

CALIFORNIA ENERGY COMMISSION

CONTRACT REQUEST FORM (CRF) CEC-94 (Revised 12/2019) A) New Agreement # 400-22-001 (to be completed by CGL office)

B) Divis	ion		Agreement	: Manager:	MS-	Phone
400 Efficiency Division		Elizabeth T	Elizabeth Thomsen		916-891-9048	
-						
-	ractor's Legal Na	me			Federa	
Evergreer	n Economics, Inc.				27-4448	8713
D) Title	of Project					
Economic	Analysis Services	s to Provide Sta	ndardized Re	gulatory Impact A	ssessm	ent Reports
	and Amount			-		
Start Date	e	End Date		Amount		
07 / 13 / 2	2022	06 / 30 / 2025		\$ 252,970		
F) Busin	ess Meeting Infor	mation		,		
☐ Opera	ational agreement	(see CAM Manı	ual for list) to	be approved by E	xecutive	Director
☐ ARFV	TP agreements \$7	75K and under o	delegated to l	Executive Director		
Proposed	d Business Meetin	g Date 07 / 13 /	2022 X Co	nsent Discussi	ion	
Business	Meeting Presente	r Elizabeth Thor	msen Time N	eeded: min	utes	
Please se	elect one list serve.	. 1-Efficiency To	pics; 2-RFPs	, Solicitations, Co	ntracts,	Funding
Announce		Ž	•			Ū
Agenda Item Subject and Description: EVERGREEN ECONOMICS, INC. Proposed resolution approving Agreement 400-22-001 with Evergreen Economics, Inc. for a three-year, \$252,970 contract for expert and timely economic analysis services to assess statewide impacts of CEC regulations that have a potential economic impact of \$50 million or more in any 12-month period between publication by the Secretary of State and 12 months following full implementation. These regulations require the completion of a Standardized Regulatory Impact Assessment report, consistent with Department of Finance specifications. (COIA Funding) Contact: Elizabeth Thomsen					ely economic ential economic Secretary of completion of a	
G) Califo	rnia Environment	tal Quality Act	(CEQA) Com	pliance		
-	G) California Environmental Quality Act (CEQA) Compliance 1. Is Agreement considered a "Project" under CEQA?					
	☐ Yes (skip to question 2) ☐ No (complete the following (PRC 21065 and 14 CCR 15378)):					
E	Explain why Agreement is not considered a "Project":					
Agreement will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because its purpose is to obtain expert and timely economic analysis services to assess statewide impacts of CEC regulations.						
2. If	f Agreement is con	sidered a "Proje	ect" under CE	QA:		
	a) 🗌 Agreeme	ent IS exempt.				
	☐ Statutory	/ Exemption. Li	st PRC and/c	or CCR section nur	mber:	

CONTRACT REQUEST FORM (CRF)

Legal Compai	ny Name:	Budget
H) List all sub sheets as	ocontractors (major and minor) and equipment necessary)	vendors: (attach additional
	☐ Statement of Overriding Considerations	
	☐ Environmental Impact Report	
	☐ Mitigated Negative Declaration	
	□ Negative Declaration	
	☐ Initial Study	
	Check all that apply	
b)	$\hfill \square$ Agreement IS NOT exempt. (consult with the steps)	legal office to determine next
	☐ Common Sense Exemption. 14 CCR 15061 (Agreement is exempt under the above section:	(b) (3) Explain reason why
EC-94 (Revised 12/2019)	☐ Categorical Exemption. List CCR section num	CALIFORNIA ENERGY COMMISSION mber:

None	\$ 0.00

I) List all key partners: (attach additional sheets as necessary)

Legal Company Name:	
None	

J) Budget Information

Funding Source	Funding Year of Appropriation	Budget List Number	Amount
COIA	FY 2022-23	370.400	\$100,000
COIA	FY 2023-24	370.400	\$100,000
COIA	FY 2024-25	370.400	\$52,970

