

DOCKETED

Docket Number:	15-OIR-05
Project Title:	Building Energy Use Disclosure and Public Benchmarking Program Mandated under Assembly Bill 802
TN #:	212207
Document Title:	Notice of Staff Workshop: Draft Regulations for AB 802 Whole-Building Data Access, Benchmarking, and Public Disclosure Program
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CALIFORNIA ENERGY COMMISSION1516 Ninth Street
Sacramento, California 95814Main website: www.energy.ca.gov

In the matter of the) Docket No. 15-OIR-05
)
 Building Energy Use Disclosure Program) STAFF WORKSHOP
)
) RE: Building Energy Use Data Access
) and Public Disclosure Provisions of
) AB 802 (Williams, Chapter 590,
) Statutes of 2015)

Notice of Staff Workshop

Staff Proposal for Draft Regulations: Building Energy Use Data Access, Benchmarking, and Public Disclosure Provisions of Assembly Bill 802 (2015)

California Energy Commission staff will conduct a public workshop to seek input on staff's proposed draft regulations to implement the building energy use data access and public disclosure provisions of Assembly Bill 802 (Williams, Chapter 590, Statutes of 2015). Commissioner Andrew McAllister and other Energy Commission Commissioners may be in attendance at the workshop. The workshop will be held on:

Friday, July 22, 2016

9:00 a.m.

CALIFORNIA ENERGY COMMISSION
First Floor, Art Rosenfeld Hearing Room
1516 Ninth Street
Sacramento, California
(Wheelchair Accessible)

Remote Access Available by Computer or Phone via WebEx™
(See instructions on page 4)

Background and Purpose

Assembly Bill 802 revises Public Resources Code Section 25402.10 to require utilities to provide energy consumption data for covered buildings to the owners, owner's agents, or operators of those buildings upon request, and further requires the Energy Commission to establish a benchmarking and public disclosure program for certain buildings. AB 802 was signed into law by Governor Edmund G. Brown Jr. on October 8, 2015, and went into effect on

January 1, 2016. It repealed the Nonresidential Building Energy Use Disclosure Program implemented by the Energy Commission pursuant to Assembly Bill 1103 (Saldana, Chapter 533, Statutes of 2007).

Regulation development for building energy use data access, benchmarking, and public disclosure is currently in the “pre-rulemaking” phase. As needed, pre-rulemaking workshops are held by the Energy Commission to seek early public input for developing and refining draft regulations. The “rulemaking phase” (45-day language) commences with the publication of a Notice of Proposed Regulatory Action and proposed regulations. Once adopted by the Energy Commission, the regulations will be submitted to the Office of Administrative Law for review. More information about the California state government rulemaking process can be found at: http://www.oal.ca.gov/regular_Rulemaking_Process.htm.

Previous Pre-rulemaking workshops

On November 10, 2015, the Energy Commission staff conducted a Scoping Workshop to provide an overview of the benchmarking provisions of AB 802, explain the implications for the AB 1103 program, and facilitate a discussion regarding the scope of regulations for the benchmarking provisions of AB 802.

On March 25, 2016, the Energy Commission staff presented an initial proposal to seek early stakeholder input for the development of the draft regulations. Stakeholder comments were reviewed and used to inform the development of the draft regulations.

Staff presentation, webex recording, transcript and submitted comments for these workshops can be found at: <http://energy.ca.gov/benchmarking/documents/>.

Agenda

On July 22, 2016, staff will present proposed changes to Section 1680 *et seq.* of the California Code of Regulations, Title 20, which would implement the Building Energy Use Data Access and Public Disclosure Provisions of AB 802. To further inform the regulations, several discussion and comment opportunities will be given during the workshop. Stakeholders are encouraged to provide comments in person and in writing as instructed in the next section of this notice. Staff plans to post the draft regulations prior to the workshop.

Public Comment

Oral comments: Staff will accept oral comments during the workshop. Comments may be limited to three minutes per speaker. Comments will become part of the public record for this proceeding.

Written comments. The comment period for this workshop ends at 5:00 p.m. on Friday, August 5, 2016. Written comments will also be accepted at the workshop; however, the Energy Commission may not have time to review them before the conclusion of the meeting. For additional information, see Standing Order re: Proceedings and Confidentiality Procedural Requirements for Filing, Service, and Docketing Documents with the Energy Commission, available at: http://www.energy.ca.gov/commission/chief_counsel/docket.html.

Additionally, written comments may be posted to the Energy Commission’s website for the proceeding. Please note that your written and oral comments, attachments, and associated

contact information (e.g., your address, phone, email, etc.) become part of the viewable public record. This information may become available via Google, Yahoo, and any other search engines.

The Energy Commission encourages comments by e-file. Comments on this proceeding can be submitted through our e-file system here: <http://www.energy.ca.gov/benchmarking/>.

The Energy Commission accepts comments by email. Please include your name and any organization name. Comments should be in a downloadable, searchable format such as Microsoft® Word (.doc) or Adobe® Acrobat® (.pdf). Please include the docket number 15-OIR-05 and indicate Draft Regulations: Building Energy Use Data Access, Benchmarking, and Public Disclosure Provisions of AB 802 in the subject line. Send comments to: docket@energy.ca.gov.

The Energy Commission encourages you to use electronic means to submit your comments; however, if you prefer, you may send a paper copy of your comments to:

California Energy Commission
Dockets Office, MS-4
Re: Docket No. 15-OIR-05
1516 Ninth Street
Sacramento, CA 95814-5512

Public Adviser and Other Energy Commission Contacts

The Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission proceedings. If you want information on how to participate in this forum, please contact Alana Mathews, Public Adviser, at PublicAdviser@energy.ca.gov, (916) 654-4489, or toll-free at (800) 822-6228.

If you have a disability and require assistance to participate, please contact Lou Quiroz at Lou.Quiroz@energy.ca.gov or (916) 654-5146 at least five days in advance.

Media inquiries should be sent to the Media and Public Communications Office at mediaoffice@energy.ca.gov or (916) 654-4989.

If you have questions on the subject matter of this meeting, please contact Erik Jensen by email at erik.jensen@energy.ca.gov or by phone at (916) 654-4166.

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List Servs: Benchmarking, Efficiency, Existing Buildings