
Public Utilities Commission of the State of California

Public Agenda 3271

Thursday, March 24, 2011 9:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

Michel Peter Florio

Catherine J.K. Sandoval

Timothy Alan Simon

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.

Website: <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (10 a.m.) <i>Open to the Public</i>
Monday, April 11, 2011 (San Francisco)	Thursday, March 24, 2011 (San Francisco at 9:00 A.M.)
Monday, May 02, 2011 (San Francisco)	Thursday, April 14, 2011 (San Francisco at 9:00 A.M.)
Monday, May 23, 2011 (San Francisco)	Thursday, May 05, 2011 (San Francisco)
Monday, June 06, 2011 (San Francisco)	Thursday, May 26, 2011 (San Francisco)
Monday, June 20, 2011 (San Francisco)	Thursday, June 09, 2011 (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



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 3, 8, 26, 26a

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

**Item Preliminary Categorizations and Hearing Determinations for
1 Recently Filed Formal Applications**

[10144]

Res ALJ 176-3271

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.

Consent Agenda - Orders and Resolutions (continued)

Item SFPP, L.P. to Charge Market-Based Rates

2

[9572]

A09-05-014, A08-06-008, A08-06-009 - Related matters.

Application of SFPP, L.P. for authority, pursuant to Public Utilities Code Section 455.3, to increase its rates for pipeline transportation services within California.

PROPOSED OUTCOME:

® Denies application to charge market-based rates for pipeline transportation of refined petroleum products.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Bemesserfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446185

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 3258, Item 11 7/29/2010 (Staff);
 - Agenda 3260, Item 4 9/2/2010 (Staff);
 - Agenda 3261, Item 3 9/23/2010 (Staff);
 - Agenda 3262, Item 3 10/14/2010 (Staff);
 - Agenda 3263, Item 3 10/28/2010 (Staff);
 - Agenda 3264, Item 3 11/19/2010 (Staff);
 - Agenda 3266, Item 2 12/16/2010 (Staff);
 - Agenda 3267, Item 2 1/13/2011 (Staff);
 - Agenda 3268, Item 2 1/27/2011 (Staff);
 - Agenda 3269, Item 2 2/24/2011 (Staff);
 - Agenda 3270, Item 2 3/10/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item Dismissing Complaints Without Prejudice

3

(Rev.)

[10052]

C09-12-014 , C10-01-019, C10-01-020, C10-01-021 - Related matters.

Pac-West Telecomm, Inc. vs. Sprint Spectrum, L.P., WirelessCo. L.P., Sprint Telephony PCS, L.P., Nextel of California, Inc. and jointly d/b/a Sprint PCS.

PROPOSED OUTCOME:

This decision dismisses without prejudice four essentially identical complaints that Pac-West has filed against a group of Commercial Mobile Radio Service (CMRS) providers for failure to pay Pac-West compensation for terminating traffic that the providers send to Pac-West. The decision concludes that: ® The complaints should be dismissed for the same reasons that recently led the Commission to dismiss Application 10-01-003 without prejudice; viz., the pendency of an appeal of the Federal Communications Commission (FCC) decision on which the complaints are based, and the possibility that the work this Commission would have to invest in the four cases might be wasted depending on the outcome of that appeal.

® The decision also authorizes Pac-West to file a petition to reopen the cases in the event the appeal of the FCC decision is resolved favorably to Pac-West's position, and provides that in the event such a petition to reopen is granted, claims that were timely when the complaints were first filed will remain timely.

ESTIMATED COST:

® Moderate costs for Pac-West in preparing any petition to reopen these cases and similar costs for the defendants in opposing any such petition to reopen. Moderate savings for Pac-West in preparing the cases and similar savings for the defendants in responding as a result of work that already has been undertaken.

(Comr Peevey - ALJ McKenzie)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447009

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

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

Agenda 3267, Item 29 1/13/2011 (Staff);

Agenda 3268, Item 11 1/27/2011 (Staff);

Agenda 3269, Item 7 2/24/2011 (Staff);

Agenda 3270, Item 4 3/10/2011 (Staff)

03/23/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item California-American Water Company's Request for Monterey Peninsula Water Management District User Fee

4
[10058]

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:

- ® Finds that settlement requirement does not meet Commission standards and dismisses motion.
- ® Findings also resolve substantive issues in application, which is also denied.
- ® Application 10-01-012 is closed.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447189

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 3268, Item 13 1/27/2011 (Staff);
 - Agenda 3269, Item 8 2/24/2011 (Staff);
 - Agenda 3270, Item 5 3/10/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's Manzana Wind Project**
5 **and Issuance of a Certificate of Public Convenience and**
[10061] **Necessity**

A09-12-002

PROPOSED OUTCOME:

- ® Denies Pacific Gas and Electric Company's (PG&E) application for approval of issuance and a certificate of public convenience and necessity for the Manzana Wind Project.
- ® Denies PG&E's motion to withdraw the application as moot.
- ® Application 09-12-002 is closed.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447222

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

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

Agenda 3268, Item 15 1/27/2011 (Staff);

Agenda 3269, Item 9 2/24/2011 (Staff);

Agenda 3270, Item 6 3/10/2011 (Peevey)

Consent Agenda - Orders and Resolutions (continued)

Item Petition for Modification of Decision 06-10-019

6

[10098]

R06-02-012

Order Instituting Rulemaking to Develop Additional Methods to Implement the California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

- ® Denies San Diego Gas & Electric Company's petition for modification of Decision 06-10-019.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446263

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

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

Agenda 3269, Item 14 2/24/2011 (Peevey);

Agenda 3270, Item 9 3/10/2011 (Peevey)

Consent Agenda - Orders and Resolutions (continued)

**Item Virgin Mobile USA, LLC for a Limited Eligible
7 Telecommunications Carrier Status**

[10103]

Res T-17284

PROPOSED OUTCOME:

® Grants Virgin Mobile USA L.P.'s request for limited Eligible Telecommunications Carrier status.

