

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION
RESOLUTION

California Energy Commission

DOCKETED

11-RPS-01

TN # 70747

MAY 09 2013

WHEREAS, the California Energy Commission has developed its Renewable Energy Program, including elements related to California's Renewables Portfolio Standard (RPS), pursuant to Public Resources Code section 25740 et seq., Public Utilities Code section 399.11 et seq., and former Public Utilities Code sections 381, 383.5, and 445; and

WHEREAS, Public Resources Code section 25747 authorizes the California Energy Commission to adopt guidelines to govern the administration of its Renewable Energy Program, including elements related to the state's RPS; and

WHEREAS, on April 21, 2004, the California Energy Commission adopted guidelines, entitled the *Renewables Portfolio Standard Eligibility Guidebook*, to address the eligibility requirements and process for certifying eligible renewable energy resources for purposes of meeting the state's RPS pursuant to Public Resources Code section 25740 et seq. and Public Utilities Code section 399.11 et seq., and has subsequently revised these guidelines pursuant to this authority; and

WHEREAS, the California Energy Commission staff, with input and guidance from Chair Robert B. Weisenmiller, have proposed revisions to the *Renewables Portfolio Standard Eligibility Guidebook*, as set forth in the "*Seventh Edition*," to address changes in law as a result of Assembly Bill 2196 (Stats. 2012, ch. 605), to clarify previous guidebook revisions made pursuant to Senate Bill X1-2 (Stats. 2011, 1st ex. sess, ch.1), to clarify the requirements and process for RPS certification and RPS verification, and to add information and a glossary of terms related to the RPS that is currently provided in the *Overall Program Guidebook for the Renewable Energy Program, Fifth Edition*; and

WHEREAS, on April 19, 2013, the California Energy Commission publicly noticed staff's proposed revisions to the *Renewables Portfolio Standard Eligibility Guidebook*, and offered stakeholders and interested members of the public an opportunity to comment on the proposed guidebook revisions; and

WHEREAS, on April 26, 2013, the California Energy Commission publicly noticed minor, non-substantive errata to staff's proposed revisions to the *Renewables Portfolio Standard Eligibility Guidebook*; and

WHEREAS, at the April 30, 2013 business meeting, California Energy Commission staff additionally presented minor, non-substantive errata to the language of footnote 39 on page 26 of the proposed guidebook revisions related to affiliate or subsidiary entities of retail sellers or local publicly owned electric utilities for purposes of existing biomethane procurement contracts; and

WHEREAS, the California Energy Commission has reviewed staff's proposed revisions to the *Renewables Portfolio Standard Eligibility Guidebook*, as set forth in *Seventh Edition* and reflected in the public notice of April 19, 2013, the publicly noticed errata of April 26, 2013, and the additional errata presented by staff at the April 30, 2013 business meeting, and accepts and approves all of the proposed guidebook revisions with the errata for the purpose of implementing the RPS, with the exception of the proposed guidebook revisions related to the treatment of electricity used for "station service" as provided below; and

WHEREAS, the California Energy Commission has determine that staff's proposed revisions to the *Renewables Portfolio Standard Eligibility Guidebook* related to "station service" require additional evaluation, and reject these proposed guidebook revisions in favor of the current status quo provisions as specified in the *Renewables Portfolio Standard Eligibility Guidebook, Sixth Edition*; and

THEREFORE BE IT RESOLVED, the California Energy Commission hereby adopts staff's proposed guidebook revisions as set forth in the *Renewables Portfolio Standard Eligibility Guidebook, Seventh Edition*, subject to the following:

1. The guidebook revisions are adopted with the errata that were publicly noticed on April 26, 2013.
2. The guidebook revisions are adopted with the errata to the language of footnote 39 on page 26 of the proposed guidebook revisions that staff presented at the April 30, 2013 business meeting.
3. The guidebook revisions are adopted without the proposed guidebook revisions related to "station service." The proposed guidebook revisions related to "station service" are rejected in favor of the current status quo provisions as specified in the *Renewables Portfolio Standard Eligibility Guidebook, Sixth Edition*.

The Executive Director, or his designee, is hereby authorized and directed to implement the RPS as specified in the adopted *Renewables Portfolio Standard Eligibility Guidebook, Seventh Edition*.

CERTIFICATION

The undersigned Secretariat to the California Energy Commission does hereby certify that the foregoing is a full, true, and correct copy of a RESOLUTION duly and regularly adopted at a meeting of the California Energy Commission held on April 30, 2013.

AYE:

NAY:

ABSENT:

ABSTAIN:



Harriet Kallemeyn,
Secretariat