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# ***Public Utilities Commission of the State of California***

## ***Public Agenda 3314***

***Thursday, May 9, 2013 9:30 a.m.***

***San Francisco, California***

### **Commissioners**

**Michael R. Peevey, President**

**Mark J. Ferron**

**Michel Peter Florio**

**Carla J. Peterman**

**Catherine J.K. Sandoval**

*For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 92105 or access our website at <http://www.cpuc.ca.gov>*

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### **Scheduled Commission Meetings**

**505 Van Ness Avenue, San Francisco**

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <b><i>Closed to the Public</i></b>	<i>Commission Meeting</i> Auditorium (9:30 a.m.) <b><i>Open to the Public</i></b>
Tuesday, April 30, 2013 (San Francisco) (Will Be Held)	Thursday, May 09, 2013 (San Francisco)
Monday, May 20, 2013 (San Francisco)	Thursday, May 23, 2013 (San Francisco)
Monday, June 24, 2013 (San Francisco)	Thursday, June 27, 2013 (San Francisco)
Monday, July 08, 2013 (San Francisco)	Thursday, July 11, 2013 (San Francisco)
Monday, July 22, 2013 (San Francisco)	Thursday, July 25, 2013 (San Francisco)

*\*Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

### ***Matters of Public Interest***

***For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.***

For further information contact the Public Advisor  
(415) 703-2074 E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)



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## PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 18

Public Comment:

## Consent Agenda

*Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.*

### Consent Agenda - Orders and Resolutions

1            **Preliminary Categorizations and Hearing Determinations for**  
[12065]       **Recently Filed Formal Applications**

Res ALJ 176-3314

#### PROPOSED OUTCOME:

® Ratification of preliminary determination of category for proceedings initiated by application. The Preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

#### ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64231097>

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Consent Agenda - Orders and Resolutions (continued)

2  
[11874]      **Initiation of a Citation Program for Non-Compliance With  
Permits to Construct and Certificates of Public Convenience  
and Necessity Issued**

Res E-4550

**PROPOSED OUTCOME:**

® Authorizes Commission Staff to initiate a citation program to fine public utilities for non-compliance with Permits to Construct (PTC) and Certificates of Public Convenience and Necessity (CPCN) issued for natural gas storage facilities; electric generating plants; electric transmission/power/distribution line facilities and substations.

**SAFETY CONSIDERATIONS:**

® Provides an efficient way for the Commission to issue non-compliance fines for violations related to conditions of approval of PTC and CPCN permits, which typically include numerous safety-related conditions covering issues such as construction safety, hazardous materials safety, air and water quality, fire safety, and traffic safety.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64709834>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3312 , Item 4 4/4/2013 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

3  
[12034]      **Southern California Gas Company's Four Baseload  
Contracts to Support Southern System Minimum Flow  
Requirements**

Res G-3477, Advice Letter 4399-G filed on August 31, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves three of four baseload contracts, and conditionally approves the remaining contract.

**SAFETY CONSIDERATIONS:**

® This resolution has an indirect positive impact on customer safety through its potential to reduce curtailments.

**ESTIMATED COST:**

® \$1,377,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64880636>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

4                    **Sprint Communications Company, LP's Indirect Transfer of**  
[12049]            **Control**

A12-11-022

In the Matter of the Joint Application of Sprint Communications Company, L.P., and Starburst II, Inc. for Approval of an Indirect Transfer of Control of Sprint Communications Company, L.P. to Starburst II, Inc.

**PROPOSED OUTCOME:**

- ® Grants application for indirect transfer of control of Sprint Communications LP to Starburst II.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Authorization of this indirect transfer of control does not alter Applicants' duty to adhere to all applicable statutes, and Commission rules, decisions and general orders, including those pertaining to safe and reliable utility service.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Bemederfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64944134>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

5

### **New Order Instituting Rulemaking**

[12054]

R. \_\_\_\_\_

Order Instituting Rulemaking for Adoption of a General Order and Procedures to Implement the Franchise Renewal Provisions of the Digital Infrastructure and Video Competition Act of 2006.

#### **PROPOSED OUTCOME:**

® Opens rulemaking for Commission to implement a process for renewal of video franchises for a ten year period pursuant to the Digital Infrastructure and Video Competition Act of 2006.

#### **SAFETY CONSIDERATIONS:**

® Supports safe operation of video digital infrastructure by establishing renewal process for franchisees.

#### **ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64661625>

Agenda 3313, Item 26 4/18/2013 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

6                   **Southern California Edison Company's Service and**  
[12055]           **Operations Contract With the City of Long Beach**

Res E-4573, Advice Letter (AL) 2788-E filed on October 4, 2012 and AL 2788-E-A filed on October 16, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves the 2012 Contract between Southern California Edison Company (SCE) and the City of Long Beach (City) executed September 20, 2012 for the continued provision of electrical service to the City's Harbor District.

