

AMENDED IN SENATE MAY 16, 2000

AMENDED IN SENATE MAY 4, 2000

AMENDED IN SENATE APRIL 24, 2000

AMENDED IN SENATE APRIL 12, 2000

SENATE BILL

No. 1388

Introduced by Senator Peace

January 24, 2000

An act to amend Sections 25519 and 25523 of, and to repeal Section 25524 of, the Public Resources Code, and to add Sections 393 and 454.1 to the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 1388, as amended, Peace. Electrical power facilities.

(1) The Warren-Alquist State Energy Resources Conservation and Development Act requires the State Energy Resources Conservation and Development Commission to certify sufficient sites and related facilities that are required to provide a supply of electric power sufficient to accommodate projected demand for power statewide. The act requires that the commission forward an application for certification of a power facility to local governmental agencies having land use and related jurisdiction in the area of the proposed site and related facility, and requires those local agencies to review the application and submit comments, as prescribed. The act requires the commission to transmit a copy of the application to each federal and state agency

having jurisdiction or special interest in matters pertinent to the proposed site and related facilities and to the Attorney General.

This bill would require local and state agencies having jurisdiction or special interest in matters pertinent to the proposed site and related facilities to provide their comments and recommendations on the project within 180 days of the date of filing of an application.

(2) The act requires that the commission prepare a written decision after a public hearing on an application for certification, containing specified information, including, with respect to a geothermal site and related facility, findings on whether there are sufficient commercial quantities of geothermal resources available to operate the proposed facility for its planned life. The act prohibits the commission from certifying any geothermal site and related facility unless it finds that the geothermal field dedicated to the proposed powerplant is reasonably capable of providing geothermal resources in sufficient commercial quantities to supply the powerplant over its planned life.

This bill would delete the above provisions relating to certifying geothermal sites and related facilities.

(3) The Public Utilities Act requires the Public Utilities Commission to implement specified provisions of the restructuring of the electrical industry in the state.

This bill would require the commission to conduct a pilot study *of certain customers of each electrical corporation* to determine the relative value to ratepayers of information, rate design, and metering innovations using specified approaches. The commission would be required to report initial results of the study to the Legislature on or before March 31, 2002, and results for a specified electrical corporation 15 months after a certain rate level is no longer in effect. ~~This~~ *The bill would also provide for the recovery of require the commission and the Electricity Oversight Board to facilitate efforts to obtain federal authorization to recover* certain expenses of electrical corporations related to reconfiguration, replacement, or expansion of transmission facilities. Because a violation of the act is a crime, this bill would imposed a state-mandated local program.



(4) The bill would make legislative findings and declarations with regard to the reliability and cost of electricity service and the need for an electricity consumer infrastructure that will provide electricity consumption information to customers.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of
2 the following:

3 (a) Reliable, reasonably priced electricity service is
4 and always has been essential for California's economic
5 growth and for the health and welfare of its citizens.

6 (b) To improve the reliability and cost of electricity
7 service in California, Chapter 854 of the Statutes of 1996
8 (hereafter AB 1890) restructured the state's electricity
9 industry to allow market-based competition in the supply
10 of electric power and created the Independent System
11 Operator to ensure reliability, efficiently operate the
12 statewide transmission system, and ensure that necessary
13 new transmission capacity was planned for and
14 constructed.

15 (c) Prior to electric industry restructuring, California
16 had experienced a decade-long hiatus in powerplant
17 construction that, in conjunction with strong,
18 population-driven electricity demand growth, had begun
19 to jeopardize electric system reliability.

20 (d) The passage of AB 1890 ended this construction
21 hiatus and stimulated private developers to file an
22 unprecedented number of applications to build new,
23 environmentally superior merchant powerplants in
24 California.

1 (e) However, because these new powerplants will not
2 be completed until 2002 or 2003, the state's electric system
3 reliability will remain vulnerable during the next few
4 years during periods when California and its neighboring
5 states simultaneously experience very hot weather.

6 (f) This vulnerability will be exacerbated, in the event
7 of a drought, by California's dependence on
8 rainfall-driven hydroelectric power for over 20 percent of
9 its annual electricity requirements.

10 (g) Adequate generation, transmission, and
11 consumer-demand responsiveness alternatives are
12 critical to managing the vulnerability of the state's
13 electric system and ensuring reliable, reasonably priced,
14 electricity.

15 (h) Therefore all of the following are necessary:

16 (1) Timely and efficient public processes for siting,
17 licensing, and interconnecting new generation and
18 transmission facilities.

19 (2) Providing tools and information to the state's
20 electricity consumers to enable them to manage their
21 energy use during periods when electricity is most costly.

22 (3) Equipping public and private institutions that
23 protect the interests of California's citizens with the tools
24 and authority they need to facilitate the timely
25 development of required physical and policy
26 infrastructure.