ESTIMATED COST:

- ® None for the California LifeLine Program.
- ® All costs are subsidized at the federal level.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=445286

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

Agenda 3269, Item 19 2/24/2011 (Staff);

Agenda 3270, Item 10 3/10/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item Petition for Modification of Decision 10-06-029

8

[10153]

A07-12-026

Application of Calaveras Telephone Company, Cal-Ore Telephone Co., Ducor Telephone Company, Happy Valley Telephone Company, Hornitos Telephone Company, Kerman Telephone Co., The Ponderosa Telephone Co., Sierra Telephone Company, Inc., The Siskiyou Telephone Company, Volcano Telephone Company, and Winterhaven Telephone Company for Ratemaking Determination regarding Dissolution of Rural Telephone Bank.

PROPOSED OUTCOME:

- ® Denies petition for modification.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447131

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

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

Consent Agenda - Orders and Resolutions (continued)

Item 9 Southern California Edison Company to Lease Certain Unused Fiber Optic Cables to the County of Los Angeles

[10154]

A10-07-003

PROPOSED OUTCOME:

® Grants application of Southern California Edison Company to lease certain unused fiber optic cables to the County of Los Angeles.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447190

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

Agenda 3270, Item 21 3/10/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item Intervenor Rates for 2011 and Addressing Related Matters

10

[10161]

Res ALJ-267

PROPOSED OUTCOME:

® Declines to authorize a Cost-of-Living Adjustment for work performed by intervenors in calendar year 2011 and address other related matters.

ESTIMATED COST:

® Ratepayers will pay no Cost-of-Living Adjustment for 2011 intervenor work.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447269

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

Consent Agenda - Orders and Resolutions (continued)

**Item Advanced Metering Infrastructure Project for Alco Water
11 Service**

(Rev.)

[10173]

A10-02-006

In the matter of the application of Alco Water Service, (Alco) a California Corporation, for an order 1) authorizing it to increase rates for water service by \$3,709,633 or 62.6% in test year 2010; 2) authorizing it to increase rates on July 1, 2011 by \$1,752,844 or 18.2% and July 1, 2012 by \$1,016,639 or 8.9% in accordance with Decision 08-11-035, and 3) adopting other related rulings and relief necessary to implement the Commission's ratemaking policies.

PROPOSED OUTCOME:

- ® Denies Alco Water Service a request to fund an advanced metering infrastructure project.
- ® Application 10-02-006 is closed.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447141

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

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

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

**Item 12 Revise California High Cost Fund-B Surcharge Rate to 0.30%
Effective May 1, 2011 and Thereafter**

[10174]

Res T-17311

PROPOSED OUTCOME:

® Revises the California High Cost Fund-B (CHCF-B) Surcharge from 0.45% to 0.30% effective May 1, 2011 and thereafter.

ESTIMATED COST:

® This will reduce the CHCF-B surcharge revenue by \$2.2 million for remainder of Fiscal Year (FY) 2010-11 and by \$26.4 million for FY 2011-12.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447124

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

**Item 13 Southern California Edison Company's Approval of the
Cascade Solar LLC Renewable Power Purchase Agreement**

[10177]

Res E-4394, Advice Letter 2514-E filed on September 24, 2010 - Related matters.

PROPOSED OUTCOME:

® Approves Southern California Edison Company's request for cost recovery of a renewable energy power purchase agreement (PPA) with Cascade Solar LLC.

® The PPA is approved without modification.

ESTIMATED COST:

® The costs of this contract are confidential at this time.

® Pursuant to E-4299, Solar Photovoltaic Program PPAs cannot exceed \$260/MWh.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447144

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

Consent Agenda - Orders and Resolutions (continued)

**Item 14 Petition for Modification of Decision 09-09-047, Regarding
2010-2012 Energy Efficiency Portfolios**

[10178]

A08-07-021 , A08-07-022, A08-07-023, A08-07-031 - Related matters.

Application of Southern California Edison Company for Approval of its 2009-2011 Energy Efficiency Program Plans and Associated Public Goods Charge (PGC) and Procurement Funding Requests.

PROPOSED OUTCOME:

® Modifies Decision 09-09-047 to 1) allow utilities to use existing tools to first benchmark larger commercial buildings; 2) allow small variations to statewide energy efficiency programs among utilities; and 3) allow certain costs related to energy efficiency sponsored events to count as administrative costs.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E38910

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

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

Consent Agenda - Orders and Resolutions (continued)

**Item Rate Increase for PacifiCorp Pursuant to Klamath
15 Hydroelectric Settlement Agreement**

[10179]

A10-03-015

PROPOSED OUTCOME:

- ® Collection of Klamath surcharge of \$13.76 million over nine years; institution of two trust accounts for the deposit of the Klamath surcharge;
- ® Depreciation of the Klamath assets and amortization of the relicensing settlement costs associated with the Klamath assets on an accelerated basis;
- ® Filing of a Tier 3 advice letter at a later date requesting authority to transfer the Klamath assets; and filing of a Status Report by PacifiCorp on an annual basis.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$13.76 million collected over nine years, which equates to approximately \$1.61/month per customer.

