



**California Energy Commission  
January 24, 2024, Business Meeting  
Backup Materials for Agenda Item No 07:  
California Energy Commission and California Workforce Development Board  
Collaboration**

The following backup materials for the above-referenced agenda item are available in this PDF packet as listed below:

1. Proposed Resolution (attached below).
2. Grant Request Form or Grant Amendment Request Form or Contract Request Form or Loan Request Form (applicable form attached below).
3. Scope of Work (attached below).

**STATE OF CALIFORNIA  
STATE ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION**

**CALIFORNIA ENERGY COMMISSION AND CALIFORNIA WORKFORCE  
DEVELOPMENT BOARD COLLABORATION**

**WHEREAS**, the California Energy Commission (CEC) and California Workforce Development Board (CWDB) intend to collaborate and coordinate on High Road workforce development efforts that increase opportunities for all Californians; and

**WHEREAS**, staff of both agencies desire to formalize their collaboration efforts to develop recommendations for the state's workforce and industry-based training partnerships to meet California's clean energy goals; and

**WHEREAS**, a draft Partnership Agreement between the CEC and CWDB to Collaborate on Increasing Economic Opportunities for all Californians includes a shared scope of work for technical assistance, support, analysis, advice, consultation, and education at the intersection of clean energy and workforce development; and

**WHEREAS**, the goal of this shared work is to support recommendations for CEC energy policies, programs, and practices; support high-quality jobs, careers, and workforce education and training; and facilitate greater access to quality employment and workforce development opportunities in the energy sector for disadvantaged and low-income communities in California; and

**WHEREAS**, another goal is to improve the CWDB's workforce investments in the energy sector to support the CEC in helping the state meet its clean energy goals in a just and equitable manner.

**THEREFORE, BE IT RESOLVED**, that the CEC supports the collaboration between the CEC and CDWB to develop recommendations for the state's workforce and industry-based training partnerships needed to meet California's clean energy goals in a just and equitable manner; and

**FURTHER BE IT RESOLVED**, that the CEC affirms that the Lead Commissioner for Energy Equity and Environmental Justice may sign the Partnership Agreement between the CEC and CWDB to Collaborate on Increasing Economic Opportunities for all Californians.

**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 January 24, 2024.

AYE:

NAY:

ABSENT:

ABSTAIN:

Dated:

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Kristine Banaag  
Secretariat



## CONTRACT REQUEST FORM (CRF)

### A. New Agreement Number

**IMPORTANT:** New Agreement # to be completed by Contracts, Grants, and Loans Office.

New Agreement Number: 000-00-000

### B. Division Information

1. Division Name: Commissioner's Office
2. Agreement Manager: Erik Stokes
3. MS-06
4. Phone Number: 916-531-3354

### C. Contractor's Information

1. Contractor's Legal Name: California Workforce Development Board
2. Federal ID Number: N/A

### D. Title of Project

Title of project: California Energy Commission and California Workforce Development Board Collaboration

### E. Term and Amount

1. Start Date: 1/24/2024
2. End Date: Until either party terminates.
3. Amount: \$0

### F. Business Meeting Information

1. Operational agreement to be approved by Executive Director? No.
2. Are the ARFVTP agreements \$75K and under delegated to Executive Director? N/A
3. The Proposed Business Meeting Date: January 24, 2024
4. Consent or Discussion? Discussion
5. Business Meeting Presenter Name: Erik Stokes
6. Time Needed for Business Meeting: 5 minutes.
7. The email subscription topic is: Barriers Report SB 350

### G. Agenda Item Subject and Description:

California Energy Commission and California Workforce Development Board Collaboration – Possible adoption and approval of the Partnership Agreement & Business Use Case Proposal for the California Energy Commission and California Workforce Development Board to Collaborate on Increasing Economic Opportunities for all Californians. The scope includes interagency technical assistance, analysis, and education for workforce development in clean energy, to support high-quality jobs, careers, and workforce education and training, and facilitate greater access to quality employment and workforce development opportunities in the energy sector for disadvantaged and low-income communities in California.No

### H. .California Environmental Quality Act (CEQA) Compliance



**1. Is Agreement considered a “Project” under CEQA?**

No.