R&D Program Area: N/A TOTAL: \$252,970

Explanation for "Other" selection N/A

Reimbursement Contract #: N/A Federal Agreement #: N/A

K) Contractor's Contact Information

1. Contractor's Administrator/Officer

Name: Ted Helvoigt

Address: 1500 SW 1st Ave., Ste. 1000 City, State, Zip: Portland, OR 97201

Phone: (541) 954-8674

E-Mail: helvoigt@evergreenecon.com

2. Contractor's Project Manager

Name: Ted Helvoigt

Address: 1500 SW 1st Ave., Ste. 1000 City, State, Zip: Portland, OR 97201

Phone: (541) 954-8674

E-Mail: helvoigt@evergreenecon.com



L) Selection Process Used	
Solicitation IFB Solicitation #: IFB-21-401 # of Bids: 2 Low Bid ☐ No ☒ Yes	
☐ Non Competitive Bid (Attach DGS-GSPD-09-007 https://www.dgs.ca.gov/PD/Forms)	
☐ Exempt N/A	
M) Contractor Entity Type	
☐ CA State Agency (including UC and CSU)	
☐ Government Entity (i.e. city, county, federal government, air/water/school district, joint po authorities, university from another state) N) Is Contractor a certified Small Business (SB), Micro Business (MB) or DVBE?	wer
If yes, check appropriate box(es): SB MB DVBE	
O) Civil Service Considerations	
☐ Not Applicable (Agreement is with a CA State Entity or a membership/co-sponsorship)	
☐ Public Resources Code 25620, et seq., authorizes the Commission to contract for the sul work. (PIER)	bject
☐ The Services Contracted:	
are not available within civil service	
cannot be performed satisfactorily by civil service employees	
are of such a highly specialized or technical nature that the expert knowledge, expe and ability are not available through the civil service system.	rtise,
☐ The Services are of such an:	
□ urgent	
☐ temporary, or	
□ occasional nature □	
that the delay to implement under civil service would frustrate their very purpose.	
<u>Justification</u> :	
The CEC has an urgent need for these services mandated by Senate Bill 617 (Chapter 4 Statutes of 2011) and regulations that govern the submission of standardized economic analysis in Government Code (Title 1, Division 3, Chapter 1, Sections 2000-20004). All proposed regulations with economic impacts in excess of fifty (50) million dollars or more 12-month period following full implementation require completion of a SRIA report, approby the DOF, and submitted to the Office of Administrative Law (OAL) with the notice of proposed rulemaking package.	e in a
P) Payment Method	
1. 🔀 Reimbursement in arrears based on:	
Advanced Payment Other, explain:	



Deputy Director	Date			
Office Manager	Date	_		
Agreement Manager	Date	_		
 U) The following items should be 1. Exhibit A, Scope of Work 2. Exhibit B, Budget Detail 3. DGS-GSPD-09-007, NC 4. CEC 95, DVBE Exemption 5. CEQA Documentation 6. Resumes 7. CEC 105, Questionnaire 	k B Request on Request	N/A N/A N/A N/A N/A N/A	Attace Attace Attace Attace Attace Attace Attace Attace	ched ched ched
 Will there be Work Author Is the Contractor providing Is the contractor going to Check frequency of program Monthly Quarterly Will a final report be requided. Is the Agreement, with an If yes, why? 	rizations? g confidential information purchase equipment ress reports / Other ired? No Yes	ation?	No	Yes
 1.	Other Government Elements DVBE Amoun Certified DVBE Subcontracting with a hrough CMAS or MS. Semption (attach CEC	Entity) ht:\$ 0 DVBE %: DVBE: Name o A with no DVBE		
The rates align with industry used for this procurement of who provided the lowest resp who satisified the minimum responsible veteran Business E	services was an IFB consible Bid, after an equirements.	. The CEC is cor y applicable pre	ntracting w	ith the Bidder
If Yes, Will retention be relea R) Justification of Rates			⊠ No	Yes
Q) Retention Is Agreement subject to reter	ntion? \no	⊠ Yes		

SCOPE AND DESCRIPTION

The Contractor shall provide expert and timely economic analysis services to assess statewide impacts of CEC regulations that have a potential economic impact of fifty (50) million dollars or more in any 12-month period between publication by the Secretary of State and 12 months following full implementation. These regulations require the completion of a Standardized Regulatory Impact Assessment (SRIA) report, consistent with Department of Finance (DOF) specifications.

