

DOCKETED	
Docket Number:	25-EPS-01
Project Title:	Emission Performance Standard
TN #:	261066
Document Title:	Notice of Public Meeting by Truckee Donner PUD Emission Performance Standard Compliance Filing for Power County Project
Description:	N/A
Filer:	Sean Neal
Organization:	Duncan, Weinberg, Genzer & Pembroke, P.C.
Submitter Role:	Applicant Representative
Submission Date:	1/13/2025 11:40:32 AM
Docketed Date:	1/13/2025

General Manager
Brian C. Wright

**Executive
Leadership Team**
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Water Utility Director

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Electric Utility Director

Scott Crow
IT Director/CIO

Steven Poncelet
*PIO & Strategic Affairs
Director*

Michael Salmon
Chief Financial Officer

Jillian Steward
*Director of Human
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Risk Management*

Board of Directors
Jeff Bender
Christa Finn
Tony Laliotis
Courtney Murrell
Steve Randall

Via E-Filing, Docket No. 24-EPS-01, and
Email to: EPS@energy.ca.us

January 13, 2025

**Re: SB 1368 Emission Performance Standards-Public Notice of Covered
Procurement**

Pursuant to the California Code of Regulations (CCR) Title 20, § 2908(b), the Truckee Donner Public Utility District (TDPUD) is providing notice of its governing body's entering into a Power Sales Contract (Contract) between TDPUD and Utah Municipal Associated Power Systems (UAMPS) and compliance filing, that provides for the procurement of electricity with a term of five years or greater from a natural gas generating plant to be developed and located in Power County, Idaho. The Contract is a covered procurement subject to public notice under the Emission Performance Standards (EPS) regulations.

Name of Governing Authority Body Meeting: TDPUD Board of Directors

Date: January 15, 2025

Time: 6:00 p.m. PST

Location: 11570 Donner Pass Road, Truckee, California 96161

Wheelchair accessible: In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in a meeting, please contact the secretary during regular business hours. Notification received 48 hours before the meeting will enable the district to make reasonable accommodations.

Remote Access, if Any: TDPUD Board meetings are able to be viewed live online at <https://www.tdpud.org/departments/board-of-directors/board-meetings>

Contact for Public for Further Information: Records / Administrative Technician/
(530)582-3914 / allisonmceneaney@tdpud.org

Agenda for the Meeting: On TDPUD's website at:
<https://www.tdpud.org/departments/board-of-directors/board-meetings>



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Additional materials being provided to the TDPUD's governing body related to the Contract's compliance with the EPS are available in hard copies at the meeting. Information required pursuant to CCR § 2908(b)(3) is available through the material accessible through the above-provided links and in the attachment below.

Sincerely,

Signed by:

Jared Carpenter

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Jared Carpenter

Electric Utility Director

Truckee Donner Public Utility District

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Brian C. Wright

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California Energy Commission
EPS Compliance
715 P Street
Sacramento, CA 95814
Attention: Compliance Filing
EPS@energy.ca.us

**Re: SB 1368 Emission Performance Standards Compliance Filing for the
Power County Power Project Power Sales Contract**

Pursuant to California Code of Regulations (CCR) 20 CCR § 2909, please be advised that the Truckee Donner Public Utility District (TDPUD) at a publicly noticed meeting, approved and authorized execution and delivery of the Power County Power Project Sales Contract (Agreement) with Utah Associated Municipal Power Systems (UAMPS) for natural gas generation on 11/6/2024, which was fully executed on 11/20/2024.

The Agreement information is as follows:

Name of Counterparty: Utah Associated Municipal Power Systems (UAMPS)

Facility Name: Power County Power Project

Facility Location: Power County, Idaho

Technology/Fuel: Natural Gas consisting of a combined cycle generator.

Nameplate Capacity of Facility: A design capacity of at least 360 MW in capacity, of which 5.25 MW will be delivered to TDPUD.

Product Description: The product output is the amount of electricity which is actually generated by the Project in any particular hour.