If yes, skip to question 2.

If no, complete the following (PRC 21065 and 14 CCR 15378) and 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 it involves planning and consultation between agency staff only, and is not decisional of any policy or program.

**2. If Agreement is considered a “Project” under CEQA answer the following questions.**

**a) Agreement *IS* exempt?**

Enter Yes or No

Statutory Exemption?

Enter Yes or No

If yes, list PRC and/or CCR section number(s) and separate each with a comma. If no, enter “None” and go to the next question.

PRC section number: PRC section number 1, PRC section number 2. Or, "None"

CCR section number: CCR section number 1, CCR section number 2. Or, "None"

Categorical Exemption?

Enter Yes or No

If yes, list CCR section number(s) and separate each with a comma. If no, enter “None” and go to the next question.

CCR section number: CCR section number 1, CCR section number 2. Or, "None"

Common Sense Exemption? 14 CCR 15061 (b) (3)

Enter Yes or No

If yes, explain reason why Agreement is exempt under the above section. If no, enter “Not applicable” and go to the next section.

Enter "Not applicable" or reason why Agreement is exempt under the above section

**b) Agreement *IS NOT* exempt.**

**IMPORTANT:** consult with the legal office to determine next steps.

Enter Yes or No

If yes, answer yes or no to all that applies. If no, list all as “no” and “None” as “yes”.

Additional Documents	Applies
Initial Study	
Negative Declaration	
Mitigated Negative Declaration	
Environmental Impact Report	
Statement of Overriding Considerations	
None	



## I. Subcontractors

List all Subcontractors listed in the Budget (s). Insert additional rows if needed. If no subcontractors to report, enter "No subcontractors to report" and "0" to funds. **Delete** any unused rows from the table

Subcontractor Legal Company Name	Budget
N/A	0

## J. Key Partners

List all key partner(s). Insert additional rows if needed. If no key partners to report, enter "No key partners to report." **Delete** any unused rows from the table.

Key Partner Legal Company Name
No Key Partners to report

N

## K. Budget Information

Include all budget information. Insert additional rows if needed. If no budget information to report, enter "N/A" for "Not Applicable" and "0" to Amount. **Delete** any unused rows from the table.

Funding Source	Funding Year of Appropriation	Budget List Number	Amount
N/A	N/A	N/A	\$0

**TOTAL Amount: \$0.00**

## L. Contractor's Contact Information

### 1. Contractor's Administrator/Officer

Name: Curtis Notsinneh

Address: California Workforce Development Board

City, State, Zip:

Phone:

E-Mail: [curtile.notsinneh@cwdb.ca.gov](mailto:curtile.notsinneh@cwdb.ca.gov)

### 2. Contractor's Project Manager

Name: To be reported after signing.

Address:

City, State, Zip:

Phone:

E-Mail:

## M. Selection Process Used



There are three types of selection process. List the one used for this CRF.

Selection Process	Additional Information
Competitive Solicitation #	N/A
Non Competitive Bid ( <i>Attach DGS-GSPD-09-007</i> <a href="https://www.dgs.ca.gov/PD/Forms">https://www.dgs.ca.gov/PD/Forms</a> )	N/A
Exempt	N/A

**N. Contractor Entity Type**

Contractor Entity Type	Yes or No?
Private Company ( <i>including non-profits</i> )	No
CA State Agency ( <i>including UC and CSU</i> )	Yes
Government Entity ( <i>i.e. city, county, federal government, air/water/school district, joint power authorities, university from another state</i> )	No

**O. Is Contractor a certified Small Business (SB), Micro Business (MB) or Disabled Veterans Business Enterprise (DVBE)?**

The contractor is a certified:

**P. Civil Service Considerations**

- Not Applicable (Agreement is with a CA State Entity or a membership/co-sponsorship)? Yes
- Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER) N/A
- The Services Contracted: No

If no, go to the next question. If yes, which of the following applies to the contract? More than one can apply, list each answer choice, and separate them with a comma:

- are not available within civil service
- cannot be performed satisfactorily by civil service employee
- are of such a highly specialized or technical nature that the expert knowledge, expertise, and ability are not available through the civil service system

The following applies to the contract: Enter option(s) from above. Example: "are not available within civil service".

