

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

In the Matter of:

Adoption of "Reconciliation of Retailer Claims,
2004"

) **Docket 00-SB-1305**
) **Order No. 05-1019-03**

DOCKET
00-SB-1305
DATE OCT 19 2005
RECD. DEC 14 2005

**ORDER ADOPTING REPORT TITLED
"RECONCILIATION OF RETAILER CLAIMS, 2004"**

Pursuant to Section 398.5(e) of the Public Utilities Code, added by SB 1305 (Stats. 1997, ch. 796, §1), the California Energy Commission (Commission) is required to issue an annual report comparing information disclosed to consumers by retail providers to detailed purchase and sales information provided by retail providers and information provided by system operators about historical energy generation. This annual report is known as the Reconciliation of Retailer Claims report and is prepared by the Commission as part of its SB 1305 Power Source Disclosure Program (PSDP). The Commission is directed to forward this report to the California Public Utilities Commission. Included in the report is an appendix that summarizes the participation in and compliance with the PSDP requirements along with the renewable content of retail providers that have submitted Annual Reports to the Commission pursuant to the PSDP. The Reconciliation of Retailer Claims report is due on October 15 of each year. Staff has prepared the Draft Report "Reconciliation of Retailer Claims, 2004" for calendar year 2004, which is before the Commission for adoption today.


The purpose of SB 1305 is to ensure that retail providers of electricity disclose to consumers "accurate, reliable, and simple to understand information on the sources of energy that are used to provide electric services." (Public Utilities Code, Section 398.1(b)) As part of that effort, the law requires all retail providers of electricity to submit quarterly power content labels to their customers. Every power content label must include the retail providers' fuel mix along with the most recent available net system power mix. Retail providers have the option of either claiming net system power as their fuel mix or they can claim their own specific fuel mix (referred to as "specific purchases"). All retail providers who claim specific purchases are required to submit Annual Reports that detail their power purchases and retail sales to the Energy Commission after the end of the year. At the same time, electricity generators that report meter data to a system operator are also required to report generation, fuel type and fuel consumption data to the system operator on a quarterly basis, which is then made available to the Energy Commission.

The Commission then completes the annual Reconciliation of Retailer Claims report by comparing the disclosures of retail providers claiming specific purchases to the information provided by the retail supplier about its purchases and sales and the actual historical generation information provided by various system operators. The Draft Report states that, in 2004, 26 municipal and energy service retail providers claimed specific purchases from 739 different generating facilities. These purchases total about 174,939 gigawatt-hours. In preparing the report, staff checked to ensure that retail sales traced to a given generator were less than or equal to the amount of generation reported by that generator. For all generators for which Commission staff was able to obtain generator-specific data, the generation exceeded the claims. For several generating facilities, staff could not obtain plant-specific data; however, affidavits or third party audits submitted as part of the PSDP supported the claims made for each facility. Therefore, retail providers claiming "specific purchases" in 2004 appear to have purchased sufficient amounts of power of the specified fuel types to meet the claims they made to their customers. The report includes an appendix that lists all retail providers in California along with checkboxes that indicate what type of information they submitted to the Commission for the preceding year. Information submitted by retail providers includes power content labels, annual reports on purchases and sales, and audits that verify the accuracy of the labels and annual reports.

The Commission concurs with the Draft Report and hereby adopts it as the report entitled "Reconciliation of Retailer Claims, 2004".

Date: October 19, 2005

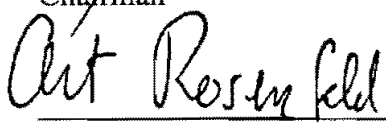
STATE OF CALIFORNIA
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JOSEPH F. DESMOND
Chairman

Absent

JACKALYNE PFANNENSTIEL
Vice Chair



ARTHUR H. ROSENFELD
Commissioner

Absent

JAMES D. BOYD
Commissioner



JOHN L. GJESMAN
Commissioner