

**CALIFORNIA ENERGY COMMISSION**1516 Ninth Street  
Sacramento, California 95814Main website: [www.energy.ca.gov](http://www.energy.ca.gov)

California Energy Commission

**DOCKETED**  
**13-RPS-01**

TN # 70229

APR. 05 2013



## **Notice of Intent to Adopt Negative Declaration Regarding Proposed Regulations Establishing Enforcement Procedures for the Renewables Portfolio Standard for Local Publicly Owned Electric Utilities**

The California Energy Commission will hold a Business Meeting on:

**WEDNESDAY, May 8, 2013**

10 a.m.

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street

First Floor, Hearing Room A

Sacramento, California

(Wheelchair Accessible)

Audio from this meeting will be broadcast over the Internet.

For details, please go to:

[www.energy.ca.gov/webcast](http://www.energy.ca.gov/webcast)

As part of the May 8, 2013 Business Meeting, the Energy Commission will consider adopting a proposed Negative Declaration, under the California Environmental Quality Act, for proposed regulations establishing enforcement procedures for the Renewables Portfolio Standard for Local Publicly Owned Electric Utilities. The Negative Declaration and supporting Initial Study are attached to this notice.

### **Project Description and Location**

The Energy Commission is proposing to adopt regulations establishing enforcement procedures for the Renewables Portfolio Standard (RPS) for local publicly owned electric utilities (POUs) under the law as amended by Senate Bill X1-2 (Stats. 2011, 1<sup>st</sup> Ex. Sess., ch. 1) and Assembly Bill 2227 (Stats. 2012, ch. 606, sec. 8). The proposed regulations will implement, interpret, and make specific several provisions of Public Resources Code sections 25741 and 25747, and Public Utilities Code sections 399.13, 399.15, 399.16, 399.21, 399.30, 9507 and 9508. The proposed regulations can be viewed online at: [www.energy.ca.gov/portfolio/pou\\_rulemaking/](http://www.energy.ca.gov/portfolio/pou_rulemaking/).

The proposed regulations establish the rules and procedures by which the Energy Commission will assess a POU's procurement actions and determine whether those actions meet the RPS procurement requirements in the law. The proposed regulations determine what POU action is required by the law; so when the Energy Commission evaluates a POU's actions, it may determine whether the POU complied with the law. The proposed regulations require POUs to submit various information and reports to the Energy Commission, so the Energy Commission may verify and determine compliance with the RPS, and, if appropriate, issue a notice of violation and correction for a POU's failure to comply and refer the violation to the California Air Resources Board for potential penalties.

### **Location of Proposed Negative Declaration for Review**

Copies of the proposed Negative Declaration, the supporting Initial Study, and all documents referenced in the Negative Declaration and Initial Study are available from the Energy Commission's website at: [www.energy.ca.gov/portfolio/pou\\_rulemaking/](http://www.energy.ca.gov/portfolio/pou_rulemaking/).

### **Comment and Review Period**

The Energy Commission will accept oral and written comments on the proposed Negative Declaration. Oral comments may be made at the Energy Commission business meeting, but may be limited to 3 minutes per speaker. Any comments will become part of the public record in this proceeding.

Written comments on the proposed Negative Declaration should be submitted to the Dockets Unit by no later than 4:00 p.m. on May 6, 2013. The Energy Commission appreciates receiving written comments at the earliest possible date to ensure ample opportunity to evaluate the comments. All written comments will become part of the public record of this proceeding. Additionally, written comments may be posted to the Energy Commission's website for the proceeding.

The Energy Commission encourages comments by e-mail. Please include your name and any organization name. Comments should be in a downloadable, searchable format such as Microsoft® Word (.doc) or Adobe® Acrobat® (.pdf). Please include the docket number 13-RPS-01 and indicate Negative Declaration for POU RPS Regulations in the subject line. Please submit comments to [docket@energy.ca.gov](mailto:docket@energy.ca.gov) and [renewable@energy.ca.gov](mailto:renewable@energy.ca.gov) to ensure that staff receives a copy.

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

California Energy Commission  
Dockets Office, MS-4  
Re: Docket No. 13-RPS-01  
1516 Ninth Street  
Sacramento, CA 95814-5512

## **Public Participation**

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's Office at [PublicAdviser@energy.ca.gov](mailto: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 Lou Quiroz at [lquiroz@energy.ca.gov](mailto:lquiroz@energy.ca.gov) or (916) 654-5146 at least five days in advance.

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

For questions regarding the proposed Negative Declaration or Initial Study, please contact Pierre Martinez by e-mail at [pierre.martinez@energy.ca.gov](mailto:pierre.martinez@energy.ca.gov) or by phone at (916)-651-3765.

For information on the proposed regulations visit the Energy Commission's website at [www.energy.ca.gov/portfolio/pou\\_rulemaking/](http://www.energy.ca.gov/portfolio/pou_rulemaking/), or contact Angela Gould by e-mail at [angela.gould@energy.ca.gov](mailto:angela.gould@energy.ca.gov) or by phone at (916)-654-4881.

## **Remote Attendance**

For remote attendance instructions, see the May 8, 2013, Business Meeting agenda at: [www.energy.ca.gov/business\\_meetings/](http://www.energy.ca.gov/business_meetings/).

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