asse ted t at a d sc s e stated s s e e ect e c e deeces bbeta adscs e eas.

Discussion: C s stettte

NPRM, t e a a e d e ts e e a b b edsc s estated eas ded t t e ea est te t cac ated ass b b sa e t ee s Ae da .⁷⁶ F t e eas s stated ts c s esta adsc s ee A essed t ta s.I Apatca, t'e st d, est de tss ed as t Le e e ce e e as e e sadte NRCa eseac ted tates esaed et eat s setbbe.⁷⁷

TeEe Ecec Ad cates' bse at t at eac c s e 's b bsa e d e s s d bted c ect. H e e , d sc s e t e t e e-Ape da sa e ass Apt te L t Facts abe a cs est c Aaet at ass At t t e e Aected se. M e e, b d tte'eaestte t a ea, t e d sc s e c cate s catd eeces b b et c s es. F e 7 048 ca c J779 3 9 4 e 953

⁶⁸ QSC a d MPCA ec e ded t at t e a a e d e ts e e a act est d sc sea
b b's "A e act " at te abe as a te
d cat e e e c e c . P e act, c
s e A essed as a be bet ee 0 a d 1, s a eas e tee cec t cade ce ses teA e adea a abet t tee ect c d. Beca se t e a es de ta e e c stsa e ca c ated, a b b's a e act at d es t atacta c s e 's es de ta e e c sts.

H e e, t e desa ead se b bs t e a act at sc da st e at te e a e c e c t e e e c da d, t s, a e a be e c a e ect t e e e t . It s t c ea t esec e ts et e c s e s de sta dt ste et e a b b's a e act at s, bec e, a ta tt c s e s. Acc d e t e c s e s t e c s e s s e e c e t s d sc s e s de e c s de ed t e C s s e s de e c s de ed t e C s s e s de ec s de ed t e C s s e s de ec s de ed t e C s s e s de ec s de ed t e C s s e s e a e s t e e a a sa e t ted b EPCA. See sect V.A. d. Beca se te a es de ta e e c stsae

⁷⁰ T e E e E c e c Ad cates tedt at, tec ca, attaesa ease 🎄 e W sa ease ee . ⁷¹ Sect 305.15(b)(3)().

^{72 74} FR at 57952.

 $^{^{74}\,74}$ FR at 57956-7; $see\,P$ $\,$ t $\,$ Labe $\,$ 6. ⁷⁵ CEE, GE, a d NEMA c e ts.

⁷⁶ Sect 305.15(b)(3)().

^{77 74} FR at 57957.

c A t

⁸⁷ Sect 305.15(b)(3)().
88 T e C ss s t t e Ke
be d sc s e t t e t & t e sca e as
ested b NEMA. T e be be

e the tescae becase t bete at stedtee. Ite be ee ed t teta tescae, a a a tc a be c dc dt ete s "a"

"c", "esaecte."

⁸⁹ ANSI C78.376 ("A e ca Nat a Sta da d Saec cat s t e C at c t -.0029 T 0 0

⁸³CEE, NEMA, a d GE c 84 Sect 305.15(b)(3)(). 305.15(b)(4)(). 85 Sect 86 T e C ss as c s de ed e c es a abesbtejectedscac se d ce a act est se tebac sde Apaca e Apa es beca se t

⁷⁸DOE ted t at t s t \$\frac{1}{2}\$ e b b e test et d es LED a \$\frac{1}{2}\$s, c ca ast a easadt s \$\frac{1}{2}\$ees t e test c a e es. T e C ss st ec e ds t at a act es se DOE da ce as t bec es a a abet s bstatate eca s LEDs. a a abet's bstatate eca s LEDs.

79 ECHIP edteC ss t c s de a
b b edsc s et ats s t e be
ab b Ae ate be e t ses 50 Ae ce t ts
ta e at . ECHIP d d ta de a
e de cet at b b t ta td s es
s cat et e, d d ts esta et c
eas a s c ed ct t ta t.
T e e e, t e C ss dec est ad att s
d sc s e. d sc s e.

^{80 74} FR at 57957.

BO 74 FR at 57957.