Substitute energy allowed: Substitute energy from other projects of UAMPS or the UAMPS Pool is permitted under the Agreement in the event of interruption or reduction in case of emergencies affecting the Project, or in order to make repairs and replacements to, to make investigations and inspections of, or to perform maintenance work on the project, or is otherwise unavailable to due an Uncontrollable Force, or is interrupted or curtailed by the balancing authority area or other transmitting utility. Accordingly, the Contract complies with 20 CCR § 2906(b).

Delivery Start Date: The intended Commercial Operation Date for the plant is within calendar year 2031.

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Delivery End Date: Ongoing until Project decommissioning at the earliest.

Consistent with the TDPUD Board's approval at its public meeting on 11/6/2024, TDPUD is making this compliance filing requesting the California Energy Commission (Commission) find that this natural gas-powered energy contract is compliant with the Greenhouse Gases Emission Performance Standards (EPS) set forth in 20 California Code of Regulations (CCR) § 2900, *et seq.* and, more specifically, 20 CCR § 2903(a). As required by 20 CCR § 2909(b), specified information required under 20 CCR § 2908(b) is attached to this compliance filing.

Sincerely,

Jared Carpenter
Electric Utility Director
Truckee Donner Public Utility District

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California Energy Commission Emission Performance Standards Compliance Filing

The Truckee Donner Public Utility District (TDPUD) is asking that the California Energy Commission (Commission) find that the Power County Power Project Sales Contract (Agreement) with Utah Associated Municipal Power Systems (UAMPS) is compliant with the greenhouse gases emissions performance standard set forth in Chapter II of Title 20 of the California Code of Regulations. Specifically, TDPUD asserts herein that the facility under contract is compliant pursuant to Section § 2903(a) of the regulations. Substitute energy is permitted under the Agreement only for conditions set forth in Section § 2906(b)(2)(A).

I, the official named below, certify under penalty of perjury, the following:

- I. The TDPUD Board of Directors has reviewed and approved in a noticed public meeting both the covered procurement and the compliance filing;
2. Based on TDPUD's knowledge, information or belief, the compliance filing does not contain a material misstatement or omission of fact;
3. Based on TDPUD's knowledge, information or belief, the covered procurement complies with this Article; and
4. The covered procurement described above contains contractual terms or conditions specifying that TDPUD will not have received Required Approvals and therefore must exit the Agreement if the Commission does not approve TDPUD's compliance filing for this Agreement upon receipt of a report from UAMPS that makes a final selection of the technology for and before the commencement of construction of the power plant.

Jared Carpenter
Electric Utility Director
Truckee Donner Public Utility District

Date: _____

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Attachment

Documentation for the Covered Procurement under CCR § 2908(b)(3)

The Truckee Donner Public Utility District (TDPUD) has authorized execution of the Power County Power Project Sales Contract (Agreement) with Utah Associated Municipal Power Systems (UAMPS). The Agreement provides for the purchase of power from UAMPS produced by a combined cycle natural gas generating plant to be developed and located in Power County, Idaho.

Although TDPUD will not own the facility, TDPUD provides the Commission with information pertaining to the project as a “new ownership investment,” as defined under California Code of Regulations (CCR) Title 20 § 2901(j), and TDPUD and provides the following information requested under 20 CCR § 2908(b)(4):

(A) For New Construction or Purchase of an Existing Generating Unit or Powerplant, a Description and Identification of the Planned Powerplant or the Purchased Asset Specifying the Power Generating Equipment, Power Source, Such as Fuel Type, Wind, or Biomass, all Supplemental Fuel Sources, and all Available Historical Production and Fuel Use Data:

The facility will include construction and installation of a natural-gas, combined cycle electric generating powerplant with a design capacity of at least 360 MW, 5.25 MW of which will be made available for sale to TDPUD.

It is intended that the powerplant will operate as baseload load at an annualized plant capacity factor of greater than 60 percent, as defined under 20 CCR § 2901(b). The generating plant will be developed and located in Power County, Idaho. As the plant has yet to be developed, with an intended Commercial Operation Date within calendar year 2031, and no historical production or fuel use data is available.