27 (i) This act is intended to ensure that needed processes
28 and institutional capabilities are in place so California's
29 citizens and businesses will continue to be assured
30 reliable, reasonably priced, electricity service.
31 Specifically, this bill is intended to do all of the following:

32 (1) Expedite the deployment of new in-state electric
33 generation capacity.

34 (2) Expedite the development of necessary
35 transmission capacity identified by the Independent
36 System Operator.

37 (3) Expedite the development of necessary
38 distribution capacity identified by the Public Utilities
39 Commission.

(4) Maximize the potential benefits of energy conservation by facilitating the deployment of appropriate metering and communication and control technologies through the distribution system.

(j) The Legislature further finds and declares all of the following:

(1) There is a need to establish an electricity consumer information infrastructure that will provide electricity consumption information to residential and small commercial customers to help them better manage their electricity use and costs and improve the demand responsiveness of the electricity market.

(2) A fundamental tool residential and small electricity consumers require to better manage their electricity use is real-time information about their electricity consumption. Currently, the only electricity usage information consumers have is a monthly bill that summarizes historical electricity consumption. Real-time electricity usage information is required for consumers to understand the relationship between their current activities and the amount of electricity they are consuming. However, at present, few consumers have technology installed to monitor their electricity consumption on a real-time basis.

(3) Technology exists that could help consumers acquire the real-time information they would need to understand and manage their electricity consumption. However, the current stock of installed electricity meters is *not* capable of allowing ready access to this information.

(4) It ~~is~~ *may be* possible to economically retrofit or, in certain cases, replace the current stock of electricity meters to allow real-time usage information to be made available to consumers through a standard output interface. A standard output interface would allow consumers to purchase a variety of energy information and management technologies that would meet their individual energy management objectives.

(5) Today, no energy information and management technologies are commercially available to the small consumer market at a cost low enough to encourage

1 participation. However, the ubiquitous availability of
2 standard electricity usage information at a standard
3 output interface, along with rates that reward customers
4 for managing their electricity usage and costs, will
5 provide an incentive to customers to change their usage
6 patterns and to third party providers to develop
7 value-added technological solutions to help consumers
8 use their electricity usage information to manage their
9 electricity consumption and meet their individual energy
10 management objectives and improve the demand
11 responsiveness of the electricity market.

12 (k) The Legislature further finds and declares ~~that all~~ *all*
13 *of the following:*

14 (1) The electric facilities owned by electrical
15 corporations that are used in California for the
16 transmission of electric energy at high voltages, whether
17 or not in interstate commerce, are facilities essential to
18 the well-being of California residents and businesses.

19 (2) It is in the public interest to reconfigure and add
20 transfer and replacement capacity to electric
21 transmission facilities to facilitate competition in electric
22 generation markets, ensure open, nondiscriminatory
23 access to all buyers and sellers of electricity, to ~~ensure~~
24 *assure* all buyers and sellers of electricity that they will
25 receive comparable service, ~~or~~ *and* to ensure continued
26 reliability of the transmission grid.

27 (3) ~~Expenditures~~ *Reasonable expenditures* by
28 electrical corporations to plan, design, and engineer
29 reconfigurations, replacements, or expansions of
30 transmission facilities are in the public interest,
31 ~~reasonable, and and are deemed~~ prudent if made for the
32 purpose of facilitating competition in electric generation
33 markets, ~~assuring open access and comparable service or~~
34 *ensuring open access and comparable service, or*
35 maintaining or enhancing reliability, whether or not
36 expenditures are for transmission facilities that become
37 operational.

38 SEC. 2. Section 25519 of the Public Resources Code is
39 amended to read:

1 25519. (a) In order to obtain certification for a site
2 and related facility, an application for certification of the
3 site and related facility shall be filed with the commission.
4 The application shall be in a form prescribed by the
5 commission and shall be for a site and related facility that
6 has been found to be acceptable by the commission
7 pursuant to Section 25516, or for an additional facility at
8 a site that has been designated a potential
9 multiple-facility site pursuant to Section 25514.5 and
10 found to be acceptable pursuant to Sections 25516 and
11 25516.5. An application for an additional facility at a
12 potential multiple-facility site shall be subject to the
13 conditions and review specified in Section 25520.5. An
14 application may not be filed for a site and related facility,
15 if there is no suitable alternative for the site and related
16 facility that was previously found to be acceptable by the
17 commission, unless the commission has approved the
18 notice based on the one site as specified in Section 25516.

19 (b) The commission, upon its own motion or in
20 response to the request of any party, may require the
21 applicant to submit any information, document, or data,
22 in addition to the attachments required by subdivision
23 (i), that it determines is reasonably necessary to make
24 any decision on the application.

