



California Energy Commission  
**Business Meeting Agenda**

August 17, 2021  
2:30 p.m.

[Remote participation instructions below, after line items](#)

As of June 9, 2021, public comment will be accepted solely through the Zoom platform.

The California Energy Commission's (CEC) August 17, 2021 Business Meeting will be held remotely, consistent with Executive Order N-08-21 to continue to help California respond to, recover from, and mitigate the impacts of the COVID-19 pandemic. The public may participate consistent with the direction in the Executive Order.

Pursuant to California Code of Regulations Title 20 section 1104(e), any person may make oral comment on any agenda item. To ensure the orderly conduct of business, such comments will be limited to three minutes or less per person. Any person wishing to comment on information items or reports (non-voting items) shall speak during the general public comment portion of the meeting and have three minutes or less to address all remaining comments.

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

**1. Order on Process for Post-Certification Petitions for Changes in Design, Operations, or Performance of Existing Facilities.**

Proposed order establishing a process for expediting post-certification petitions for changes in power plant project design, operation, and performance, including geothermal generation and integrating solar generation and battery storage with appurtenant facilities on an existing site, that the CEC determines would reduce the projected energy shortfall, and that meet criteria established by the CEC. This proposed order is in response to the Governor's July 30, 2021, Emergency Proclamation declaring a state of emergency due to extreme drought, wildfires, and record-breaking heat events, resulting in projected energy shortfalls in 2021 and 2022. Contact: Shawn Pittard (Staff Presentation: 5 minutes)

**2. Order on Process for New Emergency and Temporary Power Generators.**

Proposed order establishing a process for expediting licenses for new emergency and temporary power generators of 10 megawatts or more that the CEC determines will deliver net peak energy before October 31, 2021, and that meet criteria established by the CEC. This proposed order is in response to the Governor's July 30, 2021, Emergency Proclamation declaring a state of emergency due to extreme

drought, wildfires, and record-breaking heat events, resulting in projected energy shortfalls in 2021 and 2022. Contact: Shawn Pittard (Staff Presentation: 5 minutes)

### **3. Lead Commissioner or Presiding Member Reports.**

A lead commissioner on a policy matter and a presiding member on a delegated committee may report to the CEC on relevant matters and discussion may follow.

### **4. Executive Director's Report.**

### **5. Public Advisor's Report.**

### **6. Public Comment.**

Pursuant to California Code of Regulations Title 20 section 1104(e), any person may make oral comment on any agenda item. To ensure the orderly conduct of business, comments will be limited to three minutes or less per person and one representative per organization. The CEC notes that any person wishing to comment on non-voting items such as information items or reports shall provide comments during this period.

### **7. Chief Counsel's Report.**

- a. Pursuant to Government Code section 11126(e), the CEC may adjourn to closed session with its legal counsel to discuss any of the following matters to which the CEC is a party:
  - i. *In the Matter of U.S. Department of Energy (High Level Waste Repository), (Atomic Safety Licensing Board, CAB-04, 63-001-HLW); State of California v. United States Department of Energy (9th Cir. Docket, Case No. 09-71014).*
  - ii. *State Energy Resources Conservation and Development Commission v. HyGen Industries, Inc (Sacramento County Superior Court, Case No. 34-2019-00252543-CU-BC-GDS).*
  - iii. *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).*
  - iv. *Southern California Gas Company v. California State Energy Resources Conservation and Development Commission (Sacramento County Superior Court, Case No. 34-2021-80003576-CU-WM-GDS).*
- b. Pursuant to Government Code sections 11126 (a) and (e), the CEC may also discuss any judicial or administrative proceeding that was formally initiated after this agenda was published; or determine whether facts and circumstances exist that warrant the initiation of litigation, or that constitute a significant exposure to litigation against the CEC, which might include personnel matters.

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## Remote Attendance Instructions.

Remote access is available by either internet or call-in options.

**Zoom:** Click the link below to participate and provide public comment via Zoom.

<https://energy.zoom.us/j/93869230237?pwd=Zm96c09ULzdXTjd4eldtUXdnUGErZ09>.

Zoom may also be accessed at <https://zoom.us/join>. To join, enter the **meeting ID 938-6923-0237** and the **password mtg@10am**. To participate by phone, dial (669) 900-6833 or toll free at (888) 475-4499 and enter **meeting ID 938-6923-0237**. For Zoom technical support dial (888) 799-9666 ext. 2, or contact the CEC's Public Advisor's Office for help at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov), (916) 654-4489 or (800) 822-6228.

Public comment periods will be available throughout the business meeting and is expected to be three minutes or less per speaker and one person per organization. Depending on the number of members of the public seeking to make a comment, the Chair may adjust the total time allotted for public comment and the time allotted for each comment.

**If participating via Zoom's online platform, use the "raise hand" feature to indicate you would like to make a comment.** The Public Advisor will open your line to speak. Please restate and spell your name for the record; indicate if you have an affiliation; and begin your comments.

**If participating by telephone, press \*9 to "raise your hand" and \*6 to mute/unmute.** The Public Advisor will announce the last three digits of the phone number listed and open your line. Make sure to unmute your phone before speaking then restate and spell your name for the record, indicate if you have an affiliation; and begin your comments.

**Verizon:** The CEC's Verizon phone line will solely be available if the Zoom service disconnects and shuts down. If that situation arises, the CEC Verizon line will be available for the public to listen and make public comment. Call the CEC's Verizon line at (888) 823-5065 and enter the passcode: business meeting. To make public comment about a specific item, please provide your name, affiliation if any, and the item number to the operator. Once connected, press \*0 for help or to speak with the operator. The operator will open your line when it is your turn to speak. Restate and spell your name for the record. The operator will mute your line when you are finished commenting.

**Public Advisor Assistance.** Direct questions about how to participate in the business meeting or to request interpreting services or other reasonable accommodations to the Public Advisor's Office at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov), by phone at (916) 654-4489 or toll free at (800) 822-6228. Requests for interpreting services and reasonable accommodations should be made at least five days in advance. The Public Advisor may upon the request of public participants who may be absent from the CEC's place of business or during the business meeting when a matter of interest to them is being considered, neutrally and publicly relate those participants' points to the CEC on behalf of members of the public. If you are interested in this service, please email concise

comments, specifying your main points, before the start of the business meeting to the Public Advisor's Office. Comments submitted after the business meeting starts will be filed in the business meeting docket. The CEC will work diligently to accommodate all requests.

**Direct media inquiries** to (916) 654-4989 or [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov).

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**Adjournment.** Depending on time and the orderly management of proceedings, the CEC may adjourn, recess, or postpone any noticed hearing or meeting to be continued the next day, another specific date or time, or the next business meeting. Any such adjournment will be noticed at the time the order of adjournment is made. (Government Code sections 11128.5, 11129)