

State of California

California Energy Commission Minutes of the March 14, 2023, Energy Commission Business Meeting

The meeting was called to order by Chair Hochschild. The Pledge of Allegiance was led by Commissioner McAllister.

Present:

David Hochschild, Chair
Siva Gunda, Vice Chair
Noemí Gallardo, Commissioner

Patricia Monahan, Commissioner
Andrew McAllister, Commissioner

Please note that the California Energy Commission (CEC) aims to begin the business meeting promptly at the start time and the end time is an estimate based on the agenda. The meeting may end sooner or later than the time indicated depending on various factors.

Pursuant to the California Code of Regulations (CCR), title 20, section 1104(e), any person may make an oral comment on any agenda item. To ensure the orderly conduct of business, such comments will be limited to two minutes or less per person.

THE CEC WILL CONSIDER AND MAY TAKE ACTION ON THE FOLLOWING:

1. Public Comment.

Any person wishing to comment on information items (non-voting items) shall provide comments during this period.

Public Comment:

None.

2. Agency Announcements.

The Chair may announce relevant matters to the public and the CEC, including agency updates, events, and other opportunities. Discussion may follow.

3. Request For Reconsideration of the CEC's Denial of Petition for Rulemaking.

Consideration of and action on the Western States Petroleum Association's (WSPA) request for reconsideration of the CEC's January 25, 2023, order denying WSPA's petition for rulemaking and WSPA's request to stay enforcement of reporting requirements in Senate Bill (SB) 1322 (Allen, Chapter 374, Statutes 2022). WSPA submitted its request for reconsideration on February 25, 2023, pursuant to Government Code section 11340.7(c). Contact: Aleecia Gutierrez (Staff Presentation: 5 minutes)

Public Comment:

Sophie Ellinghouse from Western State Petroleum Association commented on this item.

Claire Warshaw commented on this item.

Vice Chair Gunda moved to approve Item 3. Commissioner McAllister seconded. The vote was Yes (5-0).

4. Petition to Request a Rulemaking Hearing.

Consideration of an action on a petition that requests the CEC to initiate a rulemaking hearing pursuant to CCR, title 20, section 1221. The petition was filed by Steve Uhler on March 1, 2023 and certified as complete by the executive director on March 3, 2023. Mr. Uhler is requesting a rulemaking to repeal CCR, title 20, section 420(f) 1201(f) and amend CCR, title 20, section 1208(a). Contact: ~~Linda Barrera~~ Josephine Crosby (Staff Presentation: 5 minutes)

Public Comment:

None.

Commissioner Gallardo moved to approve Item 4. Vice Chair Gunda seconded. The vote was Yes (5-0).

5. Lead Commissioner or Presiding Member Reports.

The Commissioners reported on their recent activities.

6. Executive Director's Report.

The Executive Director had nothing to report.

7. Public Advisor's Report.

The Public Advisor had nothing to report.

8. Chief Counsel's Report.

- a. Pursuant to Government Code section 11126(e)(1), the CEC may adjourn to closed session with its legal counsel to discuss the following matter to which the CEC is a party:

- i. *Interlink Products International, Inc. v. Xavier Becerra, Drew Bohan, Melissa Rae King (United States District Court for the Eastern District of California, Case No. 2:20-cv-02283).*

The Chief Counsel had nothing to report.

There being no further business the meeting was adjourned.

Respectfully submitted,

LIZA LOPEZ
Secretariat