

DOCKETED

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CALIFORNIA ENERGY COMMISSION

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Sacramento, California 95814

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CEC-70 (Revised 7/22)

**IN THE MATTER OF:**

*Rulemaking to Amend Regulations
Governing the Power Source Disclosure
Program*

DOCKET NO. 21-OIR-01
NOTICE OF REMOTE WORKSHOP
RE: Power Source Disclosure

Notice of Staff Rulemaking Workshop on Updates to the Power Source Disclosure Regulations June 11, 2024

Start Time 10:00 a.m. – End Time 1:00 p.m.

Remote Only

See Attendance Instructions.

The California Energy Commission (CEC) will host a rulemaking workshop to solicit feedback on proposed changes to the Power Source Disclosure (PSD) program regulations at California Code of Regulations, Title 20, Division 2, Chapter 3, Article 5 beginning with Section 1391, including changes required by Senate Bill (SB) 1158 (Becker, Chapter 367, Statutes of 2022) and Assembly Bill (AB) 242 (Holden, Chapter 228, Statutes of 2021).

The public can participate in the workshop consistent with the attendance instructions below. The CEC aims to begin promptly at the start time posted and the end time is an estimate based on the proposed agenda. The workshop may end sooner or later than the posted end time.

The Lead Commissioner from the CEC may be present at the workshop but will not take action on any matters.

Agenda

This workshop is part of the formal rulemaking process. The PSD regulatory package was submitted to the Office of Administrative Law (OAL) on Tuesday, May 7 and was published in the OAL registry on May 17. The workshop will include a presentation by CEC staff on the 45-day language of the proposed PSD regulations. Discussion items for the workshop will include:

- SB 1158 hourly accounting implementation
- Proposed updates to annual accounting
- Proposed additions to the power content label
- Updated reporting templates
- Other changes proposed to regulatory language

There will also be an opportunity for public comment at the workshop.

Background

The PSD program was initially authorized by SB 1305 (Sher, Chapter 796, Statutes of 1997) and the CEC initially promulgated program regulations in 1998 at Cal. Code Regs. Tit. 20, § 1391 et seq. In 2019, the CEC adopted modifications to the regulations to implement AB 1110 (Ting, Chapter 656, Statutes of 2016), which included the requirement for a retail supplier to disclose the GHG emissions intensity for each electricity portfolio that it offers.

SB 1158 became law in 2022 and requires retail suppliers to begin reporting hourly loss-adjusted load and GHG emissions data to the CEC starting in 2028; the CEC is required to adopt rules on these requirements by July 2024. SB 1158 stipulates that the California Public Utilities Commission and the governing boards of publicly owned utilities may use hourly data to track progress toward GHG emissions reduction targets. As a result of this new legislation, the PSD program will be responsible for the reporting of power sources and emissions at both the annual and hourly level.

On December 7, 2021, CEC staff held a workshop to initiate pre-rulemaking activities for AB 242, which established deadlines for retail suppliers to post and distribute their power content labels. The workshop also addressed clarifying changes to the regulations, such as the reporting requirements for new community choice aggregators and the retirement of unbundled renewable energy credits. On September 26, 2023, CEC staff held another pre-rulemaking workshop to present initial draft regulations and request stakeholder feedback.

To launch formal rulemaking procedures, CEC staff has prepared draft regulations (express terms) to implement SB 1158's hourly accounting methodology and to update annual accounting rules under the PSD program. Additionally, the PSD program has developed draft reporting templates for annual and hourly reporting. These documents, along with other rulemaking documentation such as the Initial Statement of Reasons, will be posted in advance of the workshop in the [docket](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=21-OIR-01) (21-OIR-01) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=21-OIR-01>.

Attendance Instructions

Remote participants may join via Zoom by internet or phone.

- **To join via Zoom.** Click on <https://energy.zoom.us/j/85167686205?pwd=NHNJVE5XRHB4eiswclJxdVJGVlYvZz09> or login in at <https://zoom.us/> and enter the Webinar ID 851 6768 6205 and passcode 042331 and follow all prompts.
- **To join by telephone.** Call toll-free at (888) 475-4499 or toll at (669) 219-2599. When prompted, enter the Webinar ID 851 6768 6205 and passcode 042331.

Zoom Closed Captioning Service. At the bottom of the screen, click the Live Transcript CC icon and choose "Show Subtitle" or "View Full Transcript" from the pop-up menu. To stop closed captioning, close the "Live Transcript" or select "Hide Subtitle" from the pop-up menu. If joining by phone, closed captioning is automatic and cannot be turned off. While closed captioning is available in real-time, it can include errors. A more accurate transcript of the workshop will be docketed and posted as soon as possible after the meeting concludes.

Zoom Difficulty. Contact Zoom at (888) 799-9666 ext. 2, or the CEC Public Advisor at publicadvisor@energy.ca.gov, or by phone at (916) 957-7910.

Public Comment.

The CEC encourages the use of its electronic commenting system. Visit the e-commenting page for this docket at <https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=21-OIR-01>, which links to the comment page for this docket. Enter your contact information and a subject title that describes your comment. Comments may be included in the "Comment Text" box or attached as a downloadable, searchable document in Microsoft® Word or Adobe® Acrobat®. The maximum file size allowed is 10 MB.

Oral comments will be accepted at the end of the workshop. Comments may be limited to three minutes or less per speaker and one person per organization. To comment via Zoom, use the "raise hand" feature so the administrator can announce your name and unmute you. To comment via telephone, press *9 to "raise your hand" and *6 to mute/unmute.

Written comments may be submitted to the Docket Unit by 5:00 p.m. on July 3, 2024. Written and oral comments, attachments, and associated contact information (including address, phone number, and email address) will become part of the public record of this proceeding with access available via any internet search engine. Written comments may also be submitted by email. Include docket number 21-OIR-01 and "Rulemaking to Amend Regulations Governing the Power Source Disclosure Program" in the subject line and email to docket@energy.ca.gov.

A paper copy may be mailed to:
California Energy Commission
Docket Unit, MS-4

Docket No. 21-OIR-01
715 P Street
Sacramento, California 95814

Public Advisor. The CEC’s Public Advisor assists the public with participation in CEC proceedings. To request assistance, interpreting services, or reasonable modifications and accommodations, call (916) 957-7910 or email publicadvisor@energy.ca.gov as soon as possible but at least five days in advance of the workshop. The CEC will work diligently to meet all requests based on availability.

Media Inquiries. Email mediaoffice@energy.ca.gov or call (916) 654-4989.

Technical Subject Inquiries. Email Jordan Scavo at jordan.scavo@energy.ca.gov or call (916) 704-3649.

General Inquiries: Email Logan Clendening at logan.clendening@energy.ca.gov or call (916) 805-7439.

Availability of Documents: Documents and presentations for this meeting will be available in the [docket](#) (21-OIR-01) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=21-OIR-01>.

When new information is posted, an email will be sent to those subscribed to the Power Source Disclosure list server and the Electricity list server. To receive these notices, subscribe at the [PSD page](#). For notices of other email subscription topics, visit [Subscriptions](#), at <https://www.energy.ca.gov/subscriptions>.

Dated: May 17, 2024, at Sacramento, California.

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