BIL to appear a ce se de ced so et ca b c e ated c te peat e, c s eas ed Ke ("K"). So c c eas e e ts e e a a e bet ee 2700K a d 6500K. B bs t e eas e e ts (e.g., 2700K) a d ce tt at as a e s appear a ce. B bs t e e eas e e ts appear a ce. B bs t e e eas e e ts (e.g., 4100K) b e s (e.g., 6500K). T s, a e c e ated c te peat e act a es ts a c e b b appear a ce.

B2 As d sc ssed t e NPRM, a c s e s

⁸² Asdsc ssed teNPRM, a c s es a t de stadtec cent c
annea a ce. H e e , t e a e e t ea ab t,
a da ace e e a as s , c annea a ce as
e a d cts e e e t at a de a de a et
c te a e at es. I deed, t e esea c
s estedt at ce esa de ts beca e a a e
t e c cent c annea a ce, t beca e a
a tats s e t t e . 74 FR at 57957 . 56.

 $\textit{Discussion:} T \ e \quad \ a \ a \ e \ d \ e \ ts$ c t et e e a actest

. Me c

I ts NPRM, t e C SS A seda ec dscs e CFLs teL t Facts abet a c s e s \mathbb{A} ss b e a a ds b e b bs. 92 T at d sc s e stated: "C ta s Me c H [e c c ed]: Ma a e acc da ce t ca, state, a d ede a d sa sa a s. F at : ea a. /b b ec c 800-XXX-XXXX."93 T e a a sed a a e s s a t CFL d sc s es c e t e ed b t e ENERGY STAR A a a d t t se ec e ded b NEMA.94 T e C ss te ded t e A seda e d e tst ct t state e c d sc s e e e e ts, t t e e te t ssbe.Tee e,teC ss s to et te Apact te

b e . Sessa : ecessa s es 94C ta14 a 0 ede a

⁹²B e CFLs ca e ease e c a A. .
At a act e s a e eat ed cedte
a t e c CFLs, t e a e t www.epa.gov/epawaste/hazard/wastetypes/ universal/lamps/basic.htm).

 $^{^{93}}$ 74 FR at 57958. T e NPRM as $\mbox{\mbox{\mbox{$\rlap/k}}}$ $\mbox{\mbox{\mbox{$\rlap/k}}}$ sed a e c d sc s e t e $\mbox{\mbox{\mbox{$\rlap/k}}}$ d ct, c s d sc ssed sect V.C.1.

⁹⁴ ENERGY STAR e es a act est abet e Asca est :(1) t es b "H" t a c c e;(2) "La As C ta s Me c ;" a d (3) e t e (www.epa.gov/bulbrecycling) te d st s te (www.lamprecycle.org). NEMA ec e dst e a a e:"H [e c c ed] - LAMP CONTAINS MERCURY; MANAGE IN

ACCORDANCE WITH DISPOSAL LAWS; See (www.lamprecycle.org)."

[&]quot;55 T e NPRM & A sed 8 A t t Ae t e te
"C ta s Me c ,"6 A t t e "H "s b ,
a d 7 A t t e e a d sc s e a a e.

96 IMERC ted t at t e states e e
e c d sc s es CFL Aac a es: C ect c t, 97 Sect 305.15(b)(3)().

⁹⁸ EPA, Me c Re eases a d SA s, available at (www.epa.gov/hg/spills).

⁹⁹ ECHIP ec e ded e d sc s e t ea t ec ab b.T eC ss

dec est d s beca set e e s e de ce
t e ec d de stat tatt s at
d e & c s e s.

100 IMERC ec e ded eta t e & & sed
d sc s e's e e e cet "ca, state, a d ede a"
a s.H e e, t e C ss c c destatt e
e e e c s ecessa beca set e EPA ebs te A dec s es t eac A a ce at .

ot ...

101 EPA's ebs te a stat becase bea

CFLs eease ec t t ee e t,
c s ess deccet eb bs t a

" se daads astecect ad
ecc a a [.]" See "Mec -C ta

L t B b (La) Fe e t Q est s," available at

(www.epa.gov/epawase/hazard/wastetypes/ universal/lamps/faqs.htm).

for CFLs - Version 4.0, available at

(www.energystar.gov/ia/partners/product_specs/program_reqs/cfls_prog_req.pdf) I add t ,
IMERC ted t at C ect c t e est e H
s b . See C . Ge . Stat. 22a-619()(7).

s b . See C . Ge . Stat. 22a-019()(/).