**SAFETY CONSIDERATIONS:**

® The 2012 Contract approved by this Resolution will not fundamentally alter the electrical service and operations SCE currently provides to the Long Beach Harbor District under the 1985 Contract. There are no incremental safety implications associated with approval of the 2012 Contract beyond the 1985 Contract.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64669437>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

7                   **Fire Protection Plans for High Risk Zones in Compliance**  
[12056]           **With Decision 12-01-032**

Res E-4576, BVES Advice Letter (AL) 275-E filed on December 27, 2012, CalPeco AL 24-E filed on December 31, 2012, SCE AL 2828-E filed on December 20, 2012, SDG&E AL 2429-E filed on December 7, substitute on Dec. 10, 2012 and PG&E AL 4167-E filed on December 21, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves the Advice Letters (ALs) of California Pacific Electric Company, Golden State Water Company, Southern California Edison Company, San Diego Gas and Electric Company (SDG&E) and Pacific Gas and Electric Company as meeting Decision 12-01-032, Ordering Paragraphs (OP) 2 through 5, as filed, except that SDG&E shall clarify its language to affirm its compliance with OP 6 by substitute sheet.
- ® Does not approve or disapprove the contents of the Fire Protection Plans (FPP) attached to the ALs.

**SAFETY CONSIDERATIONS:**

- ® The California Public Utilities Commission (CPUC) recently revised General Order (GO) 95 to provide higher standards for power line designs in fire prone areas. GO 95 generally does not require upgrading of existing facilities to new design standards. FPP as part of the Emergency Plans under GO 166 were ordered for additional safety. The detailed FPPs provide the CPUC assurance that the IOUs have previously existing policies, such as vegetation management, and some new processes in place to minimize and mitigate the risk of power-line ignited fires.

**ESTIMATED COST:**

- ® Not determinable.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63786884>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

8                    **San Diego Gas & Electric Company's 2013 Electric**  
[12058]            **Procurement Cost Revenue Requirement Forecast**

A12-10-002

Application of San Diego Gas & Electric Company for Adoption of its 2013 Energy Resource Recovery Account Revenue Requirement and Competition Transition Charge Revenue Requirement Forecasts.

**PROPOSED OUTCOME:**

- ® A 2013 Energy Resource Recovery Account (ERRA) revenue requirement forecast of \$1,015.531 million for San Diego Gas & Electric Company (SDG&E), which is approximately \$194.061 million higher than the 2012 ERRA forecast.
- ® A 2013 Ongoing Competition Transition Charge (CTC) revenue requirement forecast of \$42.028 million, which is approximately \$7.162 million lower than the 2012 CTC forecast.
- ® A 2013 market benchmark price of \$50.16/Megawatt-hour for calculating the CTC and the Power Charge Indifference Adjustment.
- ® Combined, this results in an increase in electric rates of \$186.898 million.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® It is SDG&E's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Public Utilities Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- ® \$186.898 million.

(Comr Florio - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63511559>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

9                    **Mandating Pipeline Safety Implementation Plan, Disallowing**  
[12059]            **Costs, and Authorizing Memorandum Account**

R11-02-019

Order Instituting Rulemaking on the Commission's Own Motion to Adopt New Safety and Reliability Regulations for Natural Gas Transmission and Distribution Pipelines and Related Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

® Approves Southwest Gas Corporation's implementation plan.

**SAFETY CONSIDERATIONS:**

® Safe operation of natural gas pipeline system by Southwest Gas Corporation.

**ESTIMATED COST:**

® \$4.0 million.

(Comr Florio - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63576120>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

10                    **Statewide Permanent Load Shifting Program**  
[12060]

Res E-4586, SCE Advice Letter (AL) 2837-E filed on January 14, 2013, PG&E AL 4177-E filed on January 14, 2013 and SDG&E AL 2445-E filed on January 14, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Implements a standardized, statewide Permanent Load Shifting Program for Southern California Edison Company, Pacific Gas and Electric Company, and San Diego Gas & Electric Company.

**SAFETY CONSIDERATIONS:**

® The Permanent Load Shifting Program-participating technologies are subject to the safety requirements set forth by Decision 12-04-045.

**ESTIMATED COST:**

® No additional cost is associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64944612>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

11            **Decision Closing Proceeding**  
[12061]

A10-01-012

In the Matter of the Application of California-American Water Company for an Order Authorizing the Collection and Remittance of the Monterey Peninsula Water Management District User Fee.

**PROPOSED OUTCOME:**

® Closes Application 10-01-012, as all outstanding issues have been resolved.

**SAFETY CONSIDERATIONS:**

® Funding for safe operation of Aquifer Storage and Recovery obtained.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64666961>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

12                   **Resolves Appeal of the Revocation of DZ Transportation**  
[12062]               **Inc.'s Charter-Party Carrier Permit**

Res ALJ-289

**PROPOSED OUTCOME:**

- ® Rescinds revocation of DZ Transportation Inc.'s charter-party carrier permit.
- ® Refer to Executive Director for review as to appropriate further safety enforcement action.

**SAFETY CONSIDERATIONS:**

- ® Reinstatement of DZ Transportation Inc.'s operating authority with further review for safety concerns is consistent with Pub. Util. Code § 451 and §§ 5381, et seq.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64668701>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

13                    **Southern California Gas Company to Issue Long-Term Debt**  
[12063]                **Securities**

A12-12-003

Application of Southern California Gas Company for Authorization to (1) Obtain Long-term Debt Capital not to Exceed the Equivalent of U.S. \$1,500,000,000; (2) Include Certain Features in Debt Securities or Enter Into Certain Derivative Transactions; (3) Hedge Issuances of Debt Securities and Preferred or Preference Securities; and (4) Take all Other Necessary, Related Actions.