- The Services are of such an urgent, temporary, or occasional nature that the delay to implement under civil service would frustrate their very purpose?

Enter "urgent", "temporary", or "occasional nature".



**Justification:**

Enter justification.

**Q. Payment Method**

1. Is the payment method Reimbursement, Advanced Payment, or Other?

None. Zero-dollar agreement.

If Other, explain: If Reimbursement, is it in arrears based on Itemized Monthly, Itemized Quarterly, Flat Rate, or One-time?

**R. Retention**

Is Agreement subject to retention? No.

If Yes, Will retention be released prior to Agreement termination? Enter Yes or No.

**S. Justification of Rates**

N/A

**T. Disabled Veteran Business Enterprise Program (DVBE)**

Provide requested additional information. N/A

1. Exempt (Interagency/Other Government Entity) Enter Yes or No.

2. Meets DVBE Requirements DVBE Enter Yes or No.

Amount: \$ 0 DVBE %:

3. Is the Contractor Certified DVBE or Subcontracting with a DVBE? If subcontracting with a DVBE, provide the name of the DVBE company. If none applies, enter "Not Applicable".

Enter Contractor Certified DVBE or Subcontracting with a DVBE. If subcontracting, provide name of DVBE company. If none applies, enter "Not Applicable".

4. Contractor selected through CMAS or MSA with no DVBE participation Enter Yes or No.

5. Requesting DVBE Exemption (attach CEC 95) Enter Yes or No.

**U. Miscellaneous Agreement Information**

1. Will there be Work Authorizations? No

2. Is the contractor providing confidential information? No.

3. Is the contractor going to purchase equipment? No..

4. What is the check frequency of the progress reports? Monthly, Quarterly, or Other? If Other, please provide explanation.

None

5. Will a final report be required? No.

6. Is the Agreement, with amendments, longer than three years? If yes, why?

Yes, until the collaboration is no longer necessary.

**V. The following items should be attached to this CRF (as applicable)**

List all items that should be attached to this CRF by entering "Yes" or "No".

Item Number	Item Name	Attached
1	Exhibit A, Scope of Work/Schedule	Yes





STATE OF CALIFORNIA  
CALIFORNIA ENERGY COMMISSION

Contract Request Form  
CEC-94 (Revised 04/2023)

Item Number	Item Name	Attached
2	Exhibit B, Budget Detail	No
3	DGS-GSPD-09-007, NCB Request	No
4	CEC 95, DVBE Exemption Request	No
5	Awardee CEQA Documentation	No
6	Resumes	No
7	CEC 105, Questionnaire for Identifying Conflicts	No

**Approved By**

Individuals who approve this form must enter their full name and approval date in the MS Word version.

**Agreement Manager:** Erik Stokes

**Approval Date:** 1/12/2024

**Office Manager:** Commissioner Gallardo

**Approval Date:** 1/12/2024

**PARTNERSHIP AGREEMENT & BUSINESS USE CASE PROPOSAL  
CALIFORNIA ENERGY COMMISSION AND  
CALIFORNIA WORKFORCE DEVELOPMENT BOARD  
TO COLLABORATE ON INCREASING ECONOMIC OPPORTUNITIES  
FOR ALL CALIFORNIANS**

**PURPOSE**

Consistent with the California Energy Commission's (CEC) Justice Access Equity Diversity Inclusion (JAEDI Initiative), as well as directives in Governor Newsom's Executive Orders N-79-20 (EO N-79-20)<sup>1</sup> and N-19-19 (EO N-19-19),<sup>2</sup> the CEC and California Workforce Development Board (CWDB) (collectively partners) enter into this agreement to collaborate and coordinate on High Road<sup>3</sup> workforce development efforts that increase opportunities for all Californians. This agreement will support the development of pathways to prosperity for Californians who have been historically underrepresented and excluded from participating in and benefitting from energy policy efforts and disproportionately harmed by environmental, health, and socioeconomic inequities.

