

DOCKETED

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California Energy Commission
Business Meeting Agenda

May 8, 2024
10:00 a.m. – 3:30 p.m.

In-person at:

California Natural Resources Agency Building
715 P Street
First Floor Auditorium
Sacramento, California 95814
(Wheelchair Accessible)

Remote Access via Zoom™

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

Remote participation instructions are below, after the agenda items.

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. Commissioners may attend remotely in accordance with Government Code section 11123.2(j).

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.

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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. Consent Calendar.

Items will be taken up and voted on as a group. A commissioner may request that an item be moved and discussed later in the meeting.

- ~~a. Capture6 Monarch LLC. Proposed resolution approving a novation amendment for agreement EPC-23-014, totaling \$8,153,623, to change the recipient from Capture6 Corp to its subsidiary, Capture6 Monarch LLC, and adopting staff's determination that this action will not alter the California Environmental Quality Act (CEQA) exemption findings in the original grant agreement. Contact: Patricia DeLaTorre~~
- b. California Department of Transportation. Proposed resolution to increase the CEC's budget for Interagency Agreement RMB600-23-009 by \$1,000,000 for California's Electric Vehicle Charger Reliability and Accessibility Accelerator (EVC RAA) program, and adopting staff's determination that this action is exempt from CEQA. This is for additional funding to cover the costs for EVC RAA projects. The total funding available to CEC for the EVC RAA program will be \$61,418,469. The CEC will work with Caltrans to ensure charging infrastructure investments made by California through the EVC RAA program are strategic, coordinated, efficient, and equitable. (Federal EVC RAA Funding) Contact: Ben De Alba
- ~~c. Electrify America, LLC. Proposed resolution approving agreement ZVI-23-021 with Electrify America, LLC for a \$3,283,575 grant to install at least 40 direct current fast charging electric vehicle (EV) ports across 10 sites in the counties of Los Angeles, San Bernardino, Riverside, and Orange, and adopting staff's determination that this action is exempt from CEQA. These ultra-fast, high-performing EV charging ports will be installed in locations that will serve demand from transportation network company fleets as well as the general public, filling in gaps in the existing charging network. (General Fund Funding) Contact: Kyle Gorrigan~~
- d. Responsive, Easy Charging Products with Dynamic Signals (REDWDS) – GFO-22-609. This solicitation sought to fund projects that develop and deploy charging products that help customers manage EV charging in response to grid signals and save money on charging costs. This item includes three projects totaling up to \$66,381,380. (~~General Fund and~~ Clean Transportation Program Funding) Contact: Jeffrey Lu
- i. Weave Grid, Inc. Proposed resolution approving agreement ARV-23-013 with Weave Grid, Inc. for up to \$11,042,735, and adopting staff's determination that this action is exempt from CEQA. This agreement initially provides \$1,811,865 to deploy charging management software, utilizing grid signals and dynamic time-varying rates, to 4,000 customers through EV telematics and networked, existing EV charging infrastructure. Additional funding, up to the \$11,042,735 total, may, with approval from CEC's Executive Director through an amendment, be added to expand the software deployment to 25,000 customers. At least 50 percent of deployments will be located in disadvantaged communities.
- ii. IoTecha Corp. Proposed resolution approving agreement ARV-23-014 with IoTecha Corp. for up to \$27,139,636, and adopting staff's determination that

this action is exempt from CEQA. This agreement initially provides \$2,286,231 to develop an alternating-current EV charger that allows load flexibility and continuous driver engagement, and to deploy 120 of these chargers at residential sites. Additional funding, up to the \$27,139,636 total, may, with approval from the CEC's Executive Director through an amendment, be added to deploy up to an additional 12,000 chargers to serve residential customers.

~~iii. Gridtractor, A California Corporation. Proposed resolution approving agreement ZVI-23-025 with Gridtractor, A California Corporation for up to \$28,199,009, and adopting staff's determination that this action is exempt from CEQA. This agreement initially provides \$2,499,987 to develop dynamic rates, deploy up to 30 chargers for electric farm vehicles with load management capabilities, and integrate load management software into up to 69 existing chargers in agricultural settings. Additional funding, up to the \$28,199,009 total, may, with approval from the CEC's Executive Director through an amendment, be added to deploy up to 600 additional chargers.~~