**PROPOSED OUTCOME:**

® Authorizes Southern California Gas Company (SoCalGas) to issue long-term debt in an aggregate principal amount not to exceed \$1.118 billion, including debt secured by utility property and accounts receivable.

® Authorizes SoCalGas to use debt-enhancement features, derivative transactions, and hedging strategies to lower the cost and/or improve the terms and conditions of long-term debt for the benefit of ratepayers.

® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

® The proceeds from the authorized long-term debt will be used by SoCalGas for purposes related to its obligation under Pub. Util. Code § 451 to furnish and maintain such adequate service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

® \$1.620 billion of interest expense, amortized issuance costs, and regulatory fees over 30 years.

(Comr Ferron - ALJ Kenney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64677798>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

14                    **Verizon California Incorporated's Deviation From Public**  
[12064]                **Utilities Code Section 320**

Res T-17397, Advice Letter (AL) No. 12415 filed on June 18, 2009, AL No. 12415 A filed on November 16, 2009 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes Verizon California Incorporated request for a Public Utilities Code Section 320 deviation, upon the documented completion of three mitigation measures and a fine of \$5,000 within one calendar year.

**SAFETY CONSIDERATIONS:**

® During a site visit, Communications Division Staff observed sagging overhead distribution facilities, and leaning poles along Scenic Highway 395 in Mono County. While at the time there appeared to be no danger to the public or property, these facilities should be inspected for compliance with G.O. 95, as recommended in this Resolution.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64756299>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

15                    **Pacific Gas and Electric Company, Southern California**  
[12068]                **Edison Company and San Diego Gas and Electric**  
                             **Company's Changes to the Renewable Auction Mechanism**

Res E-4582

**PROPOSED OUTCOME:**

- ® Approves changes to the Renewable Auction Mechanism for Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.
- ® Modifies, specifically, the capacity allocation requirements for the fourth Renewable Auction Mechanism solicitation.
- ® Authorizes the fourth Renewable Auction Mechanism solicitation to close on June 28, 2013.
- ® Authorizes the fifth Renewable Auction Mechanism solicitation to close no later than June 27, 2014.

**SAFETY CONSIDERATIONS:**

- ® This resolution approves two solicitations for the procurement of renewable energy quantities previously authorized by the Commission. As a result, there are not expected to be any incremental safety implications associated with approval of this resolution.

**ESTIMATED COST:**

- ® There are no expected costs associated with the changes made to the Renewable Auction Mechanism adopted by this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64772469>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

16                    **Little Bear Water Company-Water Division to Secure a Loan**  
[12071]                **and Encumber Utility Assets**

Res W-4947, Advice Letter No. 64 filed on January 7, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes Little Bear Water Company-Water Division to borrow \$450,000, from financial institutions to be used for plant improvements and to encumber its assets in connection with the loan.

**SAFETY CONSIDERATIONS:**

® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statues including Public Utilities Code Section 451 to take actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$450,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=46630235>

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Consent Agenda - Orders and Resolutions (continued)

17                    **Little Bear Water Company-Sewer Division to Secure a Loan**  
[12072]                **and Encumber Utility Assets**

Res W-4948, Advice Letter No. 28-S filed on January 7, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes Little Bear Water Company-Sewer Division to borrow \$120,000, from financial institutions to be used for plant improvements and to encumber its assets in connection with the loan.

**SAFETY CONSIDERATIONS:**

® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statues including Public Utilities Code Section 451 to take actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$120,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=46450888>

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Consent Agenda - Orders and Resolutions (continued)

18                    **Order Extending Statutory Deadline**  
[12076]

C11-05-025

James and Marie Hughes, Kathleen Palmer, Gregory and Michelle Land, Patrick and Delores McMillen, Jeffery and Tina Strunc, and Michael and Robin Beals vs. Big Oak Valley Water District.

**PROPOSED OUTCOME:**

® Extension of Deadline to February 24, 2014.

**SAFETY CONSIDERATIONS:**

® Order extending statutory deadline allow the Commission to continue to fulfill its duties under Pub. Util. Code § 451, including to take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

**ESTIMATED COST:**

® None.

(Comr Ferron - ALJ Weatherford)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63785709>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.*

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Consent Agenda - Orders and Resolutions (continued)

19                    **San Diego Gas & Electric Company's Amendment to a**  
[12077]                **Renewable Energy Power Purchase Agreement with**  
                             **Covanta Delano, Inc.**

Res E-4587, Advice Letter 2459-E filed on February 13, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Approves cost recovery for the amended renewable energy power purchase agreement with Covanta Delano, Inc.

**SAFETY CONSIDERATIONS:**

® The agreement approved by this resolution will not alter existing agreement or any facility operation. Because this agreement does not require a change in facility operation there is no incremental safety implications associated with approval of this agreement beyond the status quo.

