

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street, MS 45
Sacramento, California 95814

Main website: www.energy.ca.gov



In the matter of,)	Docket No. 11-RPS-01
)	
)	NOTICE OF AVAILABILITY AND
)	REQUEST FOR COMMENTS
Implementation of Renewables)	RE: RPS 2008-2010 Procurement
Portfolio Standard Legislation)	Verification Draft Staff Report
_____)	

**Notice of Availability and
Request for Comments on the
Renewables Portfolio Standard
2008-2010 Procurement Verification Draft Staff Report
CEC-300-2013-010-SD**

The *Renewables Portfolio Standard 2008-2010 Verification Draft Staff Report (2008-2010 Verification Report)* is now available free from the Energy Commission's website at:

www.energy.ca.gov/portfolio/documents/index.html

The *2008-2010 Verification Report* details the Energy Commission's Renewables Portfolio Standard (RPS) procurement verification findings for select retail sellers of electricity under California's RPS.

While not legally mandated, the Energy Commission prepares Verification Reports as part of the agency's RPS responsibilities. Upon finalization of the *2008-2010 Verification Report*, the Energy Commission will transmit its RPS procurement verification findings to the California Public Utilities Commission (CPUC). This report:

- Indicates the eligible, ineligible, and pending RPS procurement claims per retail seller and provides the total amount of eligible RPS procurement.
- Verifies that out-of-state renewable facilities satisfy the Energy Commission's RPS delivery requirements.
- Verifies, to the extent possible, that RPS procurement exclusively serves California's RPS and does not support another renewable energy regulatory or market claim.

- Provides analysis of RPS-eligible claims, including availability of generation data for verification, RPS-eligible procurement by resource type, and procurement from new and repowered generation.
- Discusses the limitations of the Interim Tracking System (ITS).

The report is organized into five sections. Section 1 is the introduction, followed by Section 2, which describes the ITS and the Western Renewable Energy Generation Information System (WREGIS) and the various RPS verification methods. Section 3 describes specific verification issues and staff's recommendation for approval of pending out-of-state claims. Section 4 provides the procurement verification findings for the retail sellers, and Section 5 discusses the limitations of the ITS.

Background

In 2002, the RPS was initiated under Senate Bill 1078 (Sher, Chapter 516, Statutes of 2002) and required retail sellers of electricity to increase the amount of renewable energy they procure annually until 20 percent of their retail sales was from renewable electricity generation by December 31, 2017. In 2006, Senate Bill 107 (Simitian, Chapter 464, Statutes of 2006) accelerated and codified the 20 percent RPS goal to 2010. On April 12, 2011, Governor Brown signed Senate Bill X1 2 (Simitian, Chapter 1, Statutes of 2011) extending the 20 percent target in 2010 to 33 percent by December 31, 2020.

Under the RPS, the Energy Commission is charged with certifying eligible renewable energy resources that satisfy RPS procurement requirements, developing an accounting system to verify retail sellers' compliance with the California RPS, and beginning in 2011, developing regulations specifying RPS enforcement procedures for the local publicly owned electric utilities. The Energy Commission's *RPS Eligibility Guidebook* required retail sellers of electricity, including large investor-owned utilities, electric service providers, small and multi-jurisdictional utilities, and community choice aggregators, to submit 2008-2010 retail sales data and procurement information to the Energy Commission. Retail sellers reported this information using the CEC-RPS-Track forms and, through WREGIS, submitted CA RPS State/Provincial/Voluntary Compliance Reports (WREGIS Reports) to Energy Commission staff. Staff use generation data from renewable generators and various public sources to verify that total procurement claims do not exceed actual generation.¹

To date, the Energy Commission has published *Verification Reports* for compliance years 2004, 2005, 2006, and 2007. The scope of the *2008-2010 Verification Report* includes procurement data and findings for the following 16 entities: Pacific Gas and Electric Company (PG&E); San Diego Gas & Electric Company (SDG&E); Southern California Edison Company (SCE); 3Phases Energy Services; APS Energy Services; Calpine Power America-CA; Commerce Energy, Inc.; Constellation NewEnergy, Inc.; Coral Power, LLC; Praxair Plainfield Inc.; Pilot Power Group, Inc; Marin Energy Authority; Shell Energy North America. L. P.; Direct

¹ The Energy Commission is transitioning RPS procurement reporting from the ITS to the WREGIS for future compliance years. The year 2008 will include RPS procurement data reported using a combination of the ITS and WREGIS Reports.

Energy (FKA Strategic Energy, LLC); Pacific Power / PacifiCorp, and Sierra Pacific Power Company.

Energy Commission staff held a workshop on September, 21, 2012, to present its initial verification results and solicit public comments. In addition, staff discussed three specific issues in detail, which are also addressed in this *Verification Report*. The issues include: 1) verification of procurement date relative to the vintage date of the renewable energy credits; 2) verification of biomethane-related claims; and 3) verification of energy delivery for out-of-state facilities.

Staff has considered the public comments and incorporated them as appropriate into this *2008-2010 Verification Report*. The public will have an opportunity to review and provide comments on this draft report. Staff will consider comments, and then finalize and present the final report for approval at a regularly scheduled Energy Commission Business Meeting. The CPUC will use the report to determine retail sellers' compliance with the RPS program.

Written Comments

Interested members of the public are encouraged to review and comment on the *2008-2010 RPS Verification Staff Draft Report*. Please include your name or organization's name in the name of the file and also include the docket number 11-RPS-01. Please also indicate '2008-2010 RPS Verification Staff Draft Report' in the subject line or first paragraph of your comments. Written comments must be submitted by 5:00 p.m., Monday, September 30, 2013.

The Energy Commission encourages comments by e-mail. Those submitting comments by electronic mail should provide them in either Microsoft Word format or as a Portable Document (PDF) and submit them to [RPSTrack@energy.ca.gov]. Written materials filed with the Docket Unit become part of the public record. If you prefer, you may send a paper copy of your comments to:

California Energy Commission
RE: **Docket No. 11-RPS-01**
Docket Unit, MS-4
1516 Ninth Street
Sacramento, CA 95814-5504

Public Participation

The Energy Commission's Public Adviser provides the public assistance in participating in Energy Commission activities. For information on how to participate in this forum, please contact the Public Adviser's Office at (916) 654-4489 or toll free at (800) 822-6228, by FAX at (916) 654-4493, or by e-mail at [publicadviser@energy.ca.gov]. If you have a disability and require assistance to participate, please contact Lou Quiroz at (916) 654-5146 at least five days in advance of the business meeting.

Please direct all news media inquiries to the Media and Public Communications Office at (916) 654-4989, or by e-mail at [mediaoffice@energy.ca.gov]. For technical questions on the subject matter, please contact Gina Barkalow, RPS Procurement Verification Report Manager, Renewable Energy Program at (916) 654-4057 or by e-mail at [gbarkalo@energy.ca.gov]].

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