The Contractor shall use analytical findings to produce a minimum of two (2) and a maximum of five (5) SRIA reports for each fiscal year resulting in a total of six (6) to fifteen (15), starting with FY 2021-22 and ending with FY 2023-24.

The Contractor will be required to use economic modeling tools, such as:

- RIMS II
- IMPLAN
- REMI
- AVERT

The CAM or Regulations Manager will direct the Contractor as to which rulemakings require economic analysis services and the timing of preparation for each SRIA report.

ACRONYMS/GLOSSARY

Specific acronyms and terms used throughout this SOW are defined as follows:

ACRONYMS & TERMS	DEFINITION
AVERT	Avoided Emissions and Generation Tool
CAM	Commission Agreement Manager
CAO	Commission Agreement Officer
CEC	California Energy Commission
DOF	Department of Finance
FY	Fiscal Year
IMPLAN	Impact Analysis for Planning
REMI	Regional Economic Models, Inc.
RIMS II	Regional Input-Output Modeling System
sow	Scope of Work
SRIA	State Regulatory Impact Assessment

CONTRACTOR TASKS AND RESPONSIBILITIES

TASK 1.1 - KICK-OFF MEETING

The goal of this task is to establish the lines of communication and procedures for implementing the Agreement. At the discretion of the CAM, the meeting may be held via conference call, Microsoft Teams, or Zoom.

The Contractor shall:

- Participate in a virtual "kick-off" meeting with the CAM, Regulations Manager, CAO, and representative of the Accounting Office to discuss aspects of the administrative tasks and deliverables, including goals and expectations, pertaining to the Agreement. An initial Schedule of Planned Activities will also be discussed.
- For the administrative portion of the meeting, include its Project Manager, Contracts Administrator, Accounting Officer, and any others designated by the CAM to discuss administrative tasks pertinent to the Agreement.
- For the technical portion of the meeting, include its Project Manager and relevant principals, as well as be prepared to present a planned approach to providing economic analysis services and answer any questions that the CAM and other CEC participants may have.
- If necessary, provide an updated Schedule of Planned Activities based on the decisions made in the kick-off meeting.

The CAM shall:

- Arrange the kick-off meeting, including designating the specific meeting platform and scheduling the date and time.
- Provide an agenda to all potential meeting participants at least three (3) business days prior to the kick-off meeting.

Task Deliverables:

• Contractor shall provide an updated Schedule of Planned Activities within five (5) business days following the kick-off meeting (if applicable).

Task 1.2 – Progress Meetings and Invoices

The goal of this task is to ensure direct collaboration with CEC staff, as well as to ensure accurate and timely payment for work performed under the Agreement. At the discretion of the CAM, all progress meetings may be held via conference call, Microsoft Teams, or Zoom. Additional progress meetings, discussions, or conference calls may be scheduled at the CAM's discretion.

The Contractor shall:

 Participate in virtual progress meetings with the CAM, Regulations Manager, and other CEC staff designated by the CAM to present the status of deliverables for each SRIA to the CEC, such as draft and final SRIA

documents. Contractor participants shall include the Project Manager and all relevant principals. The progress meetings provide the opportunity for CEC and Contractor staff to discuss the findings and the direction of the work products with considerations to policy, regulatory issues, and analytical approach.

- Provide transfer of knowledge regarding basis of the status of each deliverable.
- Prepare invoices for all reimbursable expenses incurred performing work under this Agreement in compliance with the Exhibit B of the Terms and Conditions of the Agreement.
- Prepare monthly progress reports that align with the monthly invoices that summarize all Agreement activities conducted by the Contractor for the monthly reporting period.

The CAM shall:

- Arrange each progress meeting, including designating the specific meeting platform and scheduling the date and time.
- Provide an agenda to all potential meeting participants at least three (3) business days prior to each progress meeting.