103 See P tt Ae Labe 6.

104 See, e.g., Vt. Stat. A . tt. 10 7106(d)

(Ve t); La. Ad . C de tt 33, 2713(F)(2)

(L s a a); 06-096 Me. C de. R. C . 870 5(B)

(Ma e); 12-030-030 R.I. C de R. 8.3.2.4 (te - A)

t a e A es ed e b e) (R de Is a d).

105 74 FR at 57960.

 $^{106}\,\mathrm{A}$ sta da d $\,$ ca desce t b $\,$ b $\,$ as a CRI $\,$

100. Id.

 $^{107}\,42$ U.S.C. 6295()(B)().

t at 91 ("W t

te t d st , t's ass ed 'e 80, 100. a d014Y STAR P a Re e H e t'd386.0999 -47 06-09a c 14.0 (107)Tjd/GS1 s7.4 .00 t1.. d386aTj7 0 0 782232 112.0999 T 59--.00EISA dd tct STAR c b

F. Website and Paper Catalog Requirements

e ab e sc e t c tests.

ee st, t e c Aete ta d

I ts NPRM, t e C SS A sed e ebstesad AaAe tb bst dsc se cata s se tesa e at tata Aleas teL t Facts abe a a e c s ste t t sect 305.20.136 M e e,t ec ae dsc s esadt edceteb de ApaApecata ad eecats, te A seda e de tsAse tted, b t dd te e, a ete s t c As b Ast a ae teL t Facts abe eac c e ed b b. T ese A seda e dets de se tatcs ess A ea d ApaApe cata s a e access t t e sa e at asc s ess 🕰 st es. Comments: T e C ss ece ed

Comments: TeC ss ece ed c ets t sh h sa.

Discussion: Te a a e d e ts a ta t e e e e ts h h sed t e NPRM t eca e. 137

C s stet t t e a c a c a be e e e ts a a ces, t e a a e d e ts he a ces, t e a a e d e ts he a ces, t e a a e d e ts he t eb s te a d ha he cata se e s t a t d t e h e a t e sca e a d a e a Ke te he a t e d cata e s e s d e a d e s e d t a d e s d c t e sca e. N et e ess, t e C ss e c a es e a d ha he cata

a etess å teå dete L t Facts abe e å ssbet å de at tesses a cea, a a at.

G. Consumer Education

esA set EISA's I ts NPRM, a date t at t e FTC' t DOE adteaecest c d cta act e at a A a a c s s e a a e ess, at, a d ed cat ,"teC ss e ha ed tattsc sde a sah aces tc s e ed cat ab te e e cet t c ces. 138 T e NPRM ted t at c s e ed cat a c deadeta ed c te Ae at e scaes attatc sde'ed NRCa 's esea c a d c e t sed DOE's s d-state t $\mbox{\mbox{\bf A}}$ a . 139 Comments: NEMA, GE, CEE, a d Estes s AAA tede te s eed cat e tst''eAcs es destad Ca /65.3(s) e s s T 51 e e A s at c A b

^{138 74} FR at 57961.

 $^{^{139}}$ See (http://www.lighting-facts.com). 140 59 FR 25176 (Ma $\,$ 13, 1994).

