

<b>DOCKET</b> 02-SIT-1	
<b>DATE</b>	FEB 27 2002
<b>RECD.</b>	MAR 12 2002

**STATE OF CALIFORNIA  
ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION**

In the Matter of:	)	<b>Docket No. 02-SIT-1</b>
	)	<b>Order No. 02-0227-14</b>
RULEMAKING TO MODIFY	)	<b>ORDER INSTITUTING</b>
RULES OF PRACTICE AND	)	<b>RULEMAKING</b>
PROCEDURE FOR POWERPLANT	)	
APPLICATIONS	)	
_____	)	

**I. PURPOSE OF THE RULEMAKING**

Pursuant to Public Resources Code sections 25210, 25213, and, 25218(e), and Title 20, California Code of Regulations, section 1222(a), the California Energy Commission hereby adopts this order instituting rulemaking. The purpose of the rulemaking shall be to review and revise the Energy Commission's regulations implementing site certification and related processes, the informational requirements pursuant to Public Resources Code section 25520, and the small power plant exemption process pursuant to Public Resources Code section 25541. The site certification processes include the twelve-month application for certification process pursuant to Public Resources Code sections 25540.2 and 25540.6, and the six-month application for certification process pursuant to Public Resources Code section 25550.

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## II. DELEGATION OF AUTHORITY TO ENVIRONMENTAL AND ENERGY INFRASTRUCTURE AND LICENSING COMMITTEE

The Energy Commission's Environmental and Energy Infrastructure and Licensing Committee, or a successor committee with comparable powers and duties appointed pursuant to Public Resources Code section 25211, shall preside over the rulemaking. The Committee may divide the proceeding into two or more rulemakings to carry out in stages the purpose stated above. The Committee may hold workshops and hearings as it deems appropriate and shall take all actions necessary and appropriate to comply with all applicable legal requirements, such as the requirements of the Warren-Alquist Act and the Administrative Procedure Act, including submission on behalf of the Energy Commission of all necessary documents to the Office of Administrative Law. In addition, the Committee shall issue notices for all hearings and workshops.

## III. PUBLIC PARTICIPATION

The Energy Commission encourages public participation in the rulemaking. Petitions to intervene are not necessary. Any person present at any hearing or workshop shall be afforded a reasonable opportunity to make oral comments on the subject matter of the proceeding. Any person may file written comments addressed to:

Docket No. 02-SIT-1  
Docket Unit  
California Energy Commission  
1516 9<sup>th</sup> Street, M.S. 4  
Sacramento, CA 95814-5512

A person may provide one original paper copy and electronic copies to "[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)". The Docket Unit will accept Word Documents, but please send PDF if possible. Identify all comments with "Docket Number: 02-SIT-1". The Committee will set forth a deadline for the receipt of written comments in the Notice of Proposed Action.

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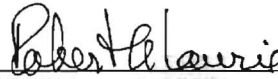
The Executive Director, in conjunction with the Public Adviser, shall ensure that this order, and notice of the time and place for all hearings and workshops, are distributed to all interested persons. The Executive Director shall also ensure that drafts of regulations proposed for adoption are made available to interested persons and the Public Adviser sufficiently in advance of consideration or adoption by the Energy Commission to allow timely public participation. Roberta Mendonca, the Energy Commission's Public Adviser, is available to help any person who wants to participate in a rulemaking proceeding. Interested persons may call her at (916) 654-4489 or toll-free in California at (800) 822-6228.

Dated: February 27, 2002

STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND  
DEVELOPMENT COMMISSION



WILLIAM J. KEESE  
Chairman



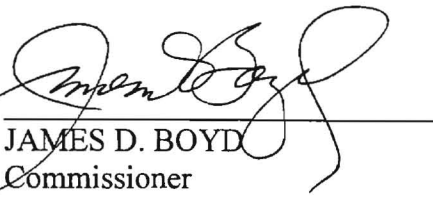
ROBERT A. LAURIE  
Commissioner



ROBERT PERNELL  
Commissioner



ART ROSENFELD  
Commissioner



JAMES D. BOYD  
Commissioner