**ESTIMATED COST:**

® Costs of the amended power purchase agreement are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64938714>

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Consent Agenda - Orders and Resolutions (continued)

20                    **Pacific Gas and Electric Company's Restated License**  
[12079]                **Agreement With IP Networks, Inc. and Level 3**  
                              **Communications, LLC**

A13-01-001

**PROPOSED OUTCOME:**

- ® Approves restated License Agreement pursuant to Pub. Util. Code Section 851.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Pacific Gas and Electric Company remains responsible for the safe operation of its electric system.

**ESTIMATED COST:**

- ® None.

(Comr Ferron - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64346135>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

21                    **Pacific Gas and Electric Company to Amend Power**  
[12081]                **Purchase Agreement with Fresno Cogeneration Partners, LP**

A12-12-026

Application of Pacific Gas and Electric Company for Approval of an Amendment of its Power Purchase Agreement with Fresno Cogeneration Partners, LP and for Authority to Recover the Costs of the Amended Agreement in Rates.

**PROPOSED OUTCOME:**

- ® Grants the application of Pacific Gas and Electric Company for approval of an amendment of its Power Purchase Agreement with Fresno Cogeneration Partners, LP.
- ® Closes the Proceeding.

**SAFETY CONSIDERATIONS:**

- ® The Power Purchase Agreement requires Fresno Cogeneration Partners, LP to operate with prudent electrical practices including safety. General Order 167 governs safe and reliable operation of power plants in California.

**ESTIMATED COST:**

- ® Costs are confidential at this time.

(Comr Peevey - ALJ Dudney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63349473>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

22                    **Southern California Edison Company's Request to Enter Into**  
[12082]                **an Easement Agreement with the City of Menifee**

Res E-4583, Advice Letter 2668-E filed on December 2, 2011 - Related matters.

**PROPOSED OUTCOME:**

- ® Adopts the findings and conclusions in the County of Riverside Planning Department's Mitigated Negative Declaration, pursuant to the California Environmental Quality Act.
- ® Approves Southern California Edison Company Advice Letter 2668-E seeking authority to enter into an easement agreement with the City of Menifee.

**SAFETY CONSIDERATIONS:**

- ® All utilities are expected to comply with all federal and state safety regulations, including Pub. Util. Code Section 451.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64880616>

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Consent Agenda - Orders and Resolutions (continued)

23                    **Southern California Edison Company's Request to Enter Into**  
[12084]                **an Easement Agreement With the City of Ontario**

Res E-4580, Advice Letter 2765-E filed on August 8, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Adopts the findings and conclusions in The Ontario Plan Final Environmental Impact Report pursuant to the California Environmental Quality Act.
- ® Approves Southern California Edison Company Advice Letter 2765-E seeking authority to enter into an easement agreement with the City of Ontario.

**SAFETY CONSIDERATIONS:**

- ® All utilities are expected to comply with all federal and state safety regulations, including Public Utilities Code Section 451.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64346268>



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**Consent Agenda - Intervenor Compensation Orders****24 Compensation to The Utility Reform Network**  
[12070]

R09-11-014

Order Instituting Rulemaking to Examine the Commission's Post-2008 Energy Efficiency Policies, Programs, Evaluation, Measurement, and Verification, and Related Issues.

**PROPOSED OUTCOME:**

® Awards \$369,976.22 to The Utility Reform Network for substantial contributions to Decisions (D) 10-09-047, D10-10-033, D11-10-014, and D12-05-015.

**SAFETY CONSIDERATIONS:**

® Energy Efficiency is an important capacity resource and contributes to maintaining reliability and safety.

**ESTIMATED COST:**

® Pacific Gas and Electric Company, San Diego and Electric Company, Southern California Edison Company and Southern California Gas Company will pay The Utility Reform Network \$369,976.22 plus interest.

(Comr Ferron - ALJ Farrar)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64016249>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Intervenor Compensation Orders (continued)

25                    **Compensation to The Utility Reform Network**  
[12085]

A12-02-014

Application of California Pacific Electric Company, LLC, for Authority to Among Other Things, Increase its Authorized Revenues for Electric Service, Update its Energy Cost Adjustment Clause Billing Factors, Establish Marginal Costs, Allocate Revenues, and Design Rates, as of January 1, 2013.

**PROPOSED OUTCOME:**

® Awards \$34,844.96 to The Utility Reform Network for its substantial contribution to Decision 12-11-030.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code Section 451 to take all actions "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$34,844.96; plus interest, to be paid by California Electric Company, LLC.

(Comr Florio - ALJ Long)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64932633>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Intervenor Compensation Orders (continued)

26                    **Compensation to The Utility Reform Network**  
[12092]

A09-10-013, A09-10-014, A09-10-015 - Related matters.

Application of Pacific Gas and Electric Company for Expedited Authorization to Change Residential Electric Rates Effective January 1, 2010, as Permitted by Newly Enacted Public Utilities Code Section 739.9.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$16,922 for substantial contribution to Decision 11-12-037.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code Section 451 to take all actions "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® Southern California Edison Company will pay \$16,922 plus interest.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64354607>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Intervenor Compensation Orders (continued)

27

## **Compensation to The Utility Reform Network**

[12093]

A10-03-014

Application of Pacific Gas and Electric Company to Revise its Electric Marginal Costs, Revenue Allocation, and Rate Design, Including Real Time Pricing, to Revise its Customer Energy Statements, and to Seek Recovery of Incremental Expenditures.

