

AFTER RETI: CPUC PERMIT PROCESS

RETI PUBLIC
MEETING

JAN. 10, 2009

PALM DESERT, CA.



CPUC TRANSMISSION PERMIT PROCESS

- Regulated utilities are required to submit applications for transmission lines to the CPUC as:
- A Certificate of Public Convenience and Necessity (CPCN) for facilities 200 kV and above or;
- A Permit to Construct (PTC) for facilities 50 kV to 200 kV

CPUC REVIEW PROCESSES

- CPUC REVIEW OF TRANSMISSION LINE APPLICATIONS INVOLVES TWO CONCURRENT AND PARALLEL PROCESSES:
- ENVIRONMENTAL REVIEW PER CEQA AND
- GENERAL PROCEEDING CONDUCTED BY THE ADMINISTRATIVE LAW JUDGE

ENVIRONMENTAL REVIEW

- COMPLETENESS REVIEW
- INITIAL STUDY: EIR OR MND
- NOTICE TO PREPARE EIR OR MND
- AGENCY CONSULTATIONS & PUBLIC SCOPING MEETINGS
- DRAFT EIR OR MND REVIEW AND WORKSHOPS
- FINAL EIR/MND W/COMMENT RESPONSES

EIR CONTENT

- DETAILS OF PROJECT
- ANALYSIS OF IMPACTS
- MITIGATION MEASURES FOR SIGNIFICANT IMPACTS
- ALTERNATIVES INCLUDING NO PROJECT, NON WIRES, & OTHER ROUTES

GENERAL PROCEEDING

- PROCEEDING PART REVIEWS COSTS AND NEED PER PUC CODE
- PARTICIPATION IN FORMAL PORTION REQUIRES PERSON TO BE A “PARTY” OR IF NOT A PARTY A PERSON CAN GIVE ORAL COMMENTS AT PUBLIC PARTICIPATION HEARINGS (PPHS)
- ALL CAN PARTICIPATE IN ENVIRONMENTAL REVIEW

STEPS IN GENERAL PROCEEDING

- PROTESTS/RESPONSES FILED ON APPLICATION SUBMITTAL TO CPUC
- ALJ CONDUCTS PREHEARING CONFERENCE (PHC) TO ID ISSUES FOR PROCEEDING, WHETHER EVIDENTIARY HEARINGS NEEDED, AND DISCUSS SCHEDULE
- ALJ PREPARES SCOPING MEMO BASED ON PHC

STEPS IN GENERAL PROCEEDING

- HEARINGS & BRIEFS-PARTIES PREPARE TESTIMONY, CROSS EXAMINE WITNESSES, & FILE BRIEFS
- EVIDENTIARY HEARINGS
- ALJ CONDUCTS ONE OR MORE PPHS AND MAY INCLUDE ONE OR MORE COMMISSIONERS TO HEAR COMMENTS

DECISION PROCESS

- AT COMPLETION OF TWO REVIEW PROCESSES ALJ PREPARES PROPOSED DECISION (PD) INCLUDING THE INFO ON ENVIRONMENTAL REVIEW & RECORD
- COULD BE ALTERNATES TO PD
- PD & ALTERNATES SUBJECT TO 30 DAY REVIEW AND COMMENT
- CPUC VOTE-YES, NO, OR ALTERNATE

THANK YOU

ANY
QUESTIONS?

