

**DOCKETED**

<b>Docket Number:</b>	23-OIR-02
<b>Project Title:</b>	Rulemaking Related to Business Meetings and Requests for Rulemakings
<b>TN #:</b>	252845
<b>Document Title:</b>	Steve Uhler Comments on Petition for rulemaking
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*Comment Received From: Steve Uhler*  
*Submitted On: 10/30/2023*  
*Docket Number: 23-OIR-02*

## **OIR-2023-02 Petition for rulemaking**

OIR-2023-02 Petition for rulemaking

Docket Unit, pursuant to 20 CCR section 1201(f), please distribute this 20 CCR section 1221 rulemaking petition to:

Energy Commission Executive Director  
executive.director@energy.ca.gov

(The public can't send email to this address given by Energy Commission Executive Director for rulemaking petitions, see attached 2023-3-15 Uhler Petition Response.pdf)

The petition is also submitted as a comment for the rulemaking process in docket 23-OIR-02.

I am specifically commenting on the method for filing with the executive director as required pursuant to 20 CCR section 1221(b). Section 1221(b) does not state who has the responsibility for filing with the executive director. 20 CCR section 1201(f) states, "Docket Unit" means the office of the commission that receives, distributes, serves and stores all filed documents. The attached 2023-3-15 Uhler Petition Response.pdf embellishes both sections 1221(b) and 1201(f), thus is unlawful pursuant to GOV 11340.5(a).

A provision in my proposed 20 CCR 1221, clearly states how to file a rulemaking petition. See TN252776 for attached "20 CCR 1221.pdf"  
<https://efiling.energy.ca.gov/GetDocument.aspx?tn=252776>

Steve Uhler  
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*Additional submitted attachment is included below.*

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The substance or nature of the regulation are the guidelines governing the accounting system and tracking system pursuant to PUC section 399.25 and PUC section 399.21 and amendments to meet OAL's requirements for publication of the guidelines pursuant to GOV section 11343.8 to be determined through the requested rulemaking process.

The reasons for the request are to ensure through GOV section 11343.8 publication, everyone uses a single Energy Commission adopted source for the guidelines (the law) governing the accounting system implemented pursuant to PUC section 399.25 and the rules (the law) related to renewable energy credits (REC) tracking system established by the Energy Commission. Currently the public has no way to ensure they have access to laws governing ownership of environmental attributes they have purchased to ensure the environmental attributes in are not being double counted by anyone else.

The reference to the authority of the Energy Commission to take the requested action for publication of the PUC section 399.25 guidelines is PUC section 399.21 and 20 CCR sections 1221 and 1222 pursuant to GOV section 11343.8.

Any denial of this rulemaking petition shall be in writing and include a method to ensure the public has a way to ensure they have access to laws from a single Energy Commission adopted source for laws governing ownership of environmental attributes they have purchased to ensure the environmental attributes in are not being double counted by anyone.

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