### **PROPOSED OUTCOME:**

® Awards TURN \$358,466.31 for its substantial contribution to Decisions (D.) 11-05-047, D.11-12-053, D.11-12-060, D.12-03-015, , D.12-03-056, D.12-08-046, and D.12-10-004.

### **SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code Section 451 to take all actions "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

### **ESTIMATED COST:**

® \$358,466.31; plus interest, to be paid by Pacific Gas and Electric Company.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63720866>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Intervenor Compensation Orders (continued)

28                    **Compensation to the Green Power Institute**  
[12095]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

**PROPOSED OUTCOME:**

® Awards Green Power Institute \$204,434 for its substantial contribution to Decision 12-04-046.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code Section 451 to take all actions "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$204,434; plus interest, to be paid by Pacific Gas and Electric Company, San Diego Gas & Electric, and Southern California Edison Company.

(Comr Peevey - ALJ Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=63728860>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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## Regular Agenda - Energy Orders

29  
[12027]      **Joint Standard Contract and Tariffs for the Section 399.20  
Feed-in Tariff Program and Petitions for Modification of  
Decision 12-05-035**

R11-05-005

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.

### **PROPOSED OUTCOME:**

® Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company are ordered to revise their Feed-in Tariff (FiT) programs to include a new streamlined standard contract and revised tariffs.

® The new streamlined standard contract incorporates the FiT program requirements adopted in Decision (D) 12-05-035 as modified.

® Adopts the terms of the standard contract and the provisions of the related tariffs and will be implemented through a Tier 2 advice letter filing.

® The FiT program is established pursuant to Pub. Util. Code § 399.20, as amended, by Senate Bill (SB) 380 (Kehoe, Stats. 2008, ch. 544, § 1), SB 32 (Negrete McLeod, Stats. 2009, ch. 328, § 3.5), and SB 2 of the 2011-2012 First Extraordinary Session (Simitian, Stats. 2011, ch. 1).

® This decision does not address the more recently effective amendments to § 399.20, enacted by SB 1122 (Rubio, Stats. 2012, ch. 612). The Commission will address SB 1122 and the FiT program will be modified accordingly in a subsequent decision.

® This decision also modifies certain FiT program requirements adopted in D12-05-035 in response to two petitions for modification. The modifications include some changes to the process used by the utilities to determine the amount of megawatts available for contracts in the three product types during each bi-monthly period. These modifications and others are further described in the decision.

® This decision also requires a Commission decision to increase the FiT program megawatt (MW) cap set forth in § 399.20.

® This proceeding remains open.

### **SAFETY CONSIDERATIONS:**

® Adopts revisions to the § 399.20 FiT tariff and standard contract that conform to the existing interconnection procedures in Electric Tariff Rule 21 and the federal wholesale tariffs and, thereby maintains the existing safety standards of the electric grid. The safe operation of the three MW and under electric generation facilities to operate under the FiT program is furthered by adopting a requirement that generators maintain a daily log of material operations and maintenance.

### **ESTIMATED COST:**

® Unknown.

(Comr Ferron - ALJ DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64541309>

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## **Regular Agenda - Energy Orders**

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3313, Item 30 4/18/2013 (Staff)





Regular Agenda - Energy Orders (continued)

Agenda 3313, Item 30a 4/18/2013 (Staff)

30                   **Petition for Modification of Decision 12-02-035**  
 [11749]

A08-03-015

Application of Southern California Edison Company for Authority to Implement and Recover in Rates the Cost of its Proposed Solar Photovoltaic Program.

**PROPOSED OUTCOME:**

- ® Denies a petition for modification of Decision 12-02-035 (Solar Photovoltaic Program) filed by Southern California Edison Company.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- ® None.

(Comr Ferron - ALJ Ebke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64261361>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3306, Item 20 12/20/2012 (Florio);  
 Agenda 3307, Item 6 1/10/2013 (Florio);  
 Agenda 3308, Item 2 1/24/2013 (Ferron);  
 Agenda 3310, Item 2 2/28/2013 (Ferron);  
 Agenda 3311, Item 2 3/21/2013 (Staff);  
 Agenda 3312 , Item 2 4/4/2013 (Staff);  
 Agenda 3313, Item 2 4/18/2013 (Staff)

Regular Agenda - Energy Orders (continued)

30a/12080  
[12080]

### PROPOSED OUTCOME:

- ® Partially grants a petition for modification of Decision (D.) 12-02-035 (Solar Photovoltaic Program-SPVP) filed by Southern California Edison Company (SCE).
- ® Authorizes SCE to reduce the utility owned generation (UOG) portion of the SPVP program from 125 megawatts (MW) to 91 MW, with the 34 MW differential to be procured via the Renewable Auction Mechanism (RAM) program.
- ® Reduces the total amount of reasonable SPVP UOG costs by the same proportion.
- ® Conforming changes are made to the RAM program by modifying D.10-12-048.
- ® Denies SCE's request for an immediate order staying SCE's UOG obligations.
- ® Closes the proceeding.