e. Reliable, Equitable, and Accessible Charging for Multi-family Housing 2.0 (REACH 2.0) GFO-22-614. This solicitation sought projects to demonstrate replicable and scalable business and technology models for large-scale deployment of EV charging infrastructure capable of maximizing access and EV travel for multi-family housing (MFH) residents. Projects must include charger installations that will be used and benefit MFH residents. At least 50 percent of the charging ports will be installed in disadvantaged or low-income communities. Applicants were also encouraged to serve residents residing in affordable housing. This item includes four projects totaling \$16,001,008. (Clean Transportation Program ~~and General Fund Funding~~) Contact: Danny Leung

i. GoPowerEV, Inc. Proposed resolution approving agreement ARV-23-016 with GoPowerEV, Inc. for a \$4,097,701 grant to install at least 1,137 EV charging ports (379 Level 2 and 758 Level 1) across 28 MFH sites located in Southern California to increase EV charging access for multi-family housing residents, and adopting staff's determination that this action is exempt from CEQA.

~~ii. Sacramento Municipal Utility District. Proposed resolution approving Agreement ZVI-23-017 with Sacramento Municipal Utility District for a \$5,000,000 grant to install at least 300 Level 2 EV charging ports and at least 200 Level 1 EV charging ports within a quarter mile of MFH properties in the Sacramento region, and adopting staff's determination that this action is exempt from CEQA.~~

iii. EVIUM CHARGING, LLC. Proposed resolution approving agreement ZVI-23-019 with EVIUM CHARGING, LLC for a \$4,756,590 grant to deploy and collect data on 474 Level 2 EV chargers at 13 sites at MFH throughout Southern California, and adopting staff's determination that this action is exempt from CEQA.

~~iv. GoPowerEV, Inc. Proposed resolution approving agreement ZVI-23-023 with GoPowerEV, Inc. for a \$2,146,717 grant to install at least 528 EV charging ports (176 Level 2 and 352 Level 1) across nine MFH sites in Northern California to increase EV charging access for MFH residents, and adopting staff's determination that this action is exempt from CEQA.~~

- f. California Schools Healthy Air, Plumbing, and Efficiency Program (CalSHAPE) (Docket No. 20-RENEW-01). Proposed resolution adopting the California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Ventilation Program Guidelines, Fifth Edition, and adopting staff's determination that this action is exempt from CEQA. CalSHAPE provides grants to local educational agencies for the assessment, maintenance, repair, and replacement of heating, ventilation, and air conditioning (HVAC) systems in California schools. The guidelines update includes: removing the Assessment & Maintenance (A&M) grant requirement that carbon dioxide monitors be hardwired or plugged-in to allow for the installation of wireless carbon dioxide monitors; expanding the time extension request provision to apply to both A&M and Upgrade & Repair (U&R) grants; extending the time provided with a time extension request; and allowing the final project reporting deadline to be updated by a public notice. Contact: David Velazquez
- g. Local Ordinance for the City of Santa Cruz. Proposed resolution finding the City of Santa Cruz's local ordinance application meets the requirements of Public Resources Code section 25402.1(h)(2) and Section 10-106. The local ordinance contains amendments to the 2022 Energy Code that would add additional electric readiness requirements and increase source energy compliance margins for single-family residential, multifamily residential, and nonresidential buildings beyond the 2022 Energy Code. CEC staff have found the City of Santa Cruz's application demonstrates that the local ordinance saves more energy than the 2022 Energy Code. The City of Santa Cruz has determined the local ordinance is cost effective and, as lead agency, that this activity is exempt from CEQA. Contact: Anushka Raut

4. Information Item – Disadvantaged Communities Advisory Group (DACAG) Annual Report.

DACAG leadership will present the combined 2022 and 2023 DACAG Annual Report. The DACAG is an eleven-member advisory body to the CEC and the California Public Utilities Commission (CPUC) created by Senate Bill 350 (De León, ch. 54, stats. 2015). The DACAG Annual Report summarizes actions taken and recommendations provided to the CEC and CPUC pursuant to each of the DACAG priority areas. Contact: Román Partida-López (Presentation: 5 minutes)

5. DACAG Appointments.

Proposed resolution approving five appointments to the DACAG for two-year terms beginning May 2024: reappointment of two members, Fred Beihn and Julia Hatton, and appointment of three new members, Abimael Chavez-Hernandez, Chelsea Kirk, and Sarah Sharpe. Contact: Mona Badie (Staff Presentation: 5 minutes)

