

**BEFORE THE
CALIFORNIA ENERGY COMMISSION**

RENEWABLES PORTFOLIO STANDARD

Docket No. 13-RPS-01

**COMMENTS OF THE CITY AND COUNTY OF SAN FRANCISCO ON THE
ADOPTION OF REGULATIONS ESTABLISHING ENFORCEMENT
PROCEDURES FOR THE RENEWABLES PORTFOLIO STANDARD
FOR LOCAL PUBLICLY OWNED ELECTRIC UTILITIES**

The City and County of San Francisco (San Francisco) submits these comments in response to the 2nd 15-day Comment Package¹ released by the California Energy Commission (CEC) on May 22, 2013.

San Francisco appreciates the time and effort that CEC staff has invested in developing the regulations in general, and addressing San Francisco's needs in particular. Although there remain areas where San Francisco believes the regulations should have reached a different outcome,² San Francisco recognizes the CEC's interest in expeditiously adopting its regulations as soon as practical in order to provide guidance to California's publicly-owned electric utilities (POUs). This guidance will be further improved if, as proposed by the California Municipal Utilities Association (CMUA) in its comments, the CEC provides POUs with additional guidance documents and Frequently Asked Questions (FAQs) on the implementation of the regulations.

In response to the specific changes made by the CEC in its 2nd 15-day Comment Package, San Francisco appreciates the CEC's clarification that San Francisco should be subject only to the "applicable" reporting requirements. San Francisco remains concerned that the regulations still do not address the portfolio content categorization of resources that became RPS-eligible retroactively as a result of SBX1-2. This issue should be addressed

¹ Enforcement Procedures for the Renewables Portfolio Standard for Local Publicly Owned Electric Utilities, Proposed Regulations, Second 15-Day Language Changes - publication # CEC-300-2013-002-15Day-REV.

² This includes for example, calculating San Francisco's eligibility for its alternative compliance obligation on a yearly, rather than compliance period basis, as well as San Francisco and CMUA's position that if renewable energy credits (RECs) are initially bought bundled with the associated energy and qualify as Portfolio Content Category (PCC) 1 or 2, they should not be subject to being re-categorized as PCC 3 upon resale.

either in follow-up revisions to the regulations and/or through the guidance document process proposed by CMUA.

Respectfully submitted,

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