This agreement formalizes CEC and CWDB staff collaboration efforts to develop recommendations for the state's workforce and industry-based training partnerships needed to meet California's clean energy goals.

The scope of work covered includes technical assistance, support, analysis, advice, consultation, and education at the intersection of clean energy and workforce development. The goal of this shared work is to support recommendations for CEC energy policies,<sup>4</sup> programs, and practices; support the development of high-quality jobs, careers, and workforce education and training; and facilitate greater access to quality employment and workforce development opportunities in the energy sector for disadvantaged and low-income communities in California. Another goal is to better target the CWDB's workforce investments in the energy sector to support the CEC in helping the state meet its clean energy goals in a just and equitable manner.

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1 [Executive Order N-79-20](https://www.gov.ca.gov/wp-content/uploads/2020/09/9.23.20-EO-N-79-20-Climate.pdf?emrc=9f8f26). September 2020. <https://www.gov.ca.gov/wp-content/uploads/2020/09/9.23.20-EO-N-79-20-Climate.pdf?emrc=9f8f26>.

2 [Executive Order N-19-19](https://www.gov.ca.gov/wp-content/uploads/2019/09/9.20.19-Climate-EO-N-19-19.pdf). September 2019. <https://www.gov.ca.gov/wp-content/uploads/2019/09/9.20.19-Climate-EO-N-19-19.pdf>.

3 *High Road* is defined in state law as "a set of economic and workforce development strategies to achieve economic growth, economic equity, shared prosperity, and a clean environment. The strategies include interventions that (1) Improve job quality and job access, including for women and people from underserved and underrepresented populations; (2) Meet the skill and profitability needs of employers; and (3) Meet the economic, social, and environmental needs of the community." (California Unemployment Insurance Code § 14005 [r])

4 "Policies" is used broadly throughout this document to refer to things including strategic plans, rules and regulations, reports, and studies.

## **PARTNERS**

### **California Energy Commission**

The CEC is leading the state to a 100 percent clean energy future for all. As the state's primary energy policy and planning agency, the CEC is committed to ensuring a safe, resilient, and reliable supply of energy. The CEC plays a critical role in creating the energy system of the future — one that is clean and modern and ensures the fourth largest economy in the world thrives through activities such as planning and policy development, ensuring the growth of renewable energy, advancing energy efficiency, supporting energy innovation, accelerating clean transportation, ensuring responsible electricity infrastructure, and emergency response.

The CEC is committed to maximizing opportunities for all Californians. Examples of this commitment include a Diversity Commitment (2015), which increased opportunities for participation and benefits for small and diverse-owned businesses and disadvantaged communities; the Justice, Access, Equity, Diversity, and Inclusion (JAEDI) Initiative (2019), which created a comprehensive approach to improving workplace and programmatic policies and practices that better reflect and serve the diverse State of California; and the *2022 Integrated Energy Policy Report Update*, which includes the CEC's guiding principles called the JAEDI Framework to embed equity and environmental justice in all CEC efforts.

### **California Workforce Development Board**

The CWDB is responsible for the oversight and continuous improvement of the workforce system in California, which encompasses a wide array of work, including policy development, workforce support and innovation, and performance assessment, measurement, and reporting. The statewide workforce development system is divided into 14 regional areas and composed of 45 local areas, each with a Local Workforce Development Board. The CWDB helps develop local and regional program alignment through coordinated policy direction, program oversight and support, and technical assistance for local and regional service providers.

The CWDB aims to support state agencies working towards climate change mitigation through technical assistance in areas including policy guidance, program guidelines, and funding solicitations, that integrate job quality and job access standards into major climate investment programs that collectively represent billions of dollars in public investments.

## BACKGROUND

On October 7, 2015, then Governor Jerry Brown signed the Clean Energy and Pollution Reduction Act of 2015 (Senate Bill 350, De León, Chapter 547, Statutes of 2015), which established new energy efficiency and renewable electricity targets to support California's climate goal of reducing greenhouse gas emissions to 40 percent below 1990 levels by 2030.