Substitute energy from other projects of UAMPS or the UAMPS Pool is permitted under the Agreement in the event of interruption or reduction in case of emergencies affecting the Project, or in order to make repairs and replacements to, to make investigations and inspections of, or to perform maintenance work on the project, or is otherwise unavailable due to an Uncontrollable Force, or is interrupted or curtailed by the balancing authority area or other transmitting utility. Accordingly, the Contract complies with 20 CCR § 2906(b).

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(B) Description of Incremental Investment: Non-applicable, as the investment is not a modification to an existing powerplant.

(C) For Non-Renewable Resources, the Heat Rate or Carbon Dioxide Emissions Profile of the Powerplant and the Source of this Information:

Although the exact technology has not been selected by UAMPS for the power generation facility, the projected combined-cycle power plant will meet the carbon dioxide emissions profile and meet the Emission Performance Standard (EPS) under 20 CCR § 2902(a) of 1100 pounds (0.5 metric tons) of carbon dioxide per megawatt hour (MWh) of electricity and as determined per 20 CCR § 2903(a) “by dividing the powerplant’s annual average carbon dioxide emissions in pounds by the powerplant’s annual average net electricity production in MWh,” with such determination “based on capacity factors, heat rates, and corresponding emissions rates that reflect the expected operations of the powerplant and not on full load heat rates.”

To the extent that the California Energy Commission analyzes TDPUD’s compliance filing as a new contract or “covered procurement”, under 20 CCR § 2908(b)(3), TDPUD provides the following information.

(A) A Description of the Terms of the Contract and Option(s) to Extend the Contract: The Agreement approved by the TDPUD Board of Directors was reflected in the **11/6/2024** Board minutes found at: [Board Meetings | Truckee Donner Public Utility District](#)

The Agreement provides for the purchase of power by TDPUD from a natural gas generating plant to be developed and located in Power County, Idaho owned by UAMPS. The intended, earliest Commercial Operation Date for the plant is in calendar year 2031. The Agreement provides for the purchase of power from a natural gas generating facility on an ongoing basis, subject to termination upon the later of several events, including termination of project agreements, the full payment of bonds, and decommissioning of the generating facility with all decommissioning costs paid. The Agreement does not contain provisions for the extension of the purchase and sale term.

(B) A Description and Identification of the Powerplant(s) Providing Energy Under the Contract, Including, but not Limited to, Power Generation Equipment and Fuel Type:

The natural gas-powered facility will include construction and installation of a combined-cycle electric generating powerplant with a design capacity of at least 360 MW, 5.25 MW of which will be made available for sale to TDPUD.

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(C) A Description of the Design or Operation of the Powerplant(s) so as to Indicate Whether or not the Powerplant(s) Operates to Supply Baseload Generation:

It is intended that the powerplant will operate as baseload load at an annualized plant capacity factor of greater than 60 percent, as defined under 20 CCR § 2901(b).

(D) An Explanation as to how the Contract is Compliant with the Emission Performance Standards (EPS):

The plant will meet the EPS standard, which according to 20 CCR § 2902(a) is less than “1100 pounds (0.5 metric tons) of carbon dioxide (CO₂) per megawatt hour (MWh) of electricity” and as determined per 20 CCR § 2903(a) “by dividing the powerplant’s annual average carbon dioxide emissions in pounds by the powerplant’s annual average net electricity production in MWh,” with such determination “based on capacity factors, heat rates, and corresponding emissions rates that reflect the expected operations of the powerplant and not on full load heat rates.”

(E) Supporting Documents or Information that Allow for Assessment of Compliance with the Standard, Including, but not Limited to, Staff Assessments and Reports to the Local Publicly Owned Electric Utility's Governing Body, Planned or Historical Production and Fuel Use Data, and Applicable Historical Continuous Emissions Monitoring Data: Because the generating plant has yet to be constructed, there is no historical production and fuel use data, or continuous emissions monitoring data for the plant. However, for purposes of planned production, TDPUD intends that the facility will be operated in full compliance with the EPS and other applicable regulations.