(Comr Peevey - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E38914

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

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

Consent Agenda - Orders and Resolutions (continued)

Item 16 Appointment of the Diablo Canyon Independent Safety Committee

[10180]

Res E-4386

PROPOSED OUTCOME:

® The President of the California Public Utilities Commission has reviewed the application of Per Peterson, the candidate for the July 1, 2011 vacancy at the Diablo Canyon Independent Safety Committee, and selected him for consideration by the Governor of California, this year's appointing authority.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446849

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

Consent Agenda - Orders and Resolutions (continued)

Item **Imperial Rapid Service, Inc. for a Passenger Stage
17** **Corporation Certificate**

[10188]

A10-12-019

PROPOSED OUTCOME:

® Grants the application of Imperial Rapid Service, Inc. to operate as a scheduled passenger stage corporation between Calexico and El Centro.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=445178

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

18

[10197]

I07-01-022, A06-09-006, A06-10-026, A06-11-009, A06-11-010, A07-03-019 - Related matters.

Order Instituting Investigation to consider policies to achieve the Commission's conservation objectives for Class A water utilities.

PROPOSED OUTCOME:

® Extends statutory deadline for 60 days to May 30, 2011.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Grau)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=445608

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

Consent Agenda - Orders and Resolutions (continued)

Item **Petition for Modification of Decision 07-04-043 Regarding**
19 **San Diego Gas & Electric Company's Advanced Metering**
[10218] **Infrastructure**

A05-03-015

Application of San Diego Gas & Electric Company for Adoption of an Advanced Metering Infrastructure Deployment Scenario and Associated Cost Recovery and Rate Design.

PROPOSED OUTCOME:

- ® Approves the Petition.
- ® Decision 07-04-043 is modified to allow San Diego Gas & Electric Company to record limited costs incurred after 2011 into its Advanced Metering Infrastructure Balancing Account.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=444310

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

Consent Agenda - Orders and Resolutions (continued)

Item Decision Deferring Remaining Issues to a General Rate Case
20

[10219]

A09-07-011

Application of California Water Service Company, a California Corporation, for an Order authorizing the allocation of Net Proceeds from MTBE (methyl tertiary-butyl ether) Groundwater Contamination Litigation.

PROPOSED OUTCOME:

- ® This decision both defers to a General Rate Case the few issues left unresolved by the parallel contamination proceeds ratemaking.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Weatherford)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446947

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

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Deadline for Resolving Rulemaking

21

[10220]

R09-01-019

Order Instituting Rulemaking to Examine the Commission's Energy Efficiency Risk/Reward Incentive Mechanism.

PROPOSED OUTCOME:

® Extends statutory deadline by 60 days to June 14, 2011 to resolve Rulemaking 09-01-019.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=445897

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

22

[10226]

A09-07-011

Application of California Water Service Company, a California Corporation, for an Order authorizing the allocation of Net Proceeds from MTBE (methyl tertiary-butyl ether) Groundwater Contamination Litigation.

PROPOSED OUTCOME:

® Extends statutory deadline to resolve Application 09-07-011 to May 27, 2011.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Weatherford)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446027

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

Consent Agenda - Orders and Resolutions (continued)

Item New Order Instituting Rulemaking

23

(Rev.)

[10227]

R_____

Order Instituting Rulemaking to Address Utility Cost and Revenue Issues Associated with Greenhouse Gas Emissions.

PROPOSED OUTCOME:

® This rulemaking will address utility cost and revenue issues associated with greenhouse gas (GHG) emissions.

® At this time, the primary focus will be on the use of GHG emission allowance revenues and revenues from low carbon fuel standard credits that electric utilities receive from Air Resources Board, and on the treatment of GHG compliance costs associated with electricity procurement.

® This rulemaking may also address other issues affecting electric and/or natural gas utility costs and revenues related to GHG emission regulations and statutory requirements.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447287

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Intervenor Compensation Orders**Item Compensation to The Utility Reform Network****24****(Rev.)**

[10187]

R09-04-012

Order Instituting Rulemaking on the Commission's Own Motion to Develop Standard Rules and Procedures for Regulated Water and Sewer Utilities Governing Affiliate Transactions and the Use of Regulated Assets for Non-Tariffed Utility Services (formerly called Excess Capacity).

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$91,892.49 for substantial contribution to Decision 10-10-019.

ESTIMATED COST:

® The ratepayers of San Jose Water Company, California Water Service Company, Golden State Water Company, California-American Water Company, Valencia Water Company, Park Water Company, Suburban Water Company, San Gabriel Valley Water Company, and Great Oaks Water Company will pay the awarded amount of \$91,892.49, plus interest.

® The award will be allocated equally between the nine companies.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446905

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

Agenda 3270, Item 40 3/10/2011 (Staff)

03/23/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network
25

[10221]

A08-07-021, A08-07-022, A08-07-023, A08-07-031 - Related matters.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$435,699.41 for substantial contribution to Decision (D) 08-10-027, D09-05-037, D09-09-047, and D10-06-039.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company, San Diego Gas & Electric Company, Southern California Gas Company, and Pacific Gas and Electric Company will pay the awarded amount of \$435,699.41, plus interest.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=442662

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

Regular Agenda**Regular Agenda - Energy Orders - Order to Show Cause****Item Order to Show Cause****63****(Rev.)**

[10246]

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:

® This decision orders Pacific Gas and Electric Company to show cause why it should not be found in contempt and why penalties should not be imposed for failure to comply with Commission's order, namely Resolution L-410 and Rulemaking 11-02-019.

® This matter is added to the agenda pursuant to Government Code §11125.3(a)(2).

ESTIMATED COST:

® None.

(Comr Florio - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447324

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

03/17/2011 - This item was not listed on the agenda distributed to the public.

Regular Agenda - Energy Orders

Item 26 Decision resolving a rehearing for SFPP, L.P., in Complaint 97-04-025 and related proceedings

[9370]

C97-04-025, C00-04-013, C06-12-031, A00-03-044, A03-02-027, A04-11-017, A06-01-015, A06-08-028 - Related matters.