6. Information Item – Western Renewable Energy Generation Information System (WREGIS).

Staff will provide background on the Western Renewable Energy Generation Information System (WREGIS), the independent renewable energy credit (REC) tracking system for the Western Interconnection established in 2007. WREGIS staff will provide an update on WREGIS functionality issues. WREGIS is relied on for California’s Renewables Portfolio Standard (RPS) program, the Power Source Disclosure program, and the Voluntary Allocation and Market Offer (VAMO) established by the CPUC, among others. Contact: Sean Simon and Andrea Coon (Presentation: 10 minutes)

7. Emergency Rulemaking Implementing Revised SB X1-2 Gasoline Refining Margin and Marine Import Reporting Requirements (Docket No. 23-OIR-03).

Proposed resolution adopting amendments to title 20 of the California Code of Regulations, including amendments to sections 1363.1, 1363.2, 1366, 1367, 1370, and 1371, as well as Appendix B and Appendix D in title 20, Division 2, Article 3, Chapter 3. The proposed amended regulations clarify and revise the Senate Bill X1-2 (Stats. 2023, 1st Ex. Sess. 2023, ch. 1) requirements for gasoline refining margin and marine import reporting set forth in Public Resources Code sections 25354 and 25355, define terms to facilitate accurate and consistent reporting, amend the notice period for updating reporting forms, and make other minor clarifying changes. The proposed resolution also adopts staff’s determination that this action is exempt from CEQA. Public Resources Code section 25367 authorizes the CEC to adopt these regulations, deems the adoption of these regulations to be an emergency, and provides that these regulations shall remain in effect for two years after approval by the Office of Administrative Law. Contact: Jeremy Smith (Staff Presentation: 10 minutes)

8. California Refinery Maintenance Reporting Guidebook (Docket No. 23-OIR-03).

Proposed resolution adopting the California Refinery Maintenance Reporting Guidebook. The guidebook clarifies and revises the SB X1-2 requirements for refinery maintenance reporting set forth in Public Resources Code section 25354(m), defines terms to facilitate accurate and consistent reporting, and makes other minor clarifying changes. The resolution also adopts staff’s determination that this action is exempt from CEQA. Public Resources Code section 25354(n)(2) authorizes the CEC to adopt this guidebook and deems this guidebook to be exempt from the Administrative Procedure Act. Contact: Jeremy Smith (Staff Presentation: 5 minutes)

9. Order Instituting Informational Proceeding (OIP) (Docket No. 24-IEPR-01).

Proposed OIP for the 2024 Integrated Energy Policy Report (IEPR) Update to authorize the Lead and Associate Commissioners and the Executive Director to gather and assess information for analyses for the 2024 IEPR Update. The 2024 IEPR Update will address the following two topics: (1) Electricity Demand Forecast Update and (2) Wave and Tidal Energy. Contact: Lorraine Gonzalez (Staff Presentation: 5 minutes)

10. 2023 Gradual Transformation Additional Achievable Fuel Substitution (AAFS) Scenario.

Proposed resolution adopting the 2023 Gradual Transformation AAFS Scenario, which assumes a more gradual statewide replacement of gas space and water heaters with zero-emission alternatives than the previously adopted AAFS Scenario 3. This new scenario also updates the characterization of local Air Quality Management Districts' Zero-Emission Appliance Standards and includes gas and electricity impacts from programmatic AAFS Scenario 3 and programmatic Additional Achievable Energy Efficiency Scenario 3, which were part of the Planning Scenario for the 2023 IEPR. Contact: Nicholas Janusch (Staff Presentation: 5 minutes)

11. Demand Side Grid Support (DSGS) Program Guidelines (Docket No. 22-RENEW-01).

Proposed resolution approving the Third Edition of the Demand Side Grid Support (DSGS) Program Guidelines, and adopting staff's determination that this action is exempt from CEQA. The DSGS Program provides incentives to reduce customer net load during extreme events. The Third Edition of the DSGS Program Guidelines refines and clarifies program requirements, reduces operational complexities, and aims to scale and grow participation from clean resources. Contact: Ashley Emery (Staff Presentation: 5 minutes)

12. Olivine, Inc. – DSGS Administration Support.

Proposed resolution approving agreement 500-23-004 with Olivine, Inc. for a contract not to exceed \$22,250,000 over a term of four years, with an option to extend for a fifth year, to support the administration of the DSGS Program, and adopting staff's determination that this action is exempt from CEQA. The DSGS Program provides incentives to reduce customer net load during extreme events. (DSGS Funding) Contact: Ashley Emery (Staff Presentation: 5 minutes)