In December 2016, the CEC published the *SB 350 Low-Income Barriers Study, Part A-Commission Final Report: Overcoming Barriers to Energy Efficiency and Renewables for Low-Income Customers and Small Business Contracting Opportunities in Disadvantaged Communities* (Study A). Study A recommends promoting well-paying clean energy job opportunities for residents in disadvantaged and low-income communities by creating opportunities to "collaborate with state labor agencies such as the California Labor & Workforce Development Agency, the California Workforce Development Board, and the Employment Development Department on targeted workforce training and job placement initiatives to create strategies that drive clean energy job opportunities in low-income and disadvantaged communities."<sup>5</sup>

In 2018, SB 100 (De León, Chapter 312, Statutes of 2018) established a landmark policy requiring renewable energy and zero-carbon resources to supply 100 percent of electric retail sales to end-use customers by 2045. In 2021, CEC staff determined that future reports need to assess environmental, social, and economic costs and benefits of the additional clean electricity generation capacity and storage needed to implement SB 100, including robust job creation and workforce development opportunities.<sup>6</sup>

In September 2019, Governor Gavin Newsom signed Executive Order (EO) N-19-19 to further California's commitment to mitigate the impacts of climate change. EO N-19-19 directs all aspects of state government to continue to increase efforts to reduce greenhouse gas emissions and mitigate the impacts of climate change to build a sustainable and inclusive economy.

In March 2020, the CWDB released California's 2020-2023 Unified Strategic Workforce Development Plan (State Workforce Plan)<sup>7</sup> featuring the CWDB's vision of a High Road

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<sup>5</sup> Scavo, Jordan, Suzanne Korosec, Esteban Guerrero, Bill Pennington, and Pamela Doughman. 2016. *Low-Income Barriers Study, Part A: Overcoming Barriers to Energy Efficiency and Renewables for Low-income Customers and Small Business Contracting Opportunities in Disadvantaged Communities*. California Energy Commission. Publication Number: CEC-300-2016-009-CMF. <https://efiling.energy.ca.gov/getdocument.aspx?tn=214830>.

<sup>6</sup> The [2021 SB 100 Joint Agency Report](#) is a first step to evaluate the challenges and opportunities in implementing SB 100. It includes an initial assessment of the additional energy resources and the resource building rates needed to achieve 100 percent clean electricity, along with the associated costs. It uses a computer model to analyze these factors under various conditions and technologies. <https://efiling.energy.ca.gov/EFiling/GetFile.aspx?tn=237167&DocumentContentId=70349>.

<sup>7</sup> California Workforce Development Board. California's 2020-2023 Unified Strategic Workforce Development Plan [webpage](#). Accessed March 14, 2023. [https://cwdb.ca.gov/plans\\_policies/2020-2023-state-plan/](https://cwdb.ca.gov/plans_policies/2020-2023-state-plan/).

economy that is defined by three goals: greater equity and mobility for workers; higher skills and competitiveness for employers; and long-term environmental sustainability and climate resilience for the state. Strategies to advance the High Road vision through policy and programs include administering the High Road Construction Careers (HRCC) and High Road Training Partnerships (H RTP) workforce initiatives and includes efforts to align California's transition to carbon neutrality.

In September 2020, CWDB submitted "Putting California on the High Road: A Jobs and Climate Action Plan for 2030,"<sup>8</sup> a report to the Legislature pursuant to Assembly Bill 398 (E. Garcia, Chapter 135, Statutes of 2017). The report was prepared by the UC Berkeley Center for Labor Research and Education. It offers a vision for integrating economic and workforce development into major climate policies and programs to help achieve California's key climate targets: reducing greenhouse gas (GHG) emissions to 40 percent below 1990 levels by 2030 and achieving net zero GHG emissions no later than 2045. The report focuses on job quality and social equity concerns in assessing the impacts of climate measures on employment and training and emphasizes strategies to ensure disadvantaged communities and workers are involved in creating, and benefitting from, the economic gains generated by the work required to stabilize the climate.