Task Deliverables:

- Contractor shall provide a summary of each progress meeting within five (5) business days following the meeting.
- Contractor shall provide monthly invoices and written progress reports for each month that work occurs under the Agreement.

TASK 1.3 - FINAL MEETING

The goal of this task is to discuss closeout of the Agreement. At the discretion of the CAM, the final meeting may be held via conference call, Microsoft Teams, or Zoom.

The Contractor shall:

- Contractor shall prepare a summary of activities completed under the Agreement and include any recommendations for future work on economic analysis of major regulations.
- Contractor shall participate in a virtual final meeting with the CAM, Regulations Manager, and other CEC staff designated by the CAM to discuss the summary of activities, recommendations for future work on economic analysis of major regulations, and answer any questions posed by the CEC team. Contractor participants shall include the Project Manager and all relevant principals.

The CAM shall:

- Arrange the final meeting, including designating the specific meeting platform and scheduling the date and time.
- Provide an agenda to all potential meeting participants at least three (3) business days prior to the final meeting.

Task Deliverables:

- Contractor shall provide a summary of activities and recommendations at least five (5) business days prior to the final meeting.
- Contractor shall provide a schedule of Agreement closeout activities within five (5) business days following the final meeting.

TASK 2.1 – REVIEW DOF REQUIREMENTS FOR MAJOR REGULATIONS AND EXISTING SRIAS

The goal of this task is for the Contractor to become familiar with SRIA legal requirements and historical submissions to the DOF. This will enable the Contractor to meet DOF expectations for SRIAs. In coordination with the CAM or Regulations Manager, the Contractor shall review DOF requirements for new major regulations in Government Code section 11346 et seq. This task will be performed one time, prior to working on the first SRIA under the Agreement.

Task Deliverables:

 Contractor shall review Government Code and DOF regulations regarding preparation of SRIAs.

TASK 2.2 – PREPARE DESCRIPTION OF BASELINE ECONOMIC FORECAST FOR CALIFORNIA

The goal of this task is to prepare a description of the baseline economic forecast for California that is consistent with analyses and forecasts of the DOF and CEC. This description will enable the Contractor to provide context for the SRIAs assigned by the CAM or Regulations Manager. Preparing a draft and final description of a baseline economic forecast for California will also enable the Contractor to adjust any economic models or tools used to provide economic analysis services under the Agreement. The description of baseline will be updated no more than annually and only at the request of the CAM. At the discretion of the CAM, all meetings, briefings, and discussions may be held via conference call, Microsoft Teams, or Zoom.

Task Deliverables:

- Contractor shall review current analyses and economic forecasts of the DOF and CEC relevant to a baseline economic forecast for California.
- Contractor shall prepare a draft description of baseline economic forecast for California and discuss recommendations in a virtual meeting with the CAM, Regulations Manager, and any other participants identified by the CAM.
 Description will include, but will not be limited to, the following: gross state

product, employment, investment, income, consumption, business competitiveness, and inflation. Contractor shall provide transfer of knowledge regarding basis of the description of economic baseline.

- Contractor shall respond to comments on the draft description of baseline economic forecast provided by the CAM or Regulations Manager, as well as prepare a final description of baseline economic forecast for California.
- Contractor shall adjust any economic models or tools to fit with final description of baseline economic forecast for California.

TASK 3.1 – PREPARE METHODOLOGICAL APPROACH SPECIFIC TO EACH MAJOR REGULATION

The goal of this task is to work in coordination with CEC staff to assess and evaluate the need for a SRIA, as well as develop specific methodological approaches for the conduct of SRIAs for CEC major regulations. These approaches will be prepared in consultation with the CAM and Regulations Manager, as well as will be approved by the CAM for each major regulation. At the discretion of the CAM, all meetings, briefings, and discussions may be held via conference call, Microsoft Teams, or Zoom.