13. Indian Energy LLC – LDES Testing.

Proposed resolution approving agreement LDS-23-002 with Indian Energy LLC for a \$4,850,000 grant to fund non-lithium-ion long duration energy storage (LDES) testing at the Rapid Integration and Commercialization Unit using four different LDES technologies at the Marine Corps Air Station Miramar in San Diego, and adopting staff's determination that this action is exempt from CEQA. The LDES systems will be operated both independently and as part of a microgrid system to

test and assess the demonstrated technology. Indian Energy LLC will develop and improve testing guidelines to evaluate the technology's ability to power critical operations under diverse use cases, loads, and operating conditions and work with first responders to develop safety guidelines. (LDES Funding) Contact: Caitlin Planchard (Staff Presentation: 5 minutes)

14. Decarbonizing Heating, Ventilation, and Air Conditioning Systems in Large Buildings GFO-22-308.

The solicitation sought to fund applied research and development projects that develop decarbonization solutions for HVAC systems in large commercial buildings with an emphasis on technology advancements, energy efficiency, replicability, and use of ultra-low global warming potential (GWP) refrigerants. This item includes six projects totaling \$19,397,619 (EPIC Funding) Contact: Bradley Meister (Staff Presentation: 5 minutes)

- a. Electric Power Research Institute, Inc. Proposed resolution approving agreement EPC-23-028 with the Electric Power Research Institute, Inc. for a \$2,000,000 grant to develop and demonstrate an all-electric heat pump and distribution system for heating and cooling in Irwindale, including the use of an ultra-low GWP as a natural refrigerant, and adopting staff's determination that this project is exempt from CEQA.
- b. Calion Technologies, Inc. Proposed resolution approving agreement EPC-23-030 with Calion Technologies, Inc. for a \$1,500,000 grant to develop a non-vapor compression, ionocaloric heat pump as a heating solution for commercial buildings at their Berkeley laboratory, and adopting staff's determination that this project is exempt from CEQA.
- c. Prospect Silicon Valley. Proposed resolution approving agreement EPC-23-031 with Prospect Silicon Valley for a \$1,998,949 grant to demonstrate an advanced, cost-competitive, high-efficiency large air-source and water-source heat pump using an ultra-low GWP refrigerant in Alameda County, and adopting staff's determination that this action is exempt from CEQA.
- d. The Regents of the University of California, on behalf of the Berkeley Campus. Proposed resolution approving agreement EPC-23-032 with The Regents of the University of California, on behalf of the Berkeley Campus, for a \$5,999,540 grant to install and demonstrate a large heat recovery chiller that uses an ultra-low GWP refrigerant at a Kaiser Permanente hospital in San Francisco, and adopting staff's determination that this action is exempt from CEQA.
- e. The Regents of the University of California, on behalf of the Berkeley Campus. Proposed resolution approving agreement EPC-23-033 with The Regents of the University of California, on behalf of the Berkeley Campus, for a \$1,999,140 grant to develop and test new personal comfort devices and a personal control hub and network, and adopting staff's determination that the project is exempt from CEQA.

- f. The Regents of the University of California as Management and Operating Contractor for the Ernest Orlando Lawrence Berkeley National Laboratory (Lawrence Berkeley National Laboratory). Proposed resolution approving agreement EPC-23-034 with Lawrence Berkeley National Laboratory for a \$5,899,990 grant to develop holistic and scalable solutions for transitioning conventional central plants to heat recovery chiller systems that use low GWP refrigerants, and adopting staff's determination that this action is exempt from CEQA.

15. ~~Office of Exposition Park Management – ZEV Charging, PV, and Storage.~~

~~Proposed resolution approving agreement 600-23-010 with the Office of Exposition Park Management for a \$5,000,000 contract to install Level 2 and DC fast charging EV chargers, bus charging ports, solar photovoltaic equipment, and battery storage at a destination multi-use park and future Olympic venue in a disadvantaged and low-income community in Los Angeles, and adopting staff's determination that this action is exempt from CEQA. (General Fund Funding) Contact: Myoung-Ae Jones (Staff Presentation: 5 minutes)~~

16. Improvements in Maintenance Processes for Reliable Operations that are Verifiable and Effective for Hydrogen Refueling Stations (IMPROVE for H2) GFO-23-604.