### SAFETY CONSIDERATIONS:

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

### ESTIMATED COST:

- ® Unknown.

(Comr Florio)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64374689>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Regular Agenda - Energy Orders (continued)

31 (Rev.)            **San Diego Gas & Electric Company and Southern California**  
[12039]            **Gas Company's General Rate Case Applications for Test**  
                         **Year 2012**

A10-12-005, A10-12-006 - Related matters.

Application of San Diego Gas & Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2012.

Regular Agenda - Energy Orders (continued)

## PROPOSED OUTCOME:

- ® Authorizes San Diego Gas & Electric Company (SDG&E) a \$1.733 billion revenue requirement for test year 2012 to operate and maintain its electric and natural gas delivery system.
- ® Today's authorized revenue requirement is \$115.907 million lower than SDG&E's request of \$1.849 billion.
- ® Authorizes Southern California Gas Company (SoCalGas) a \$1.959 billion revenue requirement for test year 2012 to operate and maintain its natural gas transmission, distribution, and gas storage systems.
- ® Today's authorized revenue requirement is \$153.731 million lower than SoCalGas' request of \$2.112 billion.
- ® Today's authorized revenue requirements for both SDG&E and SoCalGas will ensure that there are sufficient funds for both utilities to comply with the recent federal pipeline inspection and maintenance requirements, and to comply with new environmental regulations.
- ® Closes both proceedings.

## SAFETY CONSIDERATIONS:

- ® Provides the necessary funds for SDG&E and SoCalGas to maintain, replace, and improve its aging infrastructure, and to operate their respective utility systems in a manner which provides safe and reliable service to their customers. Today's revenue requirements also provide the necessary funding to allow SDG&E and SoCalGas to inspect and maintain their natural gas transmission and distribution pipelines in accordance with federal pipeline requirements, and to lessen the danger of wildfires in SDG&E's service territory by providing sufficient monies for tree trimming, brush removal, undergrounding of electric overhead facilities, and replacing wooden poles with metal poles. SDG&E and SoCalGas are also required to submit reports regarding their maintenance and capital improvements to their respective gas transmission, distribution, and storage systems.

## ESTIMATED COST:

- ® For SDG&E, an increase of \$123.379 million over present rates. For an electric customer of SDG&E, it is expected that on September 1, 2013, a customer using 500 kilowatts hours per month (based on system average rates) will experience an increase of \$9.95 per month, a 12.20% increase in the monthly electric rate.
- ® For an SDG&E gas customer using 33 therms of gas per month, it is estimated that on September 1, 2013, the customer's gas rate will increase by about \$3.55 per month, a 9.60% increase in the monthly gas rate. For SoCalGas, an increase of \$84.831million over present rates. For a SoCalGas customer using 38 therms of gas per month, it is estimated that on July 1, 2013, the customer's gas rate will increase by about \$1.94 per month, a 5% increase in the monthly gas rate.

(Comr Ferron - ALJ Wong)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=65000514>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*This matter may be considered during the Ratesetting Deliberative Meeting.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

Regular Agenda - Energy Orders (continued)

05/08/2013 - This revision was not shown on the Agenda mailed to the public.

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**Regular Agenda - Energy Resolutions and Written Reports**

32                    **Southern California Edison Company's Bilaterally**  
[12031]                **Negotiated Capacity Sale and Tolling Agreement**

Res E-4584, Advice Letter 2853-E filed on February 15, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Approves the bilaterally negotiated capacity sale and tolling agreement without modification.

**SAFETY CONSIDERATIONS:**

® As existing and operational generating facilities, there are no incremental safety implications associated with this contract beyond status quo.

**ESTIMATED COST:**

® Contract costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64666956>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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## Regular Agenda - Communication Orders

33  
[11669]      **Telephone Corporations Seeking Certificates of Public Convenience and Necessity and Wireless Carriers Seeking Registration**

R11-11-006

Order Instituting Rulemaking to Revise the Certification Process for Telephone Corporations and the Registration Process for Wireless Carriers.

### PROPOSED OUTCOME:

® Revises the application process for telephone corporations seeking Certificates of Public Convenience and Necessity (CPCN) and wireless carriers seeking registration. The decision proposes to:

® Require all applicants seeking or holding a CPCN, and wireless carriers seeking or holding registration to post a bond to facilitate the collection of fines, fees, taxes, penalties, and restitution. Existing CPCN holders and wireless registrants must obtain a bond equal to or greater than 10% of intrastate revenues reported to the Commission during the preceding calendar year or \$25,000, whichever is greater. New applicants granted a CPCN or wireless carriers granted registration must obtain a bond of \$25,000.

® Exempts Uniform Regulatory Framework and General Rate Case Local Exchange Carriers from the requirement to obtain a performance bond.

® Requires CPCN applicants and wireless registrants to provide resumes of all key officers, directors, and owners of 10% or more of outstanding shares, listing all previous employment held by these individuals, and to provide information on prior or current known investigations by governmental agencies, and any settlement agreements, voluntary payments, or any other type of monetary forfeitures.