ARCO Products Company, Mobil Oil Corporation, and Texaco Refining and Marketing Inc. vs. SFPP, L.P.

PROPOSED OUTCOME:

- ® Finds the Sepulveda Line is dedicated to public service.
- ® Finds that SFPP is not entitled to a ratemaking allowance for income taxes.
- ® Finds SFPP has not correctly allocated costs.
- ® Finds rates for Watson Station and Sepulveda facilities must be cost-based.
- ® Dismisses A.00-03-044 without prejudice, and dismisses C.00-04-013.
- ® Adopts a 2003 capital structure and cost of capital.
- ® Requires Tier 1 advice letters to implement refunds.
- ® Case (C) 97-04-025, C.06-12-031, A.00-03-044, A.03-02-027, A.06-08-028 remain open and consolidated.

ESTIMATED COST:

- ® Uncertain, but will result in substantial refunds to customers.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432752

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

Agenda 3253, Item 33 5/6/2010 (Peevey);
 Agenda 3255, Item 31 6/3/2010 (Bohn);
 Agenda 3257, Item 27 7/8/2010 (Staff);
 Agenda 3260, Item 30 9/2/2010 (Staff);
 Agenda 3261, Item 44 9/23/2010 (Staff);
 Agenda 3262, Item 36 10/14/2010 (Staff);
 Agenda 3263, Item 28 10/28/2010 (Staff);
 Agenda 3264, Item 52 11/19/2010 (Pub. Util. Code §311(e));
 Agenda 3266, Item 49 12/16/2010 (Staff);
 Agenda 3267, Item 42 1/13/2011 (Staff);
 Agenda 3268, Item 35 1/27/2011 (Staff);
 Agenda 3269, Item 47 2/24/2011 (Staff);
 Agenda 3270, Item 41 3/10/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item ALTERNATE TO ITEM 9370

26a

[9957]

PROPOSED OUTCOME:

® The subject consolidated proceeding involves three complaint cases and five related formal applications, all filed between 1997 and 2006.

® This decision resolves and closes Case (C) 97-04-025 and C00-04-013, dismisses Application (A) 00-03-044, a request for market based rates, and partly resolves A03-02-027, a general rate case. By these actions the Commission determines that: Santa Fe Pacific Pipeline, L.P. (SFPP) has dedicated its Sepulveda Line to public utility service; SFPP is entitled to a ratemaking allowance for income taxes; SFPP has not allocated environmental costs correctly between its California pipeline operations, terminal operations, and non-jurisdictional operations; SFPP must recover costs related to its Watson Station and Sepulveda facilities in cost-based, not market-based rates; SFPP's application for market based rates is outdated and must be dismissed without prejudice; SFPP may adopt a 2003 capital structure and cost of capital for ratemaking purposes; a Tier 1 advice letter is required to implement rate refunds; and, parties are directed to pursue alternative dispute resolution of the remaining ratemaking issues in the consolidated proceedings.

® These consolidated proceedings remain open.

ESTIMATED COST:

® The exact costs and refunds to ratepayers are not known at this time.

(Comr Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446288

Agenda 3264, Item 52a 11/19/2010 (Pub. Util. Code §311(e));

Agenda 3266, Item 49a 12/16/2010 (Staff);

Agenda 3267, Item 42a 1/13/2011 (Staff);

Agenda 3268, Item 35a 1/27/2011 (Staff);

Agenda 3269, Item 47a 2/24/2011 (Staff);

Agenda 3270, Item 41a 3/10/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Decision Modifying Decision 06-12-030 and Decision**
27 **08-04-023 Regarding Conditions of Access to Market**
 [9699] **Sensitive Information**

R05-06-040

Order Instituting Rulemaking to implement Senate Bill No. 1488 (2004 Cal. Stats., Ch. 690 (Sept. 22, 2004)) relating to confidentiality of information.

PROPOSED OUTCOME:

® Affirms the previously-adopted procedure for providing market participants with access to market sensitive information through reviewing representatives.

® Modifies Decision (D) 06-12-030 to (1) allow an employee of an outside consulting firm that is a market participant to serve as reviewing representative, so long as the firm imposes an ethical wall between the reviewing representative and the firm's employees involved in energy marketing activity; (2) eliminate threshold of participation in the natural gas market as a test of market participant status, and (3) eliminate prohibition on simultaneous representation of market and non-market participants by reviewing representatives.

® Modifies D08-04-023 to convert model protective order to model nondisclosure agreement.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446246

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

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

Agenda 3261, Item 46 9/23/2010 (Peevey);
 Agenda 3263, Item 29 10/28/2010 (Peevey);
 Agenda 3267, Item 43 1/13/2011 (Staff);
 Agenda 3268, Item 36 1/27/2011 (Staff);
 Agenda 3270, Item 42 3/10/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Energy Efficiency Risk/Reward Incentive Mechanism**
28 **Reforms**

[9974]

R09-01-019

Order Instituting Rulemaking to Examine the Commission's Energy Efficiency Risk/Reward Incentive Mechanism.

PROPOSED OUTCOME:

- ® Modifies the methodology to calculate incentives for the 2010-2012 cycle to make process streamlined.
- ® Reduces earnings potential for incentives to correspond to adopted changes.
- ® Closes the proceeding.

