

DOCKETED	
Docket Number:	16-RPS-03
Project Title:	Amendments to Regulations Specifying Enforcement Procedures for the Renewables Portfolio Standard for Local Publicly Owned Electric Utilities
TN #:	235426
Document Title:	Notice of Lead Commissioner Workshop on November 5, 2020
Description:	Notice of Lead Commissioner Workshop on proposed implementation of the Renewables Portfolio Standard long-term procurement requirement for local publicly owned electric utilities. This workshop will be held on November 5, 2020, at 1:00 p.m.
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Organization:	California Energy Commission
Submitter Role:	Commission Staff
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CEC-70 (Revised 5/2020)

*IN THE MATTER OF:**Amendments to Regulations Specifying
Enforcement Procedures for the Renewables
Portfolio Standard for Local Publicly Owned
Electric Utilities*

Docket No. 16-RPS-03

NOTICE OF REMOTE-ACCESS
WORKSHOPRE: Rulemaking to Modify RPS
Enforcement Regulations for Local
Publicly Owned Electric Utilities**Notice of Lead Commissioner Workshop
November 5, 2020
1:00 p.m.
Remote Access Only**

Commissioner Karen Douglas, the California Energy Commission (CEC) Lead Commissioner for Renewable Energy, will host a remote-access workshop to solicit further public and stakeholder comment on proposed modifications to the Renewables Portfolio Standard (RPS) enforcement regulations for local publicly owned electric utilities (POUs), hereinafter referred to as the RPS POU Regulations. In light of substantive comments received, the CEC postponed the October 23, 2020, workshop to provide CEC staff, stakeholders, and the public an opportunity to consider those comments.¹

The workshop will be held remotely, consistent with Executive Orders N-25-20 and N-29-20 and the recommendations from the California Department of Public Health to encourage physical distancing to slow the spread of COVID-19. The public is able to participate in the workshop consistent with the direction in these Executive Orders. Instructions for remote participation via Zoom are below.

Agenda

During the workshop, CEC staff will seek additional public and stakeholder input on the proposed modifications to the RPS POU Regulations. While the current rulemaking covers a range of topics, this workshop will focus on key elements of implementing the long-term procurement requirement for POUs. CEC staff will present information on the most recent version of the proposed express terms and additional considerations for possible revisions and clarifications to encourage public and

¹ Refer to the [rulemaking docket log](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-03) for all documents related to this proceeding, including public comments, at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-03>

stakeholder comment. CEC staff will also present information on the process CEC staff proposes to review and verify that contracts meet the criteria to be considered long-term consistent with the RPS POU Regulations.

CEC staff anticipate that the topics for discussion will include, but may not be limited to, contract terms, provisions and structures that may affect the long-term characterization of a contract, including: contract duration, identified procurement quantities, pricing, and early termination clauses, as well as related topics including additional procurement under contracts, replacement energy, and contract amendments and modifications. CEC staff will also provide information and solicit input on proposed processes for POUs to report contract information and submit contract documentation and the processes CEC staff will follow to confirm and verify POU submitted information. The workshop will include time for general public comment.

The meeting agenda for the workshop will be available in the [rulemaking docket log](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-03) prior to the workshop at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-03>.

Background

In May 2020, the CEC instituted a formal rulemaking to consider modifications to existing regulations specifying RPS enforcement rules and procedures for POUs. These regulations are codified in the California Code of Regulations, Title 20, sections 1240 and 3200 – 3208.

On May 7, 2020, the CEC published the Express Terms for the proposed regulations and made them available for a 45-day comment period ending on June 22, 2020. Based on public comment, the CEC decided to propose changes to the Express Terms. These initial changes are referred to as the first 15-day language. On July 21, 2020, the first 15-day language was published and made available for a 15-day comment period ending August 5, 2020. In response to comments received, the CEC proposed a second round of 15-day changes, referred to as the second 15-day language. The CEC published the [second 15-day language](#) on August 18, 2020, with a comment period ending on September 2, 2020. On September 8, 2020, in response to comments received, the CEC issued a [Notice of Postponement](#), postponing the September 9, 2020, public adoption hearing of the proposed regulations. On October 9, 2020, the CEC issued a [Notice of Postponement](#), postponing the October 13, 2020, workshop. On October 22, 2020, in response to comments received, the CEC issued a [Notice of Postponement](#), postponing the October 23, 2020, workshop.