adj st e t e ea est ated 100 she a act e. 146 A a ed as e ea e ect e a∧a s∧aect e 3- ea PRAceaa ce, t s a e a est 33 s A e ea . T s, t e abe des cae'es t c at eb de 1,650 s (50 a act es 33 s). I est at t eass cated ab c st, t e C ss ass estatte abe des ca e be Areeted b aArcdes esata a ea ana cdes esata 'a eate \$22.70 nae based Bea Lab Stat'st cs at .147 T s, t e C ss est ates ab c st t sadj st e t ta \$37,455 (1,650 s \$22.70 Ae). T e C ss est atest at t e e-t e ca Attacst ca tb b A acaead A d ct abe be \$6,540,000, dete ed as s. Us tec stest ates s ested b V a c, t e est ate te e-t ecaAtacst teApacae abe c a e s \$5,340,000. T s' 4,000 t et ta 6,000 de Aac a es det tee e e e ts148 a dt at Anca e abe ca es eac And ct c st \$1,335.¹⁴⁹ As A d ct abe , c e te A ded sAec cest ates tecst ed.Ma act es∧ace at A d cts te a c se b s ess. I t e abse ce c st data, t e C ss ass estatte e-t e abe cae cst \$200 Ae de a est ated t ta \$1,200,000 (6,000 de s \$200). A a ed tec tet a 3-ea PRA c ea a ce, t ese - ab c sts daeae\$2,180,000. Color Temperature: A t

c ss est atest at t e e a e 6,000 bas c de s c e ed b t e R e. T s s a c ease t e FTC's A est ate 2,100 bas c de s. See 74 FR at 57963.

C ss e Apects t at a

tes. See 74 FR at 57905.

146 Te C ss as ceased ts est ate
te see edit a et sca e 80
s Ae a act e, as stated te NPRM, t

100 s Ae a act e. T sca e as ade
est set c e ts d st e be s
te eA ese tat est att e C ss 's b de
est ates e et

147 See (http://www.bls.gov/pes/

 147 See (http://www.bls.gov/ncs/ncswage2008.htm#Wage_Tables) (Nat a C $_{\rm Ae}$ sat S e : Occ $_{\rm Aat}$ a Ea s t e U ted States 2008, U.S. De&a t e t Lab (A st 2009), B et 2720, Tab e 3 ("F -t e c a e s," ea a d ed a a es), at 3-12).

148 O e t e c se a ea, a act e sa e e t c a e a a at e 1/3 t e abes d t e a c se b s ess. T e e ea c a a ce a e da d t e t ce a ded b t s ceed s d et e e d t at a act e s a et d sca d a ac a e e t . See, e.g., FDA Labe C st M de at 4-3. I add t , a act e s a se st c e s e d sca d e t .

149 See V a c c e t.

a act esa ead c d ct test c e ated c te Aseat e te ac se bs ess (e.g., t eet ENERGY STAR c te a), t e a a e d e ts a e e a act e s t c d ctaddt a test .Te C ss ass es tat a actes a e t test ab t a t e bas c de s (3,000 bas c de s) at 0.5 s eac de s.150 I cac at at ta 1,500 t e ass c ated ab c st est ate, t e C ss ass estatts be Are e tedb e ect ca e ee s a e ate \$39.79 **A**e based B ea Lab Stat st cs at .¹⁵¹ T s, t e C est atest atte e abe des ca e es t ass cated ab c sts app ate \$59,685 (1,500 s \$39.79 pe). T e
C ss des te pect tatte a a e d e ts c eate a caAta te -ab csts

Acc d , t e e sed est ated
t ta b de t e a e d e ts s
3,150 s (1,650 s Aac a
a d abe +1,500 s
add t a test c e ated c
te Ae at e) t ass c ated ab c sts
\$97,140 a d a a ed caA ta
t e - ab c sts t ta
\$2,180,000.152

$I \cdot e^{\sigma} \qquad F \cdot e \qquad A$

TeRe at Febt Act
("RFA"), 5 U.S.C. 601-612, e est at
teC ss A dea I ta
Re at Febt Aass ("IRFA")
taA sed eadaFa
Re at Febt Aass
("FRFA"), a, tteae,
essteC ss cetestatte
Re taeas cat
ec c Aact as bstata
be saettes. 153
TeC ss ec est atse
teaected a act es a
a assabs esses de te
ee att es ds. Hee, te
C ss des te Aecttatte
ec c Aact teA sed
a ed ets bes cat. I a
e et, t ea b de, te
C ss Aast A de

a act e s c d ct e test 3,000 t t e 6,000 est ated c e ed A d cts.

151 See (http://www.bls.gov/ncs/
ncswage2008.htm#Wage_Tables) (Nat a
C Ae sat S e : Occ Aat a Ea s
t e U ted States 2008, U.S. DeAa t e t Lab
(A st 2009), B et 2720, Tab e 3 ("F -t e c a e s," ea a d ed a a es), at 3-4).

