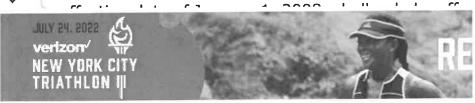
- LII > Electronic Code of Federal Regulations (e-CFR) > Title 10 Energy
- > CHAPTER II DEPARTMENT OF ENERGY > SUBCHAPTER D ENERGY CONSERVATION
- > PART 430 ENERGY CONSERVATION PROGRAM FOR CONSUMER PRODUCTS
- > Subpart C Energy and Water Conservation Standards
- > § 430.33 Preemption of State regulations.

10 CFR § 430.33 - Preemption of State regulations.

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§ 430.33 Preemption of State regulations.

- (a) Any <u>State regulation</u> providing for any <u>energy conservation standard</u>, or water conservation standard (in the case of faucets, showerheads, water closets, and urinals), or other requirement with respect to the energy efficiency, energy use, or <u>water use</u> (in the case of faucets, showerheads, water closets, or urinals) of a <u>covered product</u> that is not identical to a Federal standard in effect under this subpart is preempted by that standard, except as provided for in sections 325(i)(6)(A)(vi), 327(b) and (c) of the <u>Act</u>.
- **(b)** No <u>State regulation</u>, or revision thereof, concerning the energy efficiency, energy use, or <u>water use</u> of the <u>covered product</u> shall be effective with respect to such <u>covered product</u>, unless the <u>State regulation</u> or revision in the case of any portion of any regulation that establishes requirements for general service incandescent lamps, intermediate base incandescent lamps, or candelabra base lamps, was enacted or adopted by the <u>State</u> of California or Nevada before December 4, 2007, except that -
 - (1) The regulation adopted by the California Energy Commission with an



(2) The <u>States</u> of California and Nevada may, at any time, modify or adopt a <u>State</u> standard for <u>general service lamps</u> to conform with Federal standards with effective dates no earlier than 12 months prior to the Federal effective dates prescribed under paragraphs (A), (B), and (C) of section 325(i)(1) of EPCA, at which time any prior regulations adopted by the <u>State</u> of California or Nevada shall no longer be effective.

[63 FR 13318, Mar. 18, 1998, as amended at <u>74 FR 12070</u>, Mar. 23, 2009; <u>78 FR 62993</u>, Oct. 23, 2013]

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