This workshop is an effort to solicit additional public comment on possible revisions and clarifications to the proposed regulations and will be followed by a written public comment period. CEC staff anticipate posting another round of 15-day language with an associated public comment period and ultimately anticipate submitting the proposed regulations to a CEC business meeting to be considered for adoption before the end of the year.

Public Comment

Oral Comments:

The CEC will accept oral comments during and at the end of the workshop. Comments may be limited to three minutes or less per speaker and one person per organization. If participating via Zoom's online platform, use the "raise hand" feature so the administrator can announce your name

and unmute you. If you are participating by telephone, press *9 to "raise your hand" and *6 to mute/unmute. See detailed instructions below.

Written comments:

Written comments must be submitted to the Docket Unit by no later than 5:00 p.m. on **November 13, 2020**. Written and oral comments, attachments, and associated contact information (including address, phone number, and email address) will become part of the public record of this proceeding with access available via any internet search engine.

The CEC encourages use of its electronic commenting system. Visit the [comment page for the rulemaking](#) or <https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=16-RPS-03>, which links to the comment page for this docket. Enter your contact information and a comment title describing the subject of your comment(s). Comments may be included in the "Comment Text" box or attached as a downloadable, searchable document in Microsoft® Word or Adobe® Acrobat® . The maximum file size allowed is 10 MB.

Written comments may also be submitted by email. Include docket number 16-RPS-03 and write "Amendments to RPS POU Regulations Specifying Enforcement Procedures" in the subject line and email to docket@energy.ca.gov.

A paper copy may also be sent to:

California Energy Commission
Docket Unit, MS-4
Docket No. 16-RPS-03
1516 Ninth Street
Sacramento, California 95814-5512

Public Advisor and Other CEC Contacts

The CEC's Public Advisor's Office provides the public with assistance in participating in CEC proceedings. For information on participation or to request interpreting services or reasonable accommodations, please contact Public Advisor Noemí O. Gallardo at publicadvisor@energy.ca.gov, by phone at (916) 654-4489, or toll free at (800) 822-6228. Requests for interpreting services and reasonable accommodations should be made at least five days in advance. The CEC will work diligently to accommodate all requests.

Media inquiries should be directed to mediaoffice@energy.ca.gov or (916) 654-4989.

Technical subject inquiries should be directed to Katharine Larson at katharine.larson@energy.ca.gov or (916) 651-1231.

Remote Attendance

Participants may join this workshop by clicking on the link below. The workshop may also be accessed at <https://join.zoom.us> by entering the Meeting ID and password below. To participate by telephone, see instructions below.

Click here to [participate in this workshop via Zoom](#)

(<https://energy.zoom.us/j/91614325603?pwd=VVJTb3BMdHhKZVZKbXozbzZWUXVnQT09>).

Meeting ID: 916 1432 5603

Meeting password: 952139

To Participate by Telephone Only:

Dial (669) 219-2599 or (888) 475-4499 (toll free). When prompted, enter the Meeting ID 916 1432 5603. To comment, dial *9 to “raise your hand” and *6 to mute/unmute your phone line.

Availability of Documents

Documents and presentations for this meeting will be available in the [rulemaking docket log](#) for this proceeding at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-03>.

When new information is posted, an email will be sent to those on the Renewable list serve. To receive these notices, subscribe at the [CEC’s webpage for this rulemaking](#), <https://www.energy.ca.gov/proceedings/energy-commission-proceedings/proceeding-modifications-rps-enforcement-regulations>. Manage existing list serves or sign up for others at [CEC List Servers](#), https://ww2.energy.ca.gov/listservers/index_cms.html.

Dated: Monday, October 26, 2020

Approval on file

Karen Douglas
Lead Commissioner

List Servers: Renewable, Rulemaking, ImplementationSB350