This solicitation sought to fund projects that will support the advancement of hydrogen refueling station operations and maintenance to improve the customer experience. This item includes two projects totaling \$9,449,744. (Clean Transportation Program Funding) Contact: Miki Crowell (Staff Presentation: 5 minutes)

- a. Iwatani Corporation of America. Proposed resolution approving agreement ARV-23-012 with Iwatani Corporation of America for a \$2,449,744 grant to execute multiple operations and maintenance projects across its seven existing hydrogen refueling stations in California, and adopting staff's determination that this action is exempt from CEQA.
- b. FirstElement Fuel Inc. Proposed resolution approving agreement ARV-23-015 with FirstElement Fuel Inc., for a \$7,000,000 grant to support operations and maintenance projects to achieve an average 95 percent uptime across its existing network of hydrogen stations, and adopting staff's determination that this action is exempt from CEQA.

17. ~~Innovative Charging Solutions for Medium- and Heavy-Duty Electric Vehicles GFO-22-615.~~

~~This solicitation sought to fund projects that demonstrate transformative technology solutions and work to accelerate the successful commercial deployment of medium- and heavy-duty (MD/HD) EV charging applications, including: innovative business models (e.g., truck parking, truck stops/charging hubs, charging corridors, and mobility/charging as a service); and innovative technologies (e.g., large scale ultra-fast charging, interoperability, battery swapping, fuel-cell powered EV charging,~~

wireless charging, inductive charging, overhead catenary, and vehicle-to-everything (V2X) technology). This item includes three projects totaling \$18,399,622. (General Fund) Contact: Marc Perry (Staff Presentation: 5 minutes)

- a. ~~International Transportation Service, LLC. Proposed resolution approving agreement ZVI-23-018 with International Transportation Service, LLC (ITS) for a \$3,337,562 grant to deploy fifteen hands-free EV charging stations, including five inductive and five conductive chargers, and one surface mount dynamic charging rail to provide hands-free charging for five electric yard tractors while in operation at the ITS terminal located in the Port of Long Beach, and adopting staff's determination that this action is exempt from CEQA.~~
- b. ~~Goodwill Industries of San Diego County. Proposed resolution approving agreement ZVI-23-020 with Goodwill Industries of San Diego County for a \$7,133,803 grant to deploy a smart fleet charging depot in San Diego County using an innovative charging-as-a-service model, construct a solar/storage microgrid for sustainable power generation and storage, and create a charging infrastructure blueprint scalable for future expansion, and adopting staff's determination that this action is exempt from CEQA.~~
- c. ~~Penske Truck Leasing Co., L.P. (Penske). Proposed resolution approving agreement ZVI-23-022 with Penske for a \$7,928,257 grant to install 52 EV charging ports at two sites in the City of Hayward and City of San Leandro to support Penske's growing fleet of medium and heavy-duty EVs, and adopting staff's determination that this action is exempt from CEQA.~~

18. Minutes.

Possible approval of the April 10, 2024 Business Meeting minutes.

19. Lead Commissioner or Presiding Member Reports.

Lead commissioners on policy matters and presiding members on delegated committees may report to the CEC on relevant matters and discussion may follow.

20. Executive Director's Report.

21. Public Advisor's Report.

22. Chief Counsel's Report.

- a. Pursuant to Government Code section 11126(a)(1), the CEC may adjourn to closed session with its legal counsel to consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.
- b. Pursuant to Government Code section 11126(e)(1), the CEC may adjourn to closed session with its legal counsel to discuss the following pending litigation:
 - i. Shasta County and Pit River Tribe, et al. vs. California Energy Commission (Shasta County Superior Court, Case No. 23CV-0203737).

- ii. State of California Department of Industrial Relations Division of Labor Standards Enforcement Legal Section: In the Matter of the Request for Appeal from Citation Issued Against: California Energy Commission; Anheuser-Busch, LLC, Respondents, State Case Number: 48-76293.
- iii. California Fuels and Convenience Alliance v. California Energy Commission, et al (Sacramento Superior Court, Case No. 24WM000058).

In-Person Instructions

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Public comments are welcomed at the business meeting during announced times. Comments may 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.

Zoom's closed captioning service will be enabled for the 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 docketed in the CEC business meeting docket.

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. 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.

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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)