

Notice of Exemption

DOCKET 02-REN-1038	
DATE	FEB 25 2009
RECD.	FEB 25 2009

TO: Office of Planning and Research
1400 Tenth Street, Room 212
Sacramento, California 95814

FROM: California Energy Commission
1516 9th Street
Sacramento, California 95814

Project Title: Adoption of revisions to the *Emerging Renewables Program Guidebook*

Project Location: 1516 9th Street, Sacramento, Sacramento County, California 95814

Description of Nature, Purpose, and Beneficiaries of Project: The purpose of this activity is to revise guidelines previously adopted by the California Energy Commission to govern the general administration of its Emerging Renewables Program ("Program") pursuant to Public Resources Code section 25744. The guidelines are being revised to clarify the eligibility of fuel cell systems that use renewable fuels, and to allow fuel cell systems used for backup generation to qualify for Program funding in either grid-connected or stand-alone applications consistent with changes in the law as a result of Senate Bill 1250 (Statutes of 2006, Chapter 512). The California Energy Commission and participants of the Program benefit from the adoption of revisions to these guidelines.

Name of Public Agency Approving Project: California Energy Commission

Name of Person or Agency Carrying Out Project: California Energy Commission

Exempt Status: (Check One)

- ☐ Ministerial (Sec. 21080 (b)(1); 15268);
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
☐ Categorical Exemption. State type and section number: _____
☐ Statutory Exemption. State code number: _____
☒ Other: Activity is not a "project" under Sec. 15378(b)(2) and (4), and falls within the "common sense" under Sec. 15061(b)(3).

Reasons why project is exempt: Activity is not a project under Sec. 15378(b)(2) and (4), because it pertains to general policy and procedure making and the creation of governmental funding mechanisms that do not involve a commitment to any specific project, and is also exempt under Sec. 15061(b)(3) in that there is no possibility that the activity may have a significant effect on the environment.

Lead Agency Contact Person:

Gabriel Herrera, Senior Staff Counsel
Office of Chief Counsel
California Energy Commission
(916) 654-5141

Signature:  Date: 2-25-09 Title: Senior Staff Counsel

☐ Signed by the Lead Agency

Date received for filing by OPR: _____

