

DOCKETED

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California Energy Commission

Business Meeting Agenda

March 14, 2023
2:00 p.m. – 3:00 p.m.

Remote Access Only via Zoom™

<https://zoom.us/> Meeting ID: 938 6923 0237 Passcode: mtg@10am

Public attendance and participation access through Zoom™ only

Remote participation instructions are below, after line items.

Please note that the California Energy Commission (CEC) aims to begin the business meeting promptly at the start time and the end time is an estimate based on the agenda. The meeting may end sooner or later than the time indicated depending on various factors.

Pursuant to the California Code of Regulations (CCR), title 20, section 1104(e), any person may make an oral comment on any agenda item. To ensure the orderly conduct of business, such comments will be limited to two minutes or less per person.

THE CEC WILL CONSIDER AND MAY TAKE ACTION ON THE FOLLOWING:

1. Public Comment.

Any person wishing to comment on information items (non-voting items) shall provide comments during this period.

2. Agency Announcements.

The Chair may announce relevant matters to the public and the CEC, including agency updates, events, and other opportunities. Discussion may follow.

3. Request For Reconsideration of the CEC's Denial of Petition for Rulemaking.

Consideration of and action on the Western States Petroleum Association's (WSPA) request for reconsideration of the CEC's January 25, 2023, order denying WSPA's petition for rulemaking and WSPA's request to stay enforcement of reporting requirements in Senate Bill (SB) 1322 (Allen, Chapter 374, Statutes 2022). WSPA submitted its request for reconsideration on February 25, 2023, pursuant to Government Code section 11340.7(c). Contact: Aleecia Gutierrez (Staff Presentation: 5 minutes)

4. Petition to Request a Rulemaking Hearing.

Consideration of an action on a petition that requests the CEC to initiate a rulemaking hearing pursuant to CCR, title 20, section 1221. The petition was filed by Steve Uhler on March 1, 2023, and certified as complete by the executive director on March 3, 2023. Mr. Uhler is requesting a rulemaking to repeal CCR, title 20, section 120(f) and amend CCR, title 20, section 1208(a). Contact: Linda Barrera (Staff Presentation: 5 minutes)

5. Lead Commissioner or Presiding Member Reports.

A lead commissioner on a policy matter and a presiding member on a delegated committee may report to the CEC on relevant matters and discussion may follow.

6. Executive Director's Report.

7. Public Advisor's Report.

8. Chief Counsel's Report.

a. Pursuant to Government Code section 11126(e)(1), the CEC may adjourn to closed session with its legal counsel to discuss the following matter to which the CEC is a party:

- i. Interlink Products International, Inc. v. Xavier Becerra, Drew Bohan, Melissa Rae King (United States District Court for the Eastern District of California, Case No. 2:20-cv-02283).*

Remote Access Instructions

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Zoom: Click the link below to participate and provide public comment via Zoom.

<https://energy.zoom.us/j/93869230237?pwd=Zm96c09ULzdXTjd4eldtUXdnUGErzd09>.

Zoom may also be accessed at <https://zoom.us/join>. To join, enter the **meeting ID 938-6923-0237** and the **password mtg@10am**. To participate by phone, dial (669) 900-6833 or toll free at (888) 475-4499 and enter **meeting ID 938-6923-0237**. For Zoom technical support dial (888) 799-9666 ext. 2 or contact the CEC's Public Advisor for help at publicadvisor@energy.ca.gov and (916) 957-7910.

Public comments are welcomed at the business meeting during announced times. Comments will be limited to two minutes or less per speaker and one speaker per entity depending on the proposed agenda and number of commenters

If participating via Zoom's online platform, use the "raise hand" feature to indicate you would like to make a comment. The Public Advisor will open your line to speak. Please restate and spell your name for the record, indicate any affiliation, and begin your comments.

If participating by telephone, press *9 to "raise your hand" and *6 to mute/unmute. The Public Advisor will announce the last three digits of the phone number listed and open your line. Make sure to unmute your phone before speaking, restate and spell your name for the record, indicate any affiliation, and begin your comments.

Verizon: The CEC's Verizon phone line will solely be available if the Zoom service disconnects and shuts down. If that situation arises, the CEC Verizon line will be available for the public to listen to and make a public comment. Call the CEC's Verizon line at (888) 823-5065 and enter the passcode: business meeting. To comment publicly about a specific item, please provide the operator your name, affiliation if any, and the item number you wish to comment on. The operator will open your line when it is your turn to speak. Restate and spell your name for the record. The operator will mute your line when you are finished commenting. If you need assistance during the call, press *0 for help or to speak with the operator.

Zoom's closed captioning service will be enabled for CEC business meetings. Attendees can use the service by clicking on the "live transcript" CC icon and then choosing either "show subtitle" or "view full transcript." The closed captioning service can be stopped by exiting the "live transcript" or selecting the "hide subtitle" icon. If using a phone, closed captioning is automatic and cannot be turned off. While closed captioning is available in real-time, it can include errors. A full and formal transcript rendered by a professional court reporter will be posted in the CEC's business meeting docket and the CEC's business meeting webpage.

Public Advisor Assistance. Direct questions about how to participate in the business meeting or requests for interpreting services or other reasonable modifications and

accommodations to the Public Advisor at publicadvisor@energy.ca.gov or by phone at (916) 957-7910. Requests for interpreting services, reasonable accommodations, and other modifications should be made as soon as possible and at least five days in advance. The CEC will work diligently to meet all requests based on the availability of the service or resource needed. Additionally, the Public Advisor may upon the request of public participants who may be absent when a matter of interest to them is being considered, neutrally read their comments into the record during the public comment period. If you are interested in this service, please email concise comments before the start of the business meeting to the Public Advisor. Comments submitted after the business meeting starts or that cannot be read within a two-minute timeframe will be filed in the business meeting docket.

Direct media inquiries to (916) 654-4989 or mediaoffice@energy.ca.gov.

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Adjournment. Depending on time and the orderly management of proceedings, the CEC may adjourn, recess, or postpone any noticed hearing or meeting to be continued the next day, another specific date or time, or the next business meeting. Any such adjournment will be noticed at the time the order of adjournment is made. (Government Code sections 11128.5, 11129)