® Requires applicants seeking to transfer licenses or registration to verify compliance with Commission reporting, fee, and surcharge transmittals.

® Directs the Commission to seek legislative action to increase the application fee for new and transferred CPCN authority from \$75 to \$500.

® Requires wireless registrants to pay a \$250 fee for new and transferred wireless registration.

® Establishes a minimum annual user fee of \$100 for CPCN holders and wireless registrants including those reporting no intrastate revenues.

### SAFETY CONSIDERATIONS:

® Allows the Commission to continue fulfilling its duties under Pub. Util. Code Section 451, including to take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

### ESTIMATED COST:

® Zero dollars to ratepayers.

® Fee increase to carriers to offset administrative costs.

(Comr Sandoval - ALJ MacDonald)

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## Regular Agenda - Communication Orders

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64516320>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.*

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Agenda 3305, Item 48 11/29/2012 (Sandoval);

Agenda 3306, Item 60 12/20/2012 (Sandoval);

Agenda 3307, Item 32 1/10/2013 (Peevey);

Agenda 3308, Item 33 1/24/2013 (Peevey);

Agenda 3309, Item 27 2/13/2013 (Ferron);

Agenda 3310, Item 36 2/28/2013 (Staff);

Agenda 3311, Item 45 3/21/2013 (Staff);

Agenda 3312 , Item 29 4/4/2013 (Staff);

Agenda 3313, Item 33 4/18/2013 (Staff)



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**Regular Agenda - Water/Sewer Orders**
**34 Golden State Water Company to Increase Rates for Water  
[12020] Service in 2013, 2014, and 2015**

A11-07-017

In the matter of the Application of the Golden State Water Company for an order authorizing it to increase rates for water service by \$58,053,200 or 21.4% in 2013, by \$8,926,200 or 2.7% in 2014; and by \$10,819,600 or 3.2% in 2015.

**PROPOSED OUTCOME:**

- ® Adopts settlement between Golden State Water Company (Golden State), Division of Ratepayer Advocates, and The Utility Reform Network resolving most rate case issues.
- ® Authorizes Golden State to enter into the stipulation resolving the Santa Maria Groundwater Adjudication and Litigation.
- ® Authorizes Golden State to recalculate the Aerojet Water Litigation Memorandum Account surcharge.
- ® Finds that Golden State's conservation rate pilot programs are achieving their stated purpose.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® The decision will help to ensure that adequate and reasonable facilities, equipment, services, and safe and reliable water supplies are available to promote the safety and health of Golden State's customers, employees, and the public.

**ESTIMATED COST:**

- ® Revenues will increase by \$43.5 million (16.0%) over 2013 revenues at current rates.

(Comr Sandoval - ALJ Smith)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64933015>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3313, Item 35 4/18/2013 (Staff)

**Regular Agenda - Legal Division Matters**

35                    **The Federal Communications Commission Notice of**  
[12074]                **Proposed Rulemaking**

PS Docket No. 13075; PS Docket No. 11-60

In the Matter of Improving 9-1-1 Reliability; Reliability and Continuity of Communications Networks, Including Broadband Technologies; PS Docket No. 13075; PS Docket No. 11-60.

The Federal Communications Commission (FCC) has issued a Notice of Proposed Rulemaking seeking comments on approaches to ensure the reliability and resiliency of the communications infrastructure necessary to ensure continued availability of the Nation's 9-1-1- system, particularly during times of major disaster. The FCC acting in response to findings and recommendations presented in its Public Safety and Homeland Security Bureau's January 10, 2013 report regarding the impact of the June 2012 Derecho on Communications Networks and Services.

Staff seeks authority to submit comments in response to the FCC's proposals.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64704899>

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**Regular Agenda - Legislative and Other Matters****36 Renewable Resources**

[12041]

AB 177 (Perez, V.M.)

This bill would require the California Public Utilities Commission, in consultation with the California Energy Commission, to identify all potentially achievable cost-effective electricity efficiency savings, demand response resources, and eligible renewable energy resources to establish procurement targets to be met by an electrical corporation to achieve pursuant to its procurement plan.

Agenda 3313, Item 37 4/18/2013 (Staff)

**37 Electricity: Natural Gas: Rates.**

[12091]

AB 327 (Perea)

This bill would give greater discretion to the California Public Utilities Commission in establishing rates for energy customers.

**38 Women, Minority, and Disabled Veteran Business**

[12090]

**Enterprises**

AB 366 (Holden)

This bill would modify the definitions for minority, women, and disabled veteran owned business enterprise to encourage contracting with publicly held companies.

**39 Energy: Energy Efficiency**

[11969]

AB 719 (Hernandez)

This bill would require an electrical corporation to replace certain low-efficiency light bulbs with high-efficiency light bulbs in street lights that the electrical corporation owns.

Agenda 3311, Item 56 3/21/2013 (Staff);

Agenda 3312 , Item 33 4/4/2013 (Staff);

Agenda 3313, Item 38 4/18/2013 (Staff)

**40 Telephone Systems: 911**

[12089]

AB 911 (Bloom)

This bill would, commencing January 1, 2019, establish various requirements regarding 911 emergency call technology that would be applicable to multiline telephone systems (MLTS), providers of shared telecommunication services, and businesses with a MLTS.

