

DOCKETED	
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*Comment Received From: Steve Uhler
Submitted On: 12/24/2022
Docket Number: 21-OIR-03*

OIR-2021-03 Request for statement pursuant to GOV 113462(b)(1)

OIR-2021-03 Request for statement pursuant to GOV 11346.2.(b)(1)

The use of MIDAS is mandated in proposed 20 CCR 1623(b).

Please provide the statement required where the adoption or amendment of a regulation would mandate the use of specific technologies or equipment.

Steve Uhler
sau@wwmpd.com

Additional submitted attachment is included below.

OIR-2021-03 Request for statement pursuant to GOV 11346.2.(b)(1)

The use of MIDAS is mandated in proposed 20 CCR 1623(b).

Please provide the statement required where the adoption or amendment of a regulation would mandate the use of specific technologies or equipment.

MIDAS is a specific technology requiring specific equipment where specific rules of operation for access must be followed. No database can be operated to gain access without following rules. MIDAS has a rule that requires the public to register to access rate data. Just as a person has to obey the vehicle code to legally operate a bicycle or automobile on the road, MIDAS requires rules be followed to legally operate the MIDAS API to gain access to the rate data stored in the MIDAS database.

The OAL provided me bootleg copies of the Energy Commission's responses to comments. These copies are bootlegs because they are not from the rulemaking file the Energy Commission deems a record for the proceeding pursuant to 20 CCR 1208 and GOV 11347.3(a). See attached bootleg copies.

I made comments about the prescriptive standards in proposed 20 CCR 1623(b).

I did not find any response from staff in the bootleg copies that acknowledged the fact that MIDAS is a specific technology requiring specific equipment where specific rules of access must be followed.

I did not find a statement of the reasons why the agency believes these mandates or prescriptive standards are required.

Please file pursuant to 20 CCR 1208 and GOV 11347.3(a), responses to comments in the final statement of reasons, pursuant to GOV 11346.8(c), so I may comment on the responses prior to OAL review.

Pursuant to GOV 11346.2.(b)(1), please provide, a statement of the reasons why the agency believes these mandates or prescriptive standards are required.

Steve Uhler
sau@wwmpd.com