Task Deliverables:

- Contractor shall contribute to the CEC staff report chapter on economic and fiscal impacts for each major regulation identified by the CAM or Regulations Manager.
- Contractor shall prepare in writing a draft methodological approach for each major regulation identified by the CAM or Regulations Manager.
- Contractor shall discuss recommendations for approach to economic analysis
 of impacts of major regulations in a virtual meeting with the CAM, Regulations
 Manager, and any other participants identified by the CAM, as part of the
 transfer of knowledge regarding the SRIA.
- Contractor shall provide final written methodological approach to economic analysis of each CEC major regulation, as approved by the CAM.

Task 3.2 – Obtain Information and Data, Conduct Analysis of Economic and Fiscal Impacts of Each Major Regulation

The first goal of this task is to obtain information and data relevant to major regulations from a range of sources including staff reports, literature reviews, workshops, stakeholder submissions, and other appropriate sources. The second goal of this task is to conduct analysis of expected economic and fiscal impacts of CEC major regulations, based upon final recommendations of Task 3.1 and information obtained within this task. At the discretion of the CAM, all meetings, briefings, and discussions may be held via conference call, Microsoft Teams, or Zoom.

Task Deliverables:

- Contractor shall obtain information and data relevant to major regulations identified by the CAM or Regulations Manager.
- Contractor shall conduct analyses of expected economic and fiscal impacts based upon recommended approach, and information and data obtained by the Contractor.
- Contractor shall prepare a written summary of information and data obtained, and results of analyses of expected economic and fiscal impacts of CEC major regulations. Summary will include, but will not be limited to, the following: creation or elimination of jobs, small businesses, creation or elimination of businesses, expansion of businesses, competitiveness, investment, innovation, costs and benefits to identifiable groups or individuals, alternatives, indirect and induced economic impacts, and fiscal impacts to state and local governments.
- Contractor shall discuss written summary of information and data obtained, and results of analyses of economic and fiscal impacts of CEC major regulations in a virtual meeting with the CAM, Regulations Manager, and any other participants identified by the CAM. Contractor shall provide transfer of knowledge regarding basis of the written summary.

TASK 3.3 – PREPARE DRAFT AND FINAL SRIA REPORTS

The goals of this task are to prepare draft SRIA reports for CEC major regulations; as well as review comments from stakeholders, expert peer reviews (upon CAM or Regulations Manager written request), and DOF. Additional goals are to discuss results with the CAM, respond to comments, and prepare draft, draft final, and final SRIA reports. At the discretion of the CAM, all meetings, briefings, and discussions may be held via conference call, Microsoft Teams, or Zoom.

Task Deliverables:

- Contractor shall prepare detailed outlines for draft SRIA reports for CAM or Regulations Manager review and comment.
- Contractor shall prepare draft SRIA reports for major regulations and provide draft report to CAM.
- Contractor shall discuss draft SRIA reports for major regulations in a virtual meeting with the CAM, Regulations Manager, and other participants identified by the CAM. Contractor shall provide transfer of knowledge regarding basis of the draft SRIA reports.
- Contractor shall respond to comments provided by stakeholders, peer reviews, DOF, and the CAM or Regulations Manager, as well as prepare and deliver draft final SRIA reports that are responsive to comments.
- Contractor shall prepare and deliver final SRIA reports in response to final comments provided by the CAM or Regulations Manager.

DRAFT AND FINAL DELIVERABLES/REPORTS

The Contractor may be required to produce several iterations of draft deliverables in order to incorporate CEC's and DOF's comments and edits. A deliverable is considered final when the CAM indicates in writing that the deliverable is considered final. When creating reports, the Contractor shall use and follow, unless otherwise instructed in writing by the CAM, the following:

- <u>CEC Style Manual: Fourth Edition</u> located at https://ww2.energy.ca.gov/2020publications/CEC-180-2020-001/CEC-180-2020-001.pdf.
- <u>CEC Consultant Report Template</u> located for download at https://www.energy.ca.gov/sites/default/files/2020-02/Consultant Report Template 0 ada.docx.

Deliverables are typically required in an electronic format. If a hard copy deliverable is required, each final hard copy deliverable shall be delivered as one (1) original, reproducible, 8 ½" by 11", camera-ready master in black ink, unless otherwise directed by the CAM. Illustrations and graphs shall be sized to fit an 8 ½" by 11" page and readable if printed in black and white.