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Regular Agenda - Legislative and Other Matters (continued)

41                   **Public Utilities: Rates: California Alternate Rates for Energy**  
[12009]           **Program: Eligibility**

AB 922 (Patterson)

This bill would require California Alternate Rates for Energy program applicants to submit proof of income, under penalty of perjury, when applying. In addition, the bill would: require utilities to randomly audit participants; impose specified monetary penalties on participants found ineligible; and require utilities to establish a procedure for a participant to challenge ineligibility.

Agenda 3312 , Item 35 4/4/2013 (Staff);

Agenda 3313, Item 41 4/18/2013 (Staff)

42                   **Public Utilities: Intervenor Fees: Customers**  
[12010]

AB 995 (Frazier)

This bill would revise the time period for a customer to file a request for an award to 30 days of the issuance of a final order or decision.

Agenda 3312 , Item 36 4/4/2013 (Staff);

Agenda 3313, Item 42 4/18/2013 (Staff)

43                   **Energy: Electrical Corporations: Shared Renewable Energy**  
[12043]           **Self-Generation Program**

AB 1014 (Williams)

This bill would authorize a retail customer of an electrical corporation to acquire an interest in a shared renewable energy facility for the purpose of receiving a bill credit to offset all or a portion of the participant's electricity usage.

Agenda 3313, Item 43 4/18/2013 (Staff)

44                   **Public Utilities: Renewable Energy: Community Renewables**  
[12044]           **Option**

AB 1295 (Hernandez)

This bill would establish a type of community renewables program. The program would allow subscribing customers to receive a bill credit for electricity purchases that electric utilities made on their behalf to participating renewable electrical generation facilities.

Agenda 3313, Item 44 4/18/2013 (Staff)

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Regular Agenda - Legislative and Other Matters (continued)

45                   **Telecommunications: Universal Service Programs:**  
[12045]           **California Advanced Services Fund**

AB 1299 (Bradford)

This bill would require the California Public Utilities Commission to develop, implement, and administer the California Advanced Services Fund to encourage deployment and adoption of broadband to Californians living in publicly supported housing communities in urban regions without increasing, or assessing a new, surcharge.

Agenda 3313, Item 45 4/18/2013 (Staff)

46                   **Earthquake Early Warning System**  
[12088]

SB 135 (Padilla)

This bill would require the Office of Emergency Services, in collaboration with other entities, to develop a comprehensive statewide earthquake early warning system in California.

47                   **Communications: Service Interruptions**  
[12087]

SB 380 (Padilla)

This bill would prohibit a government entity, and a communications service provider acting at the request of a government entity, from interrupting communication service for the purpose of protecting public safety or preventing use of the service for an illegal purpose except pursuant to a court order based on probable cause or a defined exception.

48                   **Electricity: Rates**  
[12086]

SB 743 (Steinberg)

This bill eliminates CalWorks as the index for California Alternate Rate for Energy rate increases and in its place tie increases to the annual percentage change in the Consumer Price Index with a maximum cap of 4% per year.

## Regular Agenda - Commissioner Reports

**Regular Agenda - Management Reports and Resolutions**

49  
[12066]

**Report and Discussion by Safety and Enforcement Division  
on Recent Safety Program Activities**

## Closed Session

*This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).*

### Closed Session - Applications for Rehearing

50                    **Conference with Legal Counsel - Application for Rehearing**  
[12067]

Compilation of applications for rehearing recently filed with the Commission.

*Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.*

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51                    **Conference with Legal Counsel - Application for Rehearing**  
[12032]

R07-01-041

Disposition of application for rehearing of Decision (D) 12-11-025 (Decision) filed by EnerNOC, Inc. In D12-11-025, the Commission resolved several policy issues in advance of final refinement and adoption of Electric Rule 24, the demand response direct participation rule. Among other things, the Decision: (1) confirmed Commission jurisdictional oversight over all demand response providers (DRPs) serving utility bundled customers; (2) required all DRPs to register with the Commission; and (3) affirmed an intent to maintain only limited oversight of DRPs serving medium and large commercial and industrial bundled customers.

*Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.*

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Agenda 3313, Item 51 4/18/2013



## **Closed Session - Initiation of Litigation - Non-Federal**

Consideration of possible Commission initiation of, or intervention in, litigation.

*Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.*

## **Closed Session - Threatened Litigation - Non-Federal**

Significant exposure to litigation

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

**Closed Session - Existing Litigation - Non-Federal**

## **Closed Session - Threatened Litigation - Federal**

Significant exposure to litigation in federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

## **Closed Session - Initiation of Litigation - Federal**

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.*

**Closed Session - Federal**

52                    **Conference with Legal Counsel - Existing Litigation**  
[12069]

FERC Docket No. ER12-2454-000

*Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.*

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**Closed Session - FERC Docket No. EL00-95-000, et al.**

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

*Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.*

## **Closed Session - Personnel Matters**

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

*Gov. Code § 11126(a), allows this item to be considered in Closed Session*