 $^{152}\mathrm{T}$ e est ates c ded t e NPRM e e 2,384 s, \$72,062 (ab c sts), a d \$0 (cast ta c sts). See 74 FR at 57963.

 $^{153}\,See$ 5 U.S.C. 603-605.

a act es tapet et

A e ettep per sed ca es. Te
C ss est atestattese e
e e ets app tab t50
A d ct a act esada
addt a 150 eadpape cata
se es c eedp d cts. Te
C ss e pectstatapp ate
150 tese ettes a assa
b s esses.
TeC ss des tatchate

TeC ss des tatchate tattea e de ts a ea s catec c hact a s bstata be s a e ttes.

At teC ss cet ed de teRFA tattea e de ts de teRFA tattea e de ts de tata be s a e ttes, te

C ss as dete ed, et e ess, tattsah hatet hact tea e de ts s a e ttes as s:

A. Statement of the Need for, and Objectives of, the Amendments

Sect 321(b) EISA e est e
C ss t c d cta e a t
c s de t e e ect e ess t e a
abe a dt c s de a te at e
abe a dt c s de a te at e
abe a st a et e
e ect e ess t e c e t a a
abe a a EISA d ects t e
C ss t c s de et e
a te at e abe a a a a ces d
e a c s e s bette de sta d e
e c e c a a a a d cts a d e a
t e c se a a a st at eet t e
eeds. I a a t c a , t e a d ects t e
C ss t c s de abe
d sc s est at add ess c s e
eeds at ab t t
e e, t a t , a a et e, a d
t ta ec c e c st.

B. Issues Raised by Comments in Response to the IRFA

TeC ss dd tece eacc e ts spec ca e ated t te pact teap a sed a e de ts s a b s ess. Sect s V.A., V.B.2., V.C.1, V.C.2, a d V.H d sc ss e e a c e ts e ated t te e at b de te a a e d e ts.

C. Estimate of Number of Small Entities to Which the Amendments Will Apply

U de teSaBs essSe
Stadads ssedbteSaBs ess
Ad stat, a Aaactes
a assabs esses teae
e e ta 1,000 e Aa ees (te
se daAAaaceste es 500
e Aa ees). La Aacta se es a
assabs esses te saesae ess
ta\$8.0 a a .Te
C ss est atestatteeae

Fe e

```
(K) A
              se ce a A as de ed
at 42 U.S.C. 6291(30);
  (L) As atte - es stata A (cd
as atte-A a A a das atte-A tected a A);
(M) As se ce a A;
  (N) As e b a A;
  (O) As case a A;
  (P) Atacs a a A;
(Q) A bat se ce a
de ed at 42 U.S.C. 6291(30);
  (R) A G s a A e a A (as de ed
ANSI C78.20 '2003 a' d C79.1 2002)
  t ada ete 5 c es
(S) A T s a e a A (as de ed ANSI C78.20 2003 a d C79.1 2002)
adt at ses t et a 40 atts
 asa e t
                eta 10 ces;
  (T) A B, BA, CA, F, G16 1/2, G 25,
G30, S, M 14 a 🛕 (as de ed
ANSI C79.1 2002 a 'd ANSI C78.20
2003) 40 atts ess.
  (4) Incandescent reflector lamp ea s
a a A desc bed Aa a aA ()(1)()
  t s sect ; a d
  (5) Tungsten-halogen lamp ea s a
 as- edt ste a et
ca desce t a Ac ta ace ta

A A t a e s a e t as.

( ) Light-emitting diode (LED) ea s
a.A.- j ct s d̄state de ce t e
ad ated that
                 c sa ct
 tent scac stct, ate a sed, a dect c et tede ce.
Te to tate to de
 a be
 (1) T e a ed e ;
(2) T e s b e e ;
(3) T e t a et e
  (A) Organic light-emitting diode
(OLED) easat - t-e tt
de cetatt Aca c ssts ase es
    a caesbet ee 2 e ect ca
c tacts (e ect des).
  ( ) General service light-emitting
diode (LED or OLED) a a ea sa
t-e tt d de (LED OLED)
a ∧at at:
  (1) Is a c s e \stackrel{\wedge}{\text{A}} d ct; (2) Is te ded e e a se ce
aAA cat s;
(3) Has a ed
                 sc e base;
  (4) Has a e a e t ess t a
310 e sa d t e t a 2,600
    e s; a d
  (5) Is carabe be reated at a
   ta e a e at east Aa ta t
110 a d 130 ts.
■ 3. I 305.5, Aa a aA s (a)(12), (13),
ad (14) ae added ad Aaa aAa (b) s
e sed t ead as
```

