

DOCKETED

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CALIFORNIA ENERGY COMMISSION

1516 Ninth Street
Sacramento, California 95814

Main website: www.energy.ca.gov



In the matter of:)	Docket No. 16-OIR-05
)	
AB 1110 Implementation Rulemaking)	STAFF WORKSHOP
)	RE: AB 1110 Implementation
_____)	

Notice of Staff Pre-Rulemaking Workshop on Updates to the Power Source Disclosure Regulations

California Energy Commission staff will conduct a pre-rulemaking workshop to solicit stakeholder comment on proposed changes to the Power Source Disclosure (PSD) program regulations required by Assembly Bill 1110 (Ting, Chapter 656, Statutes of 2016) on:

February 21, 2017

9:30 a.m.

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street

First Floor, Arthur Rosenfeld Hearing Room

Sacramento, California

Wheelchair Accessible

Remote Access Available by Computer or Phone via WebEx™
(Instructions below)

Discussion topics include:

- Summary of AB 1110 requirements
- Greenhouse Gas (GHG) emissions intensity factor methodology
- Renewable Energy Credits (REC) retirements in lieu of eligible renewable energy purchases
- Treatment of unbundled RECs in power mix and GHG emissions intensity factors
- Anticipated revisions to the Power Content Label (PCL)
- Other possible programmatic revisions to the PSD regulations

The Agenda will be made available prior to the workshop.

Background

The California Energy Commission (Energy Commission) plans to institute a formal rulemaking to consider modifications to the Electricity Generation Source Disclosure regulations, Title 20, California Code of Regulations, section 1390 et seq. These regulations implement a program informally referred to as the PSD program and the regulations are referred to here as the PSD Regulations. The PSD program discloses to consumers a retail supplier's various sources of electricity compared with the electricity mix of California as a whole.

The PSD program was initially authorized by Senate Bill 1305 (Sher, Chapter 796, Statutes of 1997) which required retail electricity providers to disclose quarterly and annual fuel mix information to retail customers in the form of PCL. Subsequent legislation, including Assembly Bill 162 (Ruskin, Chapter 313, Statutes of 2009) and AB 2227 (Bradford, Chapter 606, Statutes of 2012), authorized amendments to the PSD program. In response, the PSD Regulations were amended through a formal rulemaking in 2016 to address statutory amendments and to make improvements in response to feedback from the regulated entities and retail consumers.

Under AB 1110, the PSD program will additionally require disclosure of a retail supplier's GHG emissions intensity factors for its retail electricity offerings, as well as disclosure of unbundled RECs. The provisions of AB 1110 require that the Energy Commission develop a methodology for the calculation of GHG emissions intensity for each purchase of electricity by a retail supplier to serve its retail customers as well as the GHG emissions intensity associated with statewide retail electricity sales based on the GHG emissions for total California system electricity. Retail suppliers will begin disclosing their emissions on the PCL in 2021 for 2020 calendar year data.

AB 1110 requires the Energy Commission to adopt program guidelines reflecting the updated requirements, by January 1, 2018. These pre-rulemaking activities are the first step in adopting the program guidelines. In addition to implementing AB 1110, during the planned rulemaking process, staff will consider minor revisions to the PSD program regulations to clarify existing provisions, improve program operations, and streamline reporting requirements.

The summary proposal of PSD regulation amendments, and any other related materials, will be posted before the workshop on the Energy Commission's website at:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-OIR-05>

Development of the amendments to the PSD Regulations is currently in the "pre-rulemaking" phase. As needed, pre-rulemaking workshops are held by the Energy Commission to seek early public input for developing and refining draft regulations. The "rulemaking phase" commences with the publication of a Notice of Proposed Regulatory Action and proposed regulations. Once adopted by the Energy Commission, the regulations will be submitted to the Office of Administrative Law for review.

More information about the California state government rulemaking process can be found at: http://www.oal.ca.gov/rulemaking_process/regular_rulemaking_process/.

Public Comment

Oral comments are encouraged during the workshop, and may be limited to 5 minutes per speaker. All comments may become part of the public record in this proceeding. Written comments should be submitted to the Energy Commission's e-commenting online system no later than **5:00 p.m. on March 8, 2017**.

1. Go to the Energy Commission's website: <http://www.energy.ca.gov/e-filing/>.
2. Click "Comment on a Proceeding" in the Additional Information box.
3. Type "16-OIR-05" into the Select a Proceeding field then hit Enter.
4. Click "Select" to Select a Proceeding.
5. Click "Continue" to Add a Comment.
6. Commenters are required to input their full name, email address, and comment title. Comment title should be "Jane Doe or Company Name Comment re PSD Pre-Rulemaking Workshop."
7. Type comments into the "Comment Text" field or upload a document with comments. Comments should be in a downloadable, searchable format such as Microsoft® Word (.doc or .docx) or Adobe® Acrobat® (.pdf).
8. Enter the CAPTCHA that is used to prevent spamming on the website. Then click on "Agree and Submit your Comments."

Written comments will be also accepted before or at the workshop; however, Energy Commission staff may not have time to review them before the conclusion of the meeting. For additional information, see Standing Order re: Proceedings and Confidentiality Procedural Requirements for Filing, Service, and Docketing Documents with the Energy Commission, available at: www.energy.ca.gov/commission/chief_counsel/docket.html.

Additionally, written comments will be posted to the Energy Commission's website for the proceeding. Please note that your written and oral comments, attachments, and associated contact information (for example, your address, phone, email, etc.) become part of the viewable public record. This information may become available via Google, Yahoo, and any other search engines.

If you prefer, you may send a paper copy of your comments to:

California Energy Commission
Dockets Office, MS-4
Re: Docket No. 16-OIR-05
1516 Ninth Street
Sacramento, CA 95814-5512

Public Adviser and Other Commission Contacts

The Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission proceedings. If you want information on how to participate in this forum, please contact the Public Adviser, Alana Mathews, at PublicAdviser@energy.ca.gov or (916) 654-4489 (toll free at (800) 822-6228).

If you have a disability and require assistance to participate, please contact Poneh Jones at poneh.jones@energy.ca.gov or (916) 654-4425 at least five days in advance.

Media inquiries should be sent to the Media and Public Communications Office at mediaoffice@energy.ca.gov or (916) 654-4989.

If you have questions on the subject matter of this meeting, please contact Jordan Scavo at Jordan.Scavo@energy.ca.gov or 916-654-5189.

Remote Attendance

You may participate in this meeting through WebEx, the Energy Commission's online meeting service. Presentations will appear on your computer screen, and you may listen to audio via your computer or telephone. Please be aware that the meeting may be recorded.

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VIA COMPUTER: Go to <https://energy.webex.com> and enter the unique meeting number: **929 467 488**. When prompted, enter your name (if applicable). There is no password required to join the conference.

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4. To listen over the computer: If you have a broadband connection, and a headset or a computer microphone and speakers, you may use VoIP (Internet audio) by going to the Audio menu, clicking on "Use Computer Headset," then "Call Using Computer."

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If you have difficulty joining the meeting, please call the WebEx Technical Support number at 1-866-229-3239.

Availability of Documents

Documents and presentations for this meeting will be available online at: http://www.energy.ca.gov/power_source_disclosure/index.html.

DATE: February 9, 2017

Signature on file _____
COURTNEY SMITH
Deputy Director

Mail Lists: Power Source Disclosure listserv, Renewables listserv