In September 2020, Governor Newsom signed EO N-79-20 to redouble California's efforts to reduce emissions from the transportation sector. EO N-79-20 directs state agencies to accelerate the deployment of affordable fueling and charging infrastructure for zero-emission vehicles and promotes the creation and retention of High Road, high-quality jobs in the transition to a carbon-neutral economy.

In September 2022, Governor Newsom strengthened the state's commitment to a "California for All" by issuing Executive Order N-16-22, directing all state agencies and departments to develop equity action plans indicating how they would design and deliver state programs to advance equity and address existing disparities in opportunities and outcomes for all Californians to reach their full potential. The CEC, under the leadership of the California Natural Resources Agency (CNRA), submitted a plan that will be presented for adoption in 2023.

In February 2023, the CEC adopted the *2022 Integrated Energy Policy Report Update (2022 IEPR Update)* which, among other things, included a comprehensive framework, known as the JAEDI Framework, to embed equity and environmental justice more deeply throughout CEC efforts. The JAEDI Framework will serve as the central ethos for the CEC's work across all internal policy divisions and will be the starting point to guide staff as they design policy, programs, and projects, which should all aim to center equity and environmental justice. The JAEDI framework contains considerations that staff can use to evaluate the work completed, assess whether equity was prioritized, and help staff consider what to do better in the future. In that *2022 IEPR Update*, the CEC also committed to initiating a refresh of the CEC's Energy Equity Indicators tool.

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8 Zabin, Carol. June 2020. [Putting California on the High Road: A Jobs and Climate Action Plan for 2030](https://laborcenter.berkeley.edu/wp-content/uploads/2020/09/Putting-California-on-the-High-Road.pdf). UC Berkeley Center for Labor Research and Education. <https://laborcenter.berkeley.edu/wp-content/uploads/2020/09/Putting-California-on-the-High-Road.pdf>.

## **SHARED PRIORITIES**

The partners share the following priorities for communication, coordination, education, and integration to support High Road economic and workforce development policies and practices in meeting the state's clean energy goals:

1. Ensure efforts include increasing opportunities for all individuals and groups who experience extensive barriers to employment in the energy sector, including people of color, women, low-income households, justice-involved populations, disconnected youth, disabled veterans, people with disabilities, disadvantaged communities, and low-income communities.
2. Engage regularly to discuss shared priorities in workforce development policies and practices as related to the state's clean energy goals.
3. Identify specific CEC programs and policies to examine and better understand the scope of CEC workforce development efforts to date. Possible energy programs or policy areas that could be examined include energy efficiency, building decarbonization, renewable energy expansion, offshore wind development, power plant siting, permitting, Lithium Valley development, SB 100 efforts, zero-emission transportation with a focus on larger infrastructure projects, topics that arise from IEPR recommendations and other opportunities that may emerge during the agreement period.
4. Identify specific CWDB programs, policies, and funding opportunities to support and expand the California workforce to meet state greenhouse gas emission reduction goals, local air pollution reduction goals, clean energy goals, and other CEC objectives.

## **CEC STAFF ROLES**

To meet the objectives of the shared priorities, CEC staff will:

1. Provide point(s) of contact to guide communications and support or participate in activities with CWDB as needed and feasible.
2. Provide relevant industry and workforce information to CWDB staff for the program and policy areas identified in #3 (shared priorities). This may include:
  - a. Funded or active economic and workforce development programs overseen by the CEC or with peer state agencies.
  - b. To the extent available, information and results of prior CEC-funded economic and workforce development efforts.
  - c. To the extent known, industries and occupations involved in CEC economic and workforce development efforts.
  - d. CEC strategies to promote and track economic and workforce development programs and outcomes.
3. Conduct education and training sessions for CWDB staff on clean energy technologies and deployment strategies aimed at improving CWDB knowledge of the energy sector.
4. Evaluate, analyze, and provide feedback on CWDB efforts identified in #4 (shared priorities).

