



14 November 2024

Nevada Legislative Commission  
Attn. Jordan Haas, Commission Secretary  
Legislative Counsel Bureau  
Nevada State Legislature  
401 S. Carson Street  
Carson City, NV 89701

VIA EMAIL TO: [jordan.haas@lcb.state.nv.us](mailto:jordan.haas@lcb.state.nv.us)

RE: Comments on R168-22, implementing the Energy Efficiency Standards for Appliances

Dear Commission Members:

The Home Ventilating Institute (“HVI”) is an ISO 17065 compliant certification body and a trade association representing over 100 manufacturers located in North America, South America, Asia, and Europe. HVI also certifies “residential ventilating fans” (“RVFs”), as that term is defined by Nevada, ensuring that consumers and builders can choose high-performing, energy-efficient appliances. HVI’s outstanding record in providing certification in this area resulted in the Nevada Legislature naming HVI’s Publication 916, “HVI Airflow Test Procedure,” as the testing standard for residential ventilating fans in the Energy Efficiency Standards for Appliances, codified at NRS 701.700, *et seq.* See NRS 701.768(4)(m).

Adopting the Energy Efficiency Standards for Appliances, Nevada joined 11 other states in setting minimum efficiency standards for residential fixtures and appliances. In each case, these states have required manufacturers to “certify” their compliant products to the state’s enforcement agency, and to “mark, label or tag” the product to show that it meets the standard.

In each case, state agencies have interpreted this language to mean that **the product’s model number printed on the product and packaging is an “existing mark,” and the listing of that product together with energy efficiency information in a searchable nationwide database**

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such as HVI’s Certified Products Directory (CPD), California's Modernized Appliance Efficiency Database System (MAEDbS), or the State Appliance Standards Database (SASD),<sup>1</sup> constitutes “certification” to the state.

While Nevada’s rule does not mention certification by database listing or labeling by existing model number, HVI anticipates, based upon the Governor’s Office of Energy’s representations during the public hearing on the rulemaking that Nevada intends to interpret the certification and labeling requirements in line with other states.<sup>2</sup> However, to the extent that this rule requires amendment in order to reach that interpretation, HVI supports that amendment to clarify Nevada’s intended interpretation.

HVI’s [Certified Products Directory](#) already notes which products may be sold, leased, and installed in Nevada. Each HVI certified product is already labeled as such, and a regulator, retailer, installer, or consumer will be able to easily confirm, by looking up the model number on the product packaging, whether the product complies with Nevada’s standards.

Brand Owner	Brand Name	Model	SP (in w.g.)	Rated Airflow (cfm)	Rated Sound (Sones)	Input Power (Watts)	Rated Efficacy (cfm/W)	* ENERGY STAR	Meets OR Efficiency Requirements	Meets VT Efficiency Requirements	Meets DC, MD, NJ, NV, NY, & RI Efficiency Requirements
Lowe's Companies Inc.	Utilitech	7113-01-L	0.1	90	1.5	30.6	2.9	No	Yes	Yes	Yes
Lowe's Companies Inc.	Utilitech	7113-01-L	0.25	78	1.5	29.7	2.6	No	Yes	Yes	Yes
Air King America LLC	Air King	BFQ80	0.1	80	2	29	2.7	No	Yes	Yes	Yes

<sup>1</sup> HVI’s CPD provides the source data for residential ventilating fans listed in the MAEDbS and SASD.

<sup>2</sup> See, e.g., Rhode Island’s rule, 300-RICR-00-00-4.5(D) (“The appropriate measure of energy or water consumption, the model number as it has been certified, or any label earned as part of the certification process may be used for this purpose and shall be deemed as providing sufficient information to determine compliance.”); NYERSDA Current Standards, online at <https://www.nyserda.ny.gov/All-Programs/New-York-State-Appliance-and-Equipment-Efficiency-Standards/Current-Standards> (“Certify products to HVI; product data will be imported to the SASD, so additional certification is not required”); Hawaii’s statute, HRS 196-88 (“Manufacturers . . . may utilize testing, certification, and labeling programs of other states and federal agencies with similar standards, including the Home Ventilating Institute’s certified products directory certification program, for purposes of compliance under this part. Products listed in California’s Modernized Appliance Efficiency Database System shall be deemed to be in compliance with this part.”); Maryland Guidelines, online at <https://energy.maryland.gov/Pages/ApplianceStandards.aspx> (“[M]anufacturers must certify products . . . in the Northeast Energy Efficiency Partnerships State Appliance Standards Database (SASD), or to other nationally recognized databases”); DC Guidelines: Labeling, online at <https://doee.dc.gov/node/1745856> (“a model number that is searchable in the State Appliance Standards Database (SASD)” complies with DC labeling requirements; DC Guidelines: Residential Ventilating Fans, online at <https://doee.dc.gov/node/1745801> (“certify with the Home Ventilating Institute (HVI). Products certified with the HVI will automatically upload to SASD”).

HVI is eager to support Nevada's Appliance Standards through clearly communicating to the Director and the general public whether a listed residential ventilating fan is certified as complying with Nevada's requirements, and we would be glad to discuss these matters further should you have any questions. Please feel free to reach out to Josh Lynch, HVI Chief Program Officer, at [compliance@hvi.org](mailto:compliance@hvi.org).

Respectfully submitted,

A handwritten signature in blue ink that reads "Jacki Donner". The signature is written in a cursive, flowing style.

Jacki Donner, HVI CEO