

From: [David Olivares](#)
To: [Gould, Angela@Energy](mailto:Gould,Angela@Energy);
cc: [Zocchetti, Kate@Energy](mailto:Zocchetti,Kate@Energy); [Chisholm, Emily@Energy](mailto:Chisholm,Emily@Energy);
[Herrera, Gabe@Energy](mailto:Herrera,Gabe@Energy);
Subject: RE: RPS Regs effective date
Date: Wednesday, April 24, 2013 5:02:29 PM



Great- thanks very much Angie for enlightening me on the process. Have a good evening.

Cordially,

David Olivares
Modesto Irrigation District
Electric RP&D Engineer
P.O. Box 4060
Modesto, CA 95352

Tel: (209) 526-7595
Fax: (209) 526-7575
davido@mid.org

From: Gould, Angela@Energy [mailto:Angela.Gould@energy.ca.gov]
Sent: Wednesday, April 24, 2013 4:50 PM
To: David Olivares
Cc: Zocchetti, Kate@Energy; Chisholm, Emily@Energy; Herrera, Gabe@Energy
Subject: RE: RPS Regs effective date

David,

The Energy Commission will submit a final rulemaking package to OAL, and OAL then has up to 30 working days to review and approve or reject the rulemaking package. If OAL approves, the regulations are filed with the Secretary of State, which triggers the effective date as described below.

So, basically: there are a lot of moving parts and uncertainties regarding the effective date. It depends on when we can get the final package to OAL, how long OAL takes to review, etc.

Angie Gould
RPS Program
California Energy Commission

916-654-4881

angela.gould@energy.ca.gov

From: David Olivares [<mailto:David.Olivares@mid.org>]

Sent: Wednesday, April 24, 2013 4:44 PM

To: Gould, Angela@Energy

Cc: Zocchetti, Kate@Energy; Chisholm, Emily@Energy; Herrera, Gabe@Energy

Subject: RE: RPS Regs effective date

Thank you very much for the information Angie- if I may ask for a brief clarification: does CEC staff intend on making the filing before May 31st? (I'm not asking about a specific date or any details and realizing that things may slip due to other circumstances beyond staff's control, rather trying to get a small notion as to the quarter that may be applicable for purposes of implementation and planning on our end). Again- thank you for your earlier response.

Cordially,

David Olivares
Modesto Irrigation District
Electric RP&D Engineer
P.O. Box 4060
Modesto, CA 95352

Tel: (209) 526-7595

Fax: (209) 526-7575

davido@mid.org

From: Gould, Angela@Energy [<mailto:Angela.Gould@energy.ca.gov>]

Sent: Wednesday, April 24, 2013 1:36 PM

To: David Olivares

Cc: Zocchetti, Kate@Energy; Chisholm, Emily@Energy; Herrera, Gabe@Energy

Subject: RPS Regs effective date

David,

Kate forwarded me your email on the effective date for the RPS Regulations. Below is the language on regulations effective dates from Government Code section 11343.4:

“11343.4. (a) Except as otherwise provided in subdivision (b), a regulation or an order of repeal required to be filed with the Secretary of State shall become effective on a quarterly basis as follows:

(1) January 1 if the regulation or order of repeal is filed on September 1 to November 30, inclusive.

(2) April 1 if the regulation or order of repeal is filed on December 1 to February 29, inclusive.

(3) July 1 if the regulation or order of repeal is filed on March 1 to May 31, inclusive.

(4) October 1 if the regulation or order of repeal is filed on June 1 to August 31, inclusive.

(b) The effective dates in subdivision (a) shall not apply in all of the following:

(1) The effective date is specifically provided by the statute pursuant to which the regulation or order of repeal was adopted, in which event it becomes effective on the day prescribed by the statute.

(2) A later date is prescribed by the state agency in a written instrument filed with, or as part of, the regulation or order of repeal.

(3) The agency makes a written request to the office demonstrating good cause for an earlier effective date, in which case the office may prescribe an earlier date.

(4) (A) A regulation adopted by the Fish and Game Commission pursuant to Article 1 (commencing with Section 200) of Chapter 2 of Division 1 of the Fish and Game Code.

(B) A regulation adopted by the Fish and Game Commission that requires a different effective date in order to conform to a federal regulation”

Angie Gould

RPS Program

California Energy Commission

916-654-4881

angela.gould@energy.ca.gov

From: David Olivares [<mailto:David.Olivares@mid.org>]
Sent: Wednesday, April 24, 2013 1:19 PM
To: Zocchetti, Kate@Energy
Subject: RPS REGS

Kate,

I have a quick question on a procedural matter. In terms of the implementation for the RPS Regs, it's my understanding that procurement plans are to be in place 60 days after the effective date of the Regs. My assumption is that this is 60 days from the date that the OAL makes the regs effective. Is this assumption correct?

David Olivares
Modesto Irrigation District
Electric RP&D Engineer
P.O. Box 4060
Modesto, CA 95352

Tel: (209) 526-7595
Fax: (209) 526-7575
davido@mid.org