Task Number	Deliverable	Due Date
1.1	Updated Schedule of Planned Activities (if applicable)	Five (5) business days after kick-off meeting
1.2	Progress meeting summaries	Five (5) business days after each progress meeting
1.2	Invoices and written progress reports	Monthly
1.3	Summary of activities and recommendations	Five (5) business days before the final meeting
1.3	Schedule for Agreement closeout activities	Five (5) business days after the final meeting
2.1	Review Government Code and DOF regulations regarding preparation of SRIAs	Ten (10) business days after receiving direction from CAM or Regulations Manager
2.2	Draft description and discussion of baseline economic forecast for California	Ten (10) business days after receiving direction from CAM or Regulations Manager

Task Number	Deliverable	Due Date
2.2	Final description of baseline economic forecast for California	Ten (10) business days after receiving comments from the CAM or Regulations Manager
3.1	Written draft staff report chapter on economic and fiscal impacts of each CEC major regulation	Ten (10) business days after receiving direction from CAM or Regulations Manager
3.1	Written description a draft methodological approach for economic analysis of each CEC major regulation	Ten (10) business days after receiving direction from CAM or Regulations Manager
3.1	Discuss and document the recommended approach to economic analysis of each CEC major regulation	Ten (10) business days after submitting draft approach
3.1	Written description of final methodological approach to economic analysis of each CEC major regulation	Ten (10) business days after discussion of approach is complete
3.2	Written summary of information, data sources, and analyses of economic and fiscal impacts of each CEC major regulation	Ten (10) business days after Task 3.1 is complete, or schedule agreed upon by CAM
3.2	Discussion and documentation of information and data obtained, and results of analyses of economic and fiscal impacts of each CEC major regulation	Ten (10) business days after summary of information and results is complete
3.3	Detailed outlines for economic analysis of each CEC major regulation	Ten (10) business days after Task 3.2 is complete
3.3	Draft SRIA Reports	Schedule to be agreed to by CAM for each CEC major regulation
3.3	Discussion and documentation of comments to draft SRIA reports	Ten (10) business days after receiving comments from the CAM or Regulations Manager

Task Number	Deliverable	Due Date
3.3	Draft Final SRIA Reports	Ten (10) business days after documentation of comments todraft SRIA reports
3.3	Final SRIA Reports	Ten (10) business days after receiving comments from CAM or Regulations Manager

ACCEPTANCE CRITERIA

The Contractor shall perform all tasks described within the Agreement in a timely and professional manner. All deliverables will be considered draft until approved by the CAM. The Contractor shall respond to the comments within ten (10) business days unless an alternative schedule is approved in writing by the CAM.

OTHER REPORTING REQUIREMENTS

The Contractor shall actively keep the CAM informed of progress made and provide early notice electronically and by telephone of potential problems that may jeopardize the Contractor's ability to carry out the tasks described within the Agreement on schedule and within budget.

The Contractor shall identify key personnel who have primary responsibility for producing or managing the substantive economic analysis work in the Agreement. The Contractor shall adhere to the Terms and Conditions of the Agreement in regard to use of personnel working on tasks identified in Contractor's SOW for the Agreement.

CEC RESPONSIBILITIES

The CAM or Regulations Manager shall provide written comments on draft deliverables back to the Contractor within ten (10) business days of receipt.

TRAVEL

No travel is required, and travel expenses shall not be reimbursed under the Agreement.

RESOLUTION NO: 22-0713-01e

STATE OF CALIFORNIA

STATE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Evergreen Economics, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 400-22-001 with Evergreen Economics, Inc. for a three-year, \$252,970 contract for expert and timely economic analysis services to assess statewide impacts of CEC regulations that have a potential economic impact of \$50 million or more in any 12-month period between publication by the Secretary of State and 12 months following full implementation. These regulations require the completion of a Standardized Regulatory Impact Assessment report, consistent with Department of Finance specifications; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE:	
NAY:	
ABSENT:	
ABSTAIN:	
	Liza Lopez
	Secretariat