

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

***DIRECTION TO EXECUTIVE
DIRECTOR IN RESPONDING TO
COVID-19 PANDEMIC RELATED TO
POWER PLANT LICENSING AND
COMPLIANCE***

Docket No. 20-BUSMTG-02

**ORDER AUTHORIZING EXECUTIVE
DIRECTOR ACTION**

The California Energy Commission's (CEC) Executive Director and the Deputy Director of Siting, Transmission, and Environmental Protection Division have existing authority, under the CEC's regulations and facility conditions of certification, to take actions to resolve issues that arise within CEC's power plant siting and compliance program. These actions include but are not limited to, extending the timelines that facilities have to submit reports and studies, approving certain changes in the design, operation or performance of a facility, and approving conforming changes to air quality conditions of certification to reflect changes to air district permits.

This Order directs the Executive Director and the Deputy Director of Siting, Transmission, and Environmental Protection Division to take necessary and appropriate proactive steps, in light of the COVID-19 pandemic, to support the State's critical energy generating infrastructure. Such steps include but are not limited to the following:

- 1) Prioritize and expedite the review and processing of critical facility amendments, related to the impacts of COVID-19, filed under Title 20, California Code of Regulations, section 1769, and the processing of small power plant exemptions filed under Title 20, California Code of Regulations, section 1936;
- 2) Delay, suspend, or extend deadlines for licensed facilities to provide required submissions, as well as to provide flexibility in how submissions are transmitted to the CEC;
- 3) For facilities either operating or undergoing commissioning activities, after consultation with the siting lead commissioner, defer compliance of power plant conditions of certification, when such compliance is impractical due to the COVID-19 pandemic, provided the delayed compliance does not violate a law, regulation or standard; and
- 4) Find temporary measures to be taken by facility owners to protect worker and public health, or ensure facility reliability, are not a change in facility operations,

design or performance and do not require the filing of a post certification petition under Title 20, California Code of Regulations, section 1769.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the CEC held on April 8, 2019.

AYE:

NAY:

ABSENT:

ABSTAIN:

Cody Goldthrite
Secretariat