## **CWDB STAFF ROLES**

To meet the objectives of the shared priorities, CWDB staff will:

1. Provide point(s) of contact at CWDB to guide communications and provide workforce policy expertise and technical assistance in support of CEC workforce initiatives as needed and feasible.
2. Provide subject matter expertise for High Road economic and work force development strategies and best practices and propose recommendations to integrate High Road measures in CEC policies and programs.
3. Provide suggestions on CEC program and policy design, labor, employer, and workforce standards, and requirements to promote workforce development strategies and best practices, including specific pathways and resources for all individuals and groups who experience extensive barriers to employment in the energy sector (see examples listed in shared priority #1).
4. Identify potential opportunities to upgrade workers' skills and contractors' competencies to perform high-quality work that meets clean energy goals, particularly for all individuals and groups who experience extensive employment barriers (see examples listed in shared priority #1).
5. Identify CWDB programs, policies, and funding opportunities that support the objectives of the CEC, including connecting Local Workforce

Development Boards with CEC counterparts to ensure they take advantage of CEC-funded workforce initiatives, and vice versa.

6. Suggest any external resources known by CWDB to help increase CEC's awareness, knowledge and understanding of clean energy workforce-related matters.

## **SCOPE**

This agreement is made for the sole and mutual benefit of the partners. No party and no other person or entity shall have any rights or remedies under or by reason of this agreement. Nothing in this agreement may be the basis of any interparty or third-party challenges or appeals. The partners recognize that despite reasonable efforts, because of varying programs, authority, and priorities, some of the recommendations shared or developed under this agreement may not result in actionable items.

This agreement does not involve the exchange of funds, nor does it establish any express or implied obligation by either party to incur any costs or make any payments now or in the future. If either party decides to bear any costs relating to the activities under the agreement, such decision is subject to the availability of its own funds or resources and further subject to subsequent formal approval by the party.

Each party acknowledges that nothing in this agreement shall be interpreted as a delegation of the decision-making authority or responsibilities of either the CEC or CWDB, or as a prior approval or pre-determination of any matter that is otherwise subject to either the enabling authority of the CEC or the CWDB or any other applicable state or federal law. Further, nothing in this agreement shall be interpreted to permit the exchange of confidential information between the parties, or to establish a joint interest or nondisclosure agreement. The parties shall use their established laws, policies, and procedures regarding confidentiality or non-disclosure for any data or information as appropriate.

## **POINTS OF CONTACT**

The CEC and CWDB will determine main points of contact at each entity who can coordinate with each other to promote robust communication and accountability for the work carried out under this agreement. It is expected that additional CEC and CWDB staff will be involved in specific tasks or projects initiated by the partners. Upon signing this agreement, the CEC and CWDB, each agency will provide the names of their main points of contact. The CEC and CWDB may add these names into the agreement and update the main points of contact as needed.

## **APPROVAL**



This agreement is effective upon completion of the signatures listed below. It may be executed in counterparts. Each executed counterpart shall have the same force and effect as an original instrument. Together, the executed counterparts shall constitute one and the same agreement.

This agreement shall not be modified except by a written agreement signed by authorized representatives of the partners. The partners shall meet and coordinate on issues pertaining to the effectiveness and validity of this agreement annually, or as agreed upon by the partners. Any determination that a provision in this agreement is invalid does not invalidate any other provision of this agreement or the agreement in its entirety.

This agreement shall continue unless or until either party to the agreement determines that the agreement should be terminated. Unless provided for by the written agreement of the partners, unilateral termination of the agreement shall be affected immediately when either party provides written notice of its intent to terminate the agreement. Each party represents and warrants that it has the right, power, and authority to execute this agreement. Each party represents and warrants that it has given all notices and obtained all consents, powers, and authorities necessary to permit that party, and the persons executing this agreement for the party, to enter into this agreement.

**CALIFORNIA ENERGY COMMISSION:**

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Noemí Otilia Osuna Gallardo  
Commissioner  
January 24, 2024

**CALIFORNIA WORKFORCE DEVELOPMENT BOARD:**

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Curtis Notsinneh  
Chief Deputy Director  
January 24, 2024