

Memorandum

To: Melissa Jones
Executive Director

Date : January 18, 2011

Telephone: CALNET (916) 654-4527

From : Pat Perez, Deputy Director
Fuels and Transportation Division
California Energy Commission
1516 Ninth Street
Sacramento CA 95814-5512

Subject: Resolutions for Clean Energy Business Financing Program

The Clean Energy Business Financing Program (CEBFP) requests presentation of two resolutions before the Commission Business Meeting on February 9, 2011.

1. The first resolution, forwarded for your review under separate cover, adopts revisions to the *State Energy Program Guidelines*, "Fifth Edition," which allows "Program expenses incurred after the approval of a funding award agreement, but before execution of the funding award agreement may be reimbursable for grant and loan awards once the funding award agreement is executed."

2. The second resolution, which is included with this memorandum, approves recommended amendments to CEBFP loan agreements, as necessary, which will enhance the collateral for CEBFP loans by permitting borrowers to invoice for loan proceeds for equipment purchases based on sufficient documentation of the borrower's costs incurred, rather than on a reimbursement basis providing certain conditions are satisfied. The resolution also authorizes the Executive Director or her designee to implement these amendments, as necessary, for each CEBFP loan agreement.

On November 10, 2010, CEBFP staff briefed and obtained the approval of the Federal Stimulus Program Ad Hoc Committee to proceed with resolutions to take the actions described above.

The first resolution proposes revisions the *State Energy Program Guidelines* and therefore requires a 15-day public notice. It will be posted for 15 days for public review under, "Notice to Consider Adoption of Revisions to the State Energy Program Guidelines" on the Energy Commission website.

The second resolution will be posted on the Commission website for the requisite 10 day notice for items scheduled on a Commission Business Meeting agenda.