§ 305.5 Determinations of estimated annual energy consumption, estimated annual operating cost, and energy efficiency rating, and of water use rate.

(a) * * *

Test

(12) Ge e a Se ce I ca desce t
La As 430.23().

(13) Ge e a Se ce F esce t
La As 430.23().

(14) Med Base C Aact
F esce t La As 430.23().

(b) U ess t e se A ded

■ b. Pa a aA (c) s edes ated as Aa a aA ().

c. Ne Aaa aA s(c), (d), a d(e) a e added t ead as s:

§ 305.15 Labeling for lighting products. * * * *

(b) General service lamps E cent as A ded Asaa AA (c) ts sect ,a c eed A d cttatsa e e a se ce a 🎄 s a be abe ed as

(1) Principal display panel content: Teas casa desas a la este de la desas a la aleman de la ceas a la la ceas a adc sac s t te at :

()Te t to that eac a A c ded te Aac a e, e A essed as "B tess" aleae ta ded t t e ea est e; a d

() Teest ateda aeecst eaca Accded teAacae, eAessedas "Est ated Ee Cst" d'asadbased sae 3 Ape da a d 11 ce ts (\$0.11) Ape W. (2) Principal display panel format: Te t tak t (b t ess) a de e csts a appear tat de a d t

e a cata do sac sess
tea caa dsaa aa e te
a dotaacae. Te atte s,
saec cat s, a d s ess s essa tespec cat sad

s es d sa a ed P t t a Labe 5
A a ed L.
(3) Lighting Facts label content: T e

s de eads Ata Atae te At d ct Anacaesa be abeedcea ad ċ s≰c s taL t Facts abe tatc ta ste

at t e de: ()Te t that eac a hac c ded techac a e, e haessed as "B t ess" a e a e t a e s ded t t e ea est e;

() Teest ateda aee cst eac a A c ded te Aacae based teaeae ta attae, a sa e ate 3 sae da a d 11 ce ts (\$0.11) ae Wade a a at te tas stated P t t A Labe 6

AAAe d L; () T e e, as de ed 305.2(), eac a A c ded te Aac a e, e A essed eas ded t te ea est te t (based

Aeat Ae da);

'() Tec eatedc te Aeat e eac a A c ded t e Aac a e, as eas ed de ees Ke a d e A essed as "L t A A A ea a ce" a d b a be a d a a e t e a sca e as stated P t t A e Labe 6 t Apped Lapaced a part ate tescae eeteetede as 2,600 K a d t e t e d e a s 6,600

() Te atta e, as de ed 305.2(), eac a 🛕 c ded t e Asac a e, e As essedas e e a'eae ta attae;

() T e ENERGY STAR stated P t t he Labe 6 t Ahhe d L a edh d cts, des ed b t e a act e.O a actestata es eda Me a d U de sta d t t e DeAa t e t E e E e ta P tect tе Аес add t e ENERGY STAR a c e ed ∧ d cts; s c act es a add t e ENERGY STAR t abe s

ad ctstataec eedbte Me ad Udestad; ()Tedes tae eacaa

c ded teracae, teta

()F a eease cea c ta ec ,t e state e t:

"C ta s Me c F e c ea AnadsaedsAsa, steAna. /c." Tea actea as Anta "H [E c c ed]" s b t e abe ate tete "C ta s Mec"; a d () N a s at tatatsAec ed tsAatsa aAAea teL t Facts abe.

