

DOCKETED

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Filer:	Nicole Looney
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December 4, 2020
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Via Email: EPS@energy.ca.gov; Michael.nyberg@energy.ca.gov

California Energy Commission
EPS Compliance
1516 Ninth Street
Sacramento, CA 95814-512
Attn: Compliance Filing

Re: Compliance Filing of the Sacramento Municipal Utility District

Pursuant to Title 20, Chapter 11, Section 2909 of the California Code of Regulations¹ adopted by the California Energy Commission (CEC) to implement Senate Bill SB 1368, the Sacramento Municipal Utility District (SMUD) hereby submits the attached compliance filing. Through this compliance filing, SMUD requests that the CEC find that SMUD's five-year agreement (PPA) with Roseburg Forest Products Co. (Roseburg) for the purchase of 2.5795 MW of biomass capacity complies with the CEC's emission performance standard (EPS). This PPA is for compliance with Senate Bill 859 (2016).

As way of background, in accordance with Section 2908, on November 14, 2020, SMUD sent to the CEC via email the agenda and supporting documentation for SMUD's November 17, 2020 Board Committee Meeting (Energy Resources & Customer Services Committee). The documentation contained information about the proposed procurement and a draft compliance filing. On November 19, 2020, SMUD's Board of Directors approved the attached compliance filing, and authorized the CEO & General Manager, or his delegate, to execute the compliance filing attestation and the PPA.

On November 30, 2020, the CEO & General Manager executed the attestation and PPA. Section 2909 requires that the compliance filing be submitted to the CEC within ten business days of execution of the PPA. In light of the foregoing, SMUD has complied with the notice and timing requirements of the CEC's regulations.

¹ All further references are to Title 20, Chapter 11 of the California Code of Regulations, unless otherwise specified.

Section 2903(b) provides that powerplants that meet the criteria of a renewable electricity generation facility, as defined by the California Renewables Portfolio Standard (RPS) legislation and guidelines adopted thereunder, are “determined to be compliant” with the EPS. In addition, and separately, power plants using only biomass fuels that would otherwise be disposed of utilizing open burning or forest accumulation are “determined to be compliant” with the EPS. The Roseburg biomass plant meets the EPS criteria – it is a “renewable electricity generation facility” for the purposes of the California RPS and is an eligible biomass power plant using forest wood waste. Accordingly, it is determined to be compliant under the CEC regulations.

We look forward to your determination that the PPA complies with the EPS. Please do not hesitate to contact me, if you have any questions about the foregoing.

Sincerely,

Andrew Meditz
Senior Attorney
Sacramento Municipal Utility District

Enclosure

cc: Steve Lins
Chad Adair
Martha Helak
Sue Musselman
Corporate Files