ESTIMATED COST:

- ® No incremental costs expected.
- ® Streamlined measures may reduce administrative costs of the mechanism.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446253

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

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

Agenda 3266, Item 57 12/16/2010 (Bohn);
Agenda 3267, Item 47 1/13/2011 (Staff);
Agenda 3268, Item 37 1/27/2011 (Staff);
Agenda 3269, Item 48 2/24/2011 (Staff);
Agenda 3270, Item 43 3/10/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Conditional Acceptance of 2011 Renewables Portfolio**
29 **Standard Procurement Plans and Integrated Resource Plan**
 [10148] **Supplements**

R08-08-009

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

PROPOSED OUTCOME: The Commission conditionally accepts the draft Plans of Southern California Edison Company, Pacific Gas and Electric Company and San Diego Gas & Electric Company subject to the filing of final Plans within 14 days that include:

- ® provisions for buyer-directed economic curtailment,
- ® the utility's intended use of tradable renewable energy credits,
- ® the utility's intended use of other recently adopted procurement tools, and
- ® the Commission's adopted schedule.
- ® The Commission accepts the Supplements to Integrated Resource Plans filed by PacifiCorp and Sierra Pacific Power Company (now California Pacific Electric Company).
- ® PacifiCorp and California Pacific Power Company shall file by July 15, in years in which an Integrated Resource Plan is not filed, a Comprehensive Renewables Portfolio Standard Supplement to its Integrated Resource Plan.
- ® Rulemaking 08-08-009 remains open.

ESTIMATED COST:

- ® Unknown, but no additional cost is expected to the extent procurement cost does not exceed the buyer's alternative (avoided) cost.

(Comr Peevey - ALJ Mattson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E38710

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

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

Regular Agenda - Energy Orders (continued)

**Item Pacific Gas and Electric Company's General Rate Increase
30 For Test Year 2011**

[10175]

A09-12-020, I10-07-027 - Related matters.

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2011.

PROPOSED OUTCOME:

® A settlement agreement that resolves all but one issue in Pacific Gas and Electric Company's (PG&E) test year 2011 general rate case is adopted with modifications.

® For the undepreciated plant balance associated with electric meters that are replaced by SmartMeters, that plant balance will be amortized over a six-year period with the associated rate of return on the unamortized balance reduced to 5.73% to reflect the reduced regulatory risk for that plant.

® Application 09-12-020 and Investigation 10-07-027 are closed.

ESTIMATED COST:

® Authorizes PG&E a general rate case revenue requirement increase for 2011 amounting to \$448 million, or 8.0%, over the current authorized level of \$5,582 million.

® The authorized increase is comprised of \$235 million for electric distribution, \$47 million for gas distribution, and \$166 million for electric generation.

® Also authorized are post-test year attrition increases totaling \$180 million for 2012 and \$185 million for 2013.

(Comr Peevey - ALJ Fukutome)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E38907

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

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

Regular Agenda - Energy Orders (continued)

Item ALTERNATE TO ITEM 10175

30a

[10176]

PROPOSED OUTCOME:

- ® A settlement agreement that resolves all but one issue in the Pacific Gas and Electric Company's (PG&E) test year 2011 general rate case is adopted with modifications.
- ® For the undepreciated plant balance associated with electric meters that are replaced by SmartMeters, that plant balance will be amortized over a six year period with the associated rate of return on the unamortized balance reduced to 7.42% to reflect the reduced regulatory risk for that plant.
- ® Application 09-12-020 and Investigation 10-07-027 are closed.

ESTIMATED COST:

- ® PG&E is authorized a general rate case revenue requirement increase for 2011 amounting to \$454 million, or 8.1%, over the current authorized level of \$5,582 million.
- ® The authorized increase is comprised of \$241 million for electric distribution, \$47 million for gas distribution, and \$166 million for electric generation.
- ® Also authorized are post-test year attrition increases totaling \$180 million for 2012 and \$185 million for 2013.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E38904

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

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

Regular Agenda - Communication Orders

Item New Order Instituting Rulemaking

31

[10165]

R. _____, R06-05-028 - Related matters.

Order Instituting Rulemaking Regarding Revisions to the California Universal Telephone Service (LifeLine) Program.

PROPOSED OUTCOME:

® Decision closes 2006 Order Instituting Rulemaking reviewing of all four telecommunications Public Policy programs, and opens new proceeding for only the Lifeline program.

® Closes Rulemaking 06-05-028.

ESTIMATED COST:

® None.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447216

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

Regular Agenda - Water/Sewer Orders

Item **California-American Water Company to Comply With 2009**
32 **State Water Resources Control Board Cease and Desist**
[10106] **Order Imposing Moratorium on New Connections and**
 Increased Use

A10-05-020

In the matter of the Application of California-American Water Company for an Order Authorizing and Imposing a Moratorium on Certain New or Expanded Water Service Connections in its Monterey District.

PROPOSED OUTCOME:

- ® Directs California-American Water Company to comply with a 2009 State Water Resources Control Board moratorium order in the Monterey District.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Part of normal cost of administering connection requests.

(Comr Peevey - ALJ Weatherford)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447132

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

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

Agenda 3269, Item 52 2/24/2011 (Staff);

Agenda 3270, Item 47 3/10/2011 (Peevey)

Regular Agenda - Other Utility Resolutions and Reports

Item **Establishing a Memorandum Account for All Cost-of-Service**
33 **Rate-Regulated Utilities, Other than Class C and D Water and**
[10078] **Sewer Utilities**

Res L-411

Resolution on the Commission's Own Motion Establishing a Memorandum Account for All Cost-of-Service Rate-Regulated Utilities, Other than Class C and D Water and Sewer Utilities, to Allow the Commission to Consider Reducing Rates to Reflect the Benefits of the Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010.

