

**CALIFORNIA ENERGY COMMISSION**

1516 Ninth Street  
Sacramento, California 95814

Main website: [www.energy.ca.gov](http://www.energy.ca.gov)



In the matter of:	)	Docket No. 08-WHCE-1
	)	
Order Instituting Rulemaking	)	NOTICE OF BUSINESS MEETING
Implementation of the Waste Heat	)	RE: Revision of Guidelines for Certification
and Carbon Emissions Reduction Act	)	of Combined Heat and Power Systems
	)	Pursuant to the Waste Heat and Carbon
_____	)	Emissions Reduction Act

**Notice To Consider Adoption of Revisions to  
Guidelines for Certification of Combined Heat and  
Power Systems Pursuant to the Waste Heat and  
Carbon Emissions Reduction Act,  
Public Utilities Code section 2840 et seq.**

The California Energy Commission will hold a Business Meeting to consider adopting the proposed revisions on:

Wednesday, December 10, 2014  
10 a.m.  
CALIFORNIA ENERGY COMMISSION  
1516 Ninth Street  
Hearing Room A  
Sacramento, California  
Wheelchair Accessible

Remote Access Available by Computer or Phone via WebEx™  
For details, please go to [www.energy.ca.gov/webcast](http://www.energy.ca.gov/webcast).

**Background**

On January 27, 2010, the California Energy Commission adopted Guidelines for Certification of Combined Heat and Power Systems (Guidelines) according to the Waste Heat and Carbon Emissions Reduction Act (the Act), Public Utilities Code, Section 2840 et seq. as enacted in AB 1613 (Blakeslee, Chapter 713, Statutes of 2007) and amended in Assembly Bill 2791 (Blakeslee, Chapter 253, Statutes of 2008). On April 7, 2010, the Energy Commission adopted modifications to the Guidelines that decreased the qualifying efficiency requirement for bottoming-cycle Combined Heat and Power (CHP) systems.

These Guidelines are exempt from the requirements of the California Administrative Procedure Act, beginning with section 11340 of the Government Code. Public Utilities Code section 2843(c) contains the controlling procedure for the adoption of these Guidelines. Pursuant to this section, substantive changes to the Guidelines shall not be adopted without at least 10 days written notice to the public.

## **Proposed Modifications**

In April 2014, Energy Commission staff (staff) discovered a unit-conversion typo in the text of the Form CEC-2843 Application for Certification as a Qualifying CHP System (Form-2843) included in the Guidelines. Additionally, staff found several small calculation errors in formulas underlying the electronic Portable Document Format (PDF) of Form-2843. The Guidelines have been revised to correct this typo and these errors.

Through the experience of processing certifications under the Guidelines, staff have identified several opportunities to clarify language and instructions that address common points of confusion during both the initial certification process and annual reporting. The Guidelines have been revised in many places to eliminate ambiguity and clarify instructions.

Staff reviewed all Certified Systems under the Guidelines and determined that the proposed revisions would not have affected the result of any prior applications or annual compliance reviews for these systems.

A more detailed Explanation of the Proposed Revisions is attached hereto as Exhibit A.

## **Public Comment**

Oral comments: Staff will accept oral comments during the meeting. Comments may be limited to 3 minutes per speaker. Any comments may become part of the public record in this proceeding.

Written comments: Written comments should be submitted to the Dockets Unit by 4:00 p.m. on Monday, October 20, 2014. Written comments will be also accepted at the meeting; however, the Commission may not have time to review them before the conclusion of the meeting. For additional information, see Standing Order re: Proceedings and Confidentiality Procedural Requirements for Filing, Service, and Docketing Documents with the Energy Commission, available at: [www.energy.ca.gov/commission/chief\\_counsel/docket.html](http://www.energy.ca.gov/commission/chief_counsel/docket.html).

Additionally, written comments may be posted to the Energy Commission's website for the proceeding. Please note that your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the viewable public record. This information may become available via Google, Yahoo, and any other search engines.

The Energy Commission encourages comments by e-mail. Please include your name and any organization name. Comments should be in a downloadable, searchable format such as Microsoft® Word (.doc) or Adobe® Acrobat® (.pdf). Please include the docket number 08-WHCE-1 and indicate Guidelines for Certification of Combined Heat and Power Systems in the subject line. Send comments to:

[docket@energy.ca.gov](mailto:docket@energy.ca.gov)

If you prefer, you may send a paper copy of your comments to:

California Energy Commission  
Dockets Office, MS-4  
Re: Docket No. 08-WHCE-1  
1516 Ninth Street  
Sacramento, CA 95814-5512

### **Public Adviser and Other Commission Contacts**

The Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission proceedings. If you want information on how to participate in this forum, please contact Alana Mathews, Public Adviser, at [PublicAdviser@energy.ca.gov](mailto:PublicAdviser@energy.ca.gov) or (916) 654-4489, or toll free at (800) 822-6228.

If you have a disability and require assistance to participate, please contact Lou Quiroz at [lquiroz@energy.ca.gov](mailto:lquiroz@energy.ca.gov) or (916) 654-5146 at least five days in advance.

Media inquiries should be sent to the Media and Public Communications Office at [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov) or (916) 654-4989.

If you have questions on the subject matter of this meeting, please contact Jason Harville at [jason.harville@energy.ca.gov](mailto:jason.harville@energy.ca.gov) or (916) 654-3842.

### **Availability of Documents**

Documents and materials pertaining to the Guidelines, including the full text of proposed revisions and a detailed Explanation of Proposed Changes, will be available at [www.energy.ca.gov/wasteheat/documents/index.html](http://www.energy.ca.gov/wasteheat/documents/index.html).

October 1, 2014

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Deputy Director

Mail Lists: wasteheat listserv