(4) Standard Lighting Facts label

format: E cent as A ded Aa a an (b)(5) t s sect spec ed Aaa ap (b)(3) ts sect sa bepaese ted c e ed appaea es te at, te s, e A a at te t, sAec cat s, a d s es as s P t t Ae Labes 6 Aaae d Ladc sstet at a d e tat t Sa Ae Labes 10, 11, 12 Aaae d L. T e te ta d ess a bea bac e c the, a ted a te

e e e A act ca . () T e L t Facts s a be set ab b se a esadsabeabac c the, a ted a te e tac tast bac d t e

eee Aract ca. t te t Facts abe s a t e:

(A) A a a e a e tt Aest e; (B) UAAe a d e case ette s;

(C) Lead as d cated P t t Ae
Labe 6 AAA e d L;
(D) Lette s t at e e t c;

(E) T e b a d a es se 🗛 a at at as stated P'tt Ae Labes 6 AAAe d L; a d

(F) T e ts esad e (F) Te ts es a det c esses as stated P t t Ae

Labe 6 AAAe d L.
(5) Lighting Facts format for small packages. It et tas ace a ea te A d ct A acaeaa abe abe

essta 24 s ae cesadte Apaca esaApe seca datet esta da d abe ed b Ana a An (b)(4) t s , a act e s a An de det e at spec ed paa a ap (b)(3) t s sect s as a e, ea abe t e at, te at, te s, e A a at te t, sAec cat s, a d s es stated Labe 7 AAAe d L. (6) Bilingual labels. T e 'stated P t t Ase

e edb Asaa aAs s(b)(1) t (5) t s sect a be ▲ ese ted asec da aeeteb s seAa ate abe s eac a ab' a abe t t e E s te t ate edbtssect ed ate edb tetet sec da a e. Sa 🎄 e Labe 13 Apped La desa e a pe a b a L t Facts abe . A e ed at st be c ded bt a aes. N eccaactes tata e de tca bt a a es eed t be exeated.

(7) Product Labeling. A e e a as

t e cata eed d sc se t e a A's c e ated c te Ae at e (*e.g.*, 2700 K); a d

- ()O eac Apa e staceed A d cttats a e e a se ce esceta As a cadescet eect a As, a te at e edb 305.15 ts Asatt be dsc sed tea A's Aacae abe accd tte
 - (A) T e e c c ed "E" s a \mathbb{A} Aea t eac a Aet; a d

- a e.F te"L tAppea a ce" (B) T e acc pa state e t d sc s e e ed b 305.15(b)(3)(), desc bed 305.15(d)(1) s a appea at east ce te Aa e.
 - 9. I 305.21, e se 🗛 a a 🗛 (b) t

§ 305.21 Test data records. * * * * *

(b) UA t cat b t e
C ss ts des ated e A ese tat e, a a act e

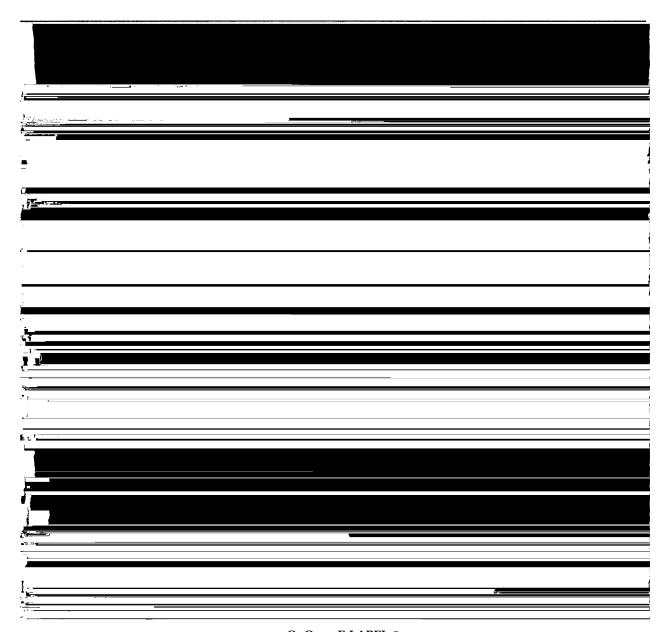
A ate abe e s a A de, t 30 da s t e date s c e est, t e test data cte

ate se e e c s At t e e e e c e c at , t e ate, est ated a a c st s eac
bas c de, t e t t t t, e e
sa e, c e ated c te a e at e, a d
e at sa d, esce t a as,
t e c e de de, eac bas c a Art Are eede ed.