This agenda item was previously circulated as Draft Resolution W-4867.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446090

Agenda 3267, Item 49 1/13/2011 (Peevey);
Agenda 3268, Item 41 1/27/2011 (Staff);
Agenda 3269, Item 53 2/24/2011 (Peevey);
Agenda 3270, Item 49 3/10/2011 (Staff)

Regular Agenda - Legal Division Matters**Item** **Comments Before the Federal Energy Regulatory**
34 **Commission on Smart Grid Interoperability Standards**
(Rev.)
[10136]**FERC Docket No. RM 11-2-000**

Staff seeks Commission authorization to comment on the Federal Energy Regulatory Commission's (FERC) RM 11-2-000, which is considering Smart Grid Interoperability Standards. The Commission's comments may discuss the five foundational sets of smart grid standards posted by the National Institute of Standards and Technologies (NIST) and related issues addressed during a January 31, 2011 FERC Technical Conference on Smart Grid Interoperability Standards. The Commission's comments will also respond to additional questions FERC issues the week of February 7, 2011. The focus of FERC's Technical Conference was whether there is sufficient consensus that the five foundational sets of smart grid standards posted by the NIST are ready for FERC consideration in a rulemaking proceeding. The Commission's Comments are due on or before April 8, 2011.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447256

Agenda 3269, Item 54 2/24/2011 (Staff);

Agenda 3270, Item 50 3/10/2011 (Staff)

03/17/2011 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legal Division Matters (continued)

Item **Comments Before the Federal Communications Commission**
35 **in the Matter of Connect America Fund**

[10200]

FCC 11-13; WC Docket No. 10-90; GN Docket No. 09-51; WC Docket No. 07-135; WC Docket No. 05-337; CC Docket No. 01-92; CC Docket No. 96-45; WC Docket No. 03-109

Federal Communications Commission (FCC) In the Matter of Connect America Fund; A National Broadband Plan for Our Future; Establishing Just and Reasonable Rates for Local Exchange Carriers; High-Cost Universal Service Support; Developing a Unified Intercarrier Compensation Regime; Federal-State Joint Board on Universal Service; Lifeline and Link-Up; FCC 11-13; WC Docket No. 10-90; GN Docket No. 09-51; WC Docket No. 07-135; WC Docket No. 05-337; CC Docket No. 01-92; CC Docket No. 96-45; WC Docket No. 03-109; rel. February 9, 2011.

The FCC seeks comment on rules intended to curb arbitrage opportunities and thereby to reduce inefficiencies and wasted resources enabled by the existing intercarrier compensation scheme. Specifically, the FCC is asking for comment on the following issues: 1) the appropriate intercarrier compensation framework for Voice-over-Internet-Protocol traffic; 2) proposed revisions to the FCC's call signaling rules to reduce phantom traffic, and 3) proposed amendments to the FCC's access charge rules to address access stimulation and to help ensure that rates remain just and reasonable. Staff request authority to file comments at the FCC.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447262

Item **Comments Before the Federal Communications Commission**
36 **in the Matter of Modernizing the FCC Form 477 Data**
[10201] **Program**

FCC 11-14; WC Docket No. 11-10; WC Docket No. 07-38; WC Docket No. 08-190; WC Docket No. 05-337; WC Docket No. 10-132

Federal Communications Commission (FCC) In the Matter of Modernizing the FCC Form 477 Data Program; Development of Nationwide Broadband Data to Evaluate Reasonable and Timely Deployment of Data on Interconnected Voice over Internet Protocol (VoIP) Subscribership; Service Quality, Customer Satisfaction, Infrastructure and Operating Data Gathering; Review of Wireline Competition Bureau Data Practices; FCC 11-14; WC Docket No. 11-10; WC Docket No. 07-38; WC Docket No. 08-190; WC Docket No. 05-337; WC Docket No. 10-132; rel. February 8, 2011.

The FCC has issued a Notice of Proposed Rulemaking in which it seeks comment on whether and how to reform the Form 477 data program to improve the FCC's ability to carry out its statutory duties, while streamlining and minimizing the overall costs of the program, including possible burdens imposed on service providers. Staff requests authority to file comments at the FCC.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447215

Regular Agenda - Legislative and Other Matters**Item Smart Grid Deployment: Smart Meters****37****(Rev.)**

[10166]

AB 37 (Huffman)

This bill would require the California Public Utilities Commission (CPUC) to identify alternative options for customers of electrical corporations that decline the installation of wireless advanced metering infrastructure devices as part of an approved smart grid deployment plan by January 2, 2012. The bill would also require the CPUC, when it has identified those alternative options, to require each electrical corporation to permit a customer to decline the installation of an advanced metering infrastructure device and make the alternative options available to that customer. The bill would also require the CPUC to disclose certain information to customers about the technology of smart meters. The bill would require the CPUC to direct each electrical corporation to suspend the deployment of advanced metering infrastructure until the CPUC has complied with the above requirements. (Legislative Subcommittee Recommendation: Oppose Unless Amended).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446999

Agenda 3270, Item 51 3/10/2011 (Staff)

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

**Item Charter Party Carriers: Alcoholic Beverages: Open
38 Containers****(Rev.)**

[10202]

AB 45 (Hill)

This bill would expand the application of those alcoholic beverage provisions concerning passengers under the age of 21 years by applying those requirements to the driver of any vehicle used in the transportation of passengers for hire operated by a permitted or certificated carrier. (Legislative Subcommittee Recommendation: Support with technical amendments).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447020

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legislative and Other Matters (continued)

**Item Public Utilities: Fines and Penalties: Intrastate Pipeline
39 Safety**

(Rev.)

[10167]

AB 56 (Hill)

This bill would designate the California Public Utilities Commission as the state authority responsible for development, submission, and administration of a state pipeline safety program certification for natural gas pipelines. The bill would require the Commission to adopt and enforce compatible safety standards for commission-regulated gas pipeline facilities. This bill prohibits public utility from recovering any fine or penalty in any rate approved by the commission. (Legislative Subcommittee Recommendation: Support with technical amendments).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=446997

Agenda 3270, Item 52 3/10/2011 (Staff)

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

**Item Energy: Master-Meter Customers
40**

[10203]

AB 317 (Calderon)

This bill would provide that ratepayer funded rebates to master-meter customers are not required to be passed on to the residents or tenants if the rebates are the result of investments in energy generation or efficiency, including the self-generation incentive program, the Californian Solar Initiative, the Solar Water Heating and Efficiency Act of 2007. (Legislative Subcommittee Recommendation: _____).

**Item Local Government Renewable Energy Self-Generation
41 Program**

[10204]

AB 512 (Gordon)

This bill would expand the definition of an eligible renewable generating facility for the purposes of these provisions to include a facility that has a generating capacity of no more than 5 megawatts. (Legislative Subcommittee Recommendation: _____).

Regular Agenda - Legislative and Other Matters (continued)

Item Public Utilities: Electric Vehicle Charging Stations

42

[10205]

AB 631 (Ma)

This bill would provide that the ownership, control, operation, or management of a facility that supplies electricity to the public only for use to charge light duty plug-in electric vehicles, as defined, does not make the corporation or person a public utility for purposes of the act. (Legislative Subcommittee Recommendation: _____).

Item Renewable Energy Resources: Solar Energy Systems

43

[10206]

AB 721 (Bradford)

This bill would provide that eligible solar energy system under the California Solar Initiative shall be an eligible renewable resources under California's Renewable Portfolio Standard. (Legislative Subcommittee Recommendation: _____).

Item Electric and Gas Utility Service: Master-Meter Customers

44

(Rev.)

[10207]

AB 724 (Bradford)

This bill would require the Public Utilities Commission (PUC), by February 1, 2012, to open an investigation or other appropriate proceeding to evaluate and report to the Legislature, by July 1, 2013, when an owner of a mobilehome park or manufactured housing community that provides master-metered gas or electric service to its residents of the park or community should be required to transfer responsibility for gas or electric service to the gas or electrical corporation providing service in the area in which the park or community is located. (Legislative Subcommittee Recommendation: Support).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447008

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legislative and Other Matters (continued)

Item Public Utilities Commission: Solicitation of Contributions
45

[10208]

AB 1055 (Hill)

This bill would prohibit a commissioner or employee of the Commission from knowingly soliciting charitable, political, or other contributions from any person or corporation subject to regulation by the Commission, or from any person that is representing, or regularly represents, persons or corporations regulated by the Commission. (Legislative Subcommittee Recommendation: _____).

Item Self-Generation Incentive Program
46

[10209]

AB 1150 (V. Manuel Perez)

This bill would extend the authority of the California Public Utilities Commission to authorize the collections of funds to fund the Self Generation Incentive Program through December 3, 2016. (Legislative Subcommittee Recommendation: _____).

Item Energy Crisis Litigation
47

(Rev.)

[10210]

AB 1390 (Assembly Utilities & Commerce)

This bill would reenact the statute that expired January 1, 2011, which required the Attorney General to represent the Department of Finance and to succeed to all rights, claims, powers, and entitlements of the Electricity Oversight Board in any litigation or settlement to obtain ratepayer recovery for the effects of the 2000-02 energy crisis. This law would also prohibit the Attorney General from expending the proceeds of any settlements of those claims. This bill sunsets on January 1, 2013. (Legislative Subcommittee Recommendation: Proposed Sponsor).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447002

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legislative and Other Matters (continued)

Item Utilities: Renewable Energy Resources

48

[10168]

SB 23 (Simitian, Kehoe & Steinberg)

This bill is identical to SBx1 2, which would revise the Renewable Energy Resources Program to state the intent of the Legislature to increase the amount of electricity generated from eligible renewable energy resources per year, so that amount equals at least 33% of total retail sales of electricity in California per year by December 31, 2020. The bill would revise certain terms used in the program and revise certain eligibility criteria for a renewable electrical generation facility, as defined, pursuant to the program.

(Legislative Subcommittee Recommendation: Support with amendments).

Agenda 3270, Item 53 3/10/2011 (Staff)

Item Public Utilities: Gas Pipeline Emergency Response

49

Standards

(Rev.)

[10170]

SB 44 (Corbett)

This bill would require the California Public Utilities Commission (CPUC), by July 1, 2012, to commence a process to establish compatible emergency response standards that owners or operators of commission-regulated gas pipeline facilities would be required to follow. Reporting Requirement: The CPUC to report to the Legislature on the status of establishing the compatible emergency response standards on or before January 1, 2013. (Legislative Subcommittee Recommendation: Support with technical amendments).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=447019

Agenda 3270, Item 55 3/10/2011 (Staff)

03/21/2011 - This revision was not shown on the Agenda mailed to the public.

Item Electricity: Net Energy Metering

50

[10211]

SB 489 (Wolk)

This bill would revise the definition of an eligible customer-generator to instead require that the generating facility be an eligible renewable energy resource, as defined in the California renewables portfolio standard program, and that it have a generating capacity of not more than 1.5 megawatts. This bill would repeal the existing pilot program that provides energy net metering for eligible biogas digester customer-generators. (Legislative Subcommittee Recommendation: _____).

Regular Agenda - Legislative and Other Matters (continued)

Item Energy Efficiency

51

[10212]

SB 564 (Evans)

This bill would require the Commission, in evaluating energy efficiency investments, to ensure that local and regional interests, multifamily dwellings, and energy service industry capabilities are incorporated into an electrical corporation's energy efficiency program portfolio design, and to encourage participation from local governments, community-based organizations, and energy efficiency service providers in program design, revision, and implementation, where appropriate. (Legislative Subcommittee Recommendation: _____).