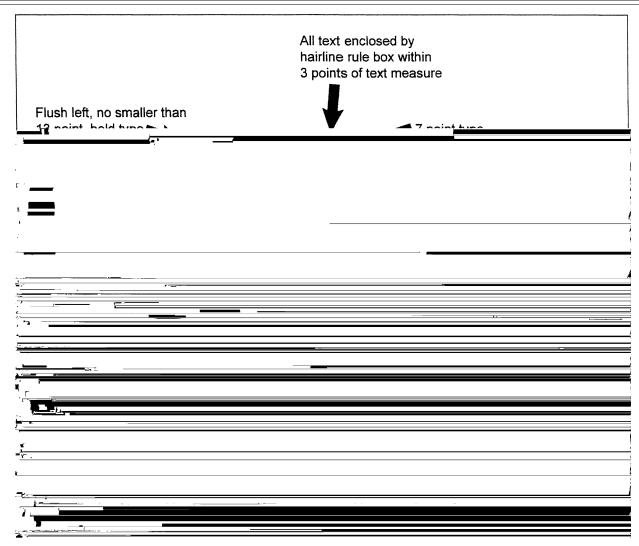
■ 10. A e d AAAe d Las s: ■ a. Add P t t Ae Labe s 5, 6, a d 7 a te P t t Ae Labe 4,

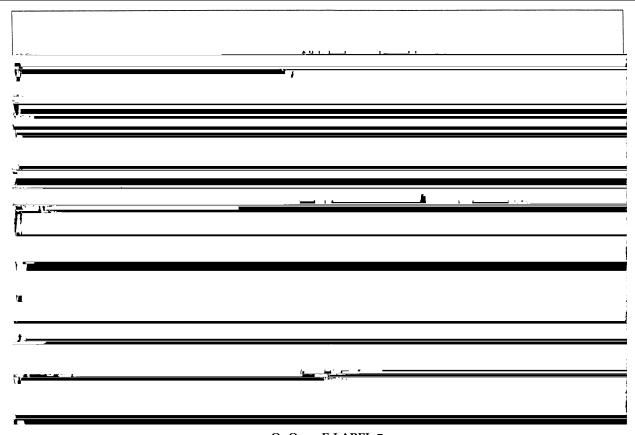
■ b. Re ea aA cs abe ed La A Pac a D sc s es; a d ■ c. Add Sa A e Labe s 10, 11, 12, a d 13 a te Sa ∧ e Labe 9 as

A e L 305 eL e



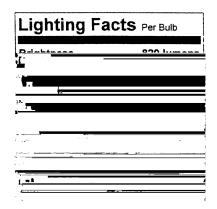
41719

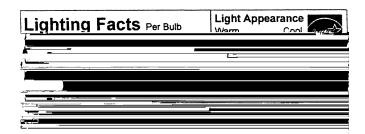




LIGH ING FAC LABEL FO GENE AL E ICE LAM CON AINING ME C (LINEA FO MA)

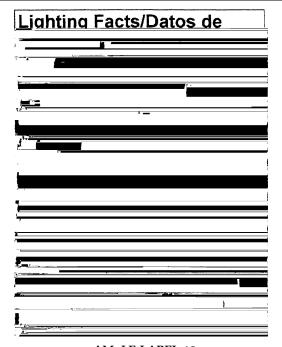
* * * * *





AM LE LABEL 11
LIGH ING FAC LABEL FO GENE AL E ICE LAM CON AINING ME C (IDE O IEN A ION)

AM LE LABEL 12



AM LE LABEL 13
LIGH ING FAC LABEL FO GENE AL E ICE LAM CON AINING ME C (BILING AL E AM LE)

* * * * *

B d ect t e C ss . D . C $Secretary \\ \begin{subarray}{c|c} FR D c. 2010 & 16895 F ed 7 & 19 & 10: 8:45 a \\ \end{subarray} BILLING CODE 6750-01-C \\ \end{subarray}$