Item Energy: Solar Energy Systems: Funding

52

[10213]

SB 585 (Kehoe)

This bill alters the statutorily imposed spending cap on the California Solar Initiative so that it is no longer a cap on total spending, but instead a cap on the total amount of funds that can be collected through charges on electric customers. (Legislative Subcommittee Recommendation: _____).

**Item Energy: Clean Distributed Generation Units: Oil & Gas
53 Extraction**

[10214]

SB 682 (Calderon)

This bill would require the California Public Utilities Commission to require an electrical corporation to purchase excess electricity from a customer of an electrical corporation that uses a microturbine or a fuel cell meeting specified requirements that runs off of waste or stranded gas associated with the extraction of oil or gas and has a time-of-use meter capable of registering the flow of electricity in 2 directions. (Legislative Subcommittee Recommendation: _____).

Regular Agenda - Legislative and Other Matters (continued)

Item Natural Gas: Service and Safety

54

[10215]

SB 705 (Leno)

This bill would require each gas corporation that provides basic gas service to develop and implement a policy for the safe operation and maintenance of its gas plant and that the policy have priority over cost minimization considerations and be consistent with best practices in the gas industry and with federal pipeline safety statutes and regulations. The bill would require that all revenues received by the gas corporation that are authorized by the Commission for service and safety purposes, in furtherance of the policy, be expended by the gas corporation only for the purposes authorized by the Commission. The bill would require the Commission to authorize a gas corporation to recover sufficient revenues and employee staffing to provide for prompt provision of service consistent with the policy in its distribution rate. (Legislative Subcommittee Recommendation: _____).

Item Natural Gas Pipelines: Accounts

55

[10216]

SB 879 (Padilla)

This bill would require that in any ratemaking proceeding in which the California Public Utilities Commission (CPUC) authorizes a gas corporation to recover expenses for the inspection, maintenance, or repair of transmission pipelines, that the CPUC require the gas corporation to establish and maintain a one-way balancing account for the recovery of those expenses. (Legislative Subcommittee Recommendation: _____).

Regular Agenda - Commissioner's Reports

Regular Agenda - Management Reports and Resolutions

Item **Report and Discussion by Consumer Protection Safety**
56 **Division on Recent Safety Program Activities**
[10217]

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

Item Conference with Legal Counsel - Application for Rehearing
57
 [10196]

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.

Item Conference with Legal Counsel - Application for Rehearing
58
 [10194]
A09-04-015

Disposition of application for rehearing of Decision (D)10-08-008 filed by the Division of Ratepayer Advocates (DRA) and the Monterey Peninsula Water Management District. In D10-08-008 (Decision), the Commission approved a Partial Settlement Agreement entered into by California-American Water Company (Cal-Am) and DRA, which authorized Cal-Am to recover approximately \$5.1 million in preconstruction costs associated with the Coastal Water Project. The Decision also approved a separate Reimbursement Agreement, under which Cal-Am would advance approximately \$4.3 million to the Marina Coast Water District and the Monterey County Water Resources Agency to allow their continued participation in connection with the related Regional Desalination Project Alternative.

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

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

59

[10195]

R08-06-024

Disposition of Applications for Rehearing of Decision (D)10-12-055, filed jointly by Pacific Gas and Electric Company and San Diego Gas and Electric Company and independently by Southern California Edison Company (SCE) and disposition of Joint Motion for Stay of D10-12-055 filed jointly by Pacific Gas and Electric Company, San Diego Gas and Electric Company, and SCE. In D10-12-055, the Commission modified and clarified portions of D09-12-042, the original decision setting forth the policies and procedures for purchase of excess electricity from eligible combined heat and power systems by an electrical corporation under Assembly Bill 1613.

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

Item Conference with Legal Counsel - Application for Rehearing

60

[10198]

A09-02-019

Disposition of application for rehearing of Decision (D)10-04-052 filed by the Consumer Federation of California. In D10-04-052, the Commission adopted a five-year solar photovoltaic program (PV Program) for Pacific Gas and Electric Company. The PV Program provides for development of solar facilities through both utility-owned generation (UOG) and power purchase agreements. Pacific Gas and Electric Company is authorized to recover up to \$1.45 billion in capital costs for the UOG portion of its PV Program via cost of service ratemaking as defined by the Commission.

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

Item Conference with Legal Counsel - Application for Rehearing

61

(Rev.)

[10199]

A08-11-001, R06-02-013, R04-04-003, R04-04-025, R99-11-022 - Related matters.

Disposition of Applications for Rehearing of Decision (D)10-12-035 filed by the City and County of San Francisco, the California Municipal Utilities Association, and jointly filed by the Marin Energy Authority, the Alliance for Retail Energy Markets, and the Direct Access Customer Coalition, and disposition of related motion for abeyance filed by the California Municipal Utilities Association. In D10-12-035, the Commission approved the "Qualifying Facility and Combined Heat and Power Program Settlement Agreement."

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

03/17/2011 - This revision was not shown on the Agenda mailed to the public.

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.

Item Conference with Legal Counsel - Initiation of Litigation

62

[9905]

I. _____

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary action is not commenced.)

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

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

Agenda 3264, Item 69 11/19/2010;

Agenda 3265, Item 50 12/2/2010;

Agenda 3266, Item 77 12/16/2010;

Agenda 3267, Item 55 1/13/2011;

Agenda 3268, Item 40 1/27/2011;

Agenda 3269, Item 61 2/24/2011;

Agenda 3270, Item 60 3/10/2011

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 - 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