25 (c) The commission shall be the lead agency as
26 provided in Section 21165 for all projects that require
27 certification pursuant to this chapter and for projects that
28 are exempted from such certification pursuant to Section
29 25541. Unless the commission's regulatory program
30 governing site and facility certification and related
31 proceedings are certified by the Resources Agency
32 pursuant to Section 21080.5, an environmental impact
33 report shall be completed within one year after receipt of
34 the application. If the commission prepares a document
35 or documents in the place of an environmental impact
36 report or negative declaration under a regulatory
37 program certified pursuant to Section 21080.5, any other
38 public agency that must make a decision that is subject to
39 the California Environmental Quality Act, Division 13
40 (commencing with Section 21000), on a site or related

1 facility, shall use the document or documents prepared
2 by the commission in the same manner as they would use
3 an environmental impact report or negative declaration
4 prepared by a lead agency.

5 (d) If the site and related facility specified in the
6 application is proposed to be located in the coastal zone,
7 the commission shall transmit a copy of the application to
8 the California Coastal Commission for its review and
9 comments.

10 (e) If the site and related facility specified in the
11 application is proposed to be located in the Suisun Marsh
12 or the jurisdiction of the San Francisco Bay Conservation
13 and Development Commission, the commission shall
14 transmit a copy of the application to the San Francisco
15 Bay Conservation and Development Commission for its
16 review and comments.

17 (f) Upon receipt of an application, the commission
18 shall forward the application to local governmental
19 agencies having land use and related jurisdiction in the
20 area of the proposed site and related facility. Those local
21 agencies shall review the application and submit
22 comments on, among other things, the design of the
23 facility, architectural and aesthetic features of the facility,
24 access to highways, landscaping and grading, public use
25 of lands in the area of the facility, and other appropriate
26 aspects of the design, construction, or operation of the
27 proposed site and related facility.

28 (g) Upon receipt of an application, the commission
29 shall cause a summary of the application to be published
30 in a newspaper of general circulation in the county in
31 which the site and related facilities, or any part thereof,
32 designated in the application, is proposed to be located.
33 The commission shall transmit a copy of the application
34 to each federal and state agency having jurisdiction or
35 special interest in matters pertinent to the proposed site
36 and related facilities and to the Attorney General.

37 (h) Local and state agencies having jurisdiction or
38 special interest in matters pertinent to the proposed site
39 and related facilities shall provide their comments and

1 recommendations on the project within 180 days of the
2 date of filing of an application.

3 (i) The adviser shall require that adequate notice is
4 given to the public and that the procedures specified by
5 this division are complied with.

6 (j) For any proposed site and related facility requiring
7 a certificate of public convenience and necessity, the
8 commission shall transmit a copy of the application to the
9 Public Utilities Commission and request the comments
10 and recommendations of the Public Utilities Commission
11 on the economic, financial, rate, system reliability, and
12 service implications of the proposed site and related
13 facility. If the commission requires modification of the
14 proposed facility, the commission shall consult with the
15 Public Utilities Commission regarding the economic,
16 financial, rate, system reliability, and service implications
17 of those modifications.

18 (k) The commission shall transmit a copy of the
19 application to any governmental agency not specifically
20 mentioned in this act, but which it finds has any
21 information or interest in the proposed site and related
22 facilities, and shall invite the comments and
23 recommendations of each agency. The commission shall
24 request any relevant laws, ordinances, or regulations that
25 an agency has promulgated or administered.

26 (l) An application for certification of any site and
27 related facilities shall contain a listing of every federal
28 agency from which any approval or authorization
29 concerning the proposed site is required, specifying the
30 approvals or authorizations obtained at the time of the
31 application and the schedule for obtaining any approvals
32 or authorizations pending.

33 SEC. 3. Section 25523 of the Public Resources Code is
34 amended to read:

35 25523. The commission shall prepare a written
36 decision after the public hearing on an application, which
37 includes all of the following:

38 (a) Specific provisions relating to the manner in which
39 the proposed facility is to be designed, sited, and operated

1 in order to protect environmental quality and assure
2 public health and safety.

3 (b) In the case of a site to be located in the coastal zone,
4 specific provisions to meet the objectives of Division 20
5 (commencing with Section 30000) as may be specified in
6 the report submitted by the California Coastal
7 Commission pursuant to subdivision (d) of Section 30413,
8 unless the commission specifically finds that the adoption
9 of the provisions specified in the report would result in
10 greater adverse effect on the environment or that the
11 provisions proposed in the report would not be feasible.

12 (c) In the case of a site to be located in the Suisun
13 Marsh or in the jurisdiction of the San Francisco Bay
14 Conservation and Development Commission, specific
15 provisions to meet the requirements of Division 19
16 (commencing with Section 29000) of this code or Title 7.2
17 (commencing with Section 66600) of the Government
18 Code as may be specified in the report submitted by the
19 San Francisco Bay Conservation and Development
20 Commission pursuant to subdivision (d) of Section 66645
21 of the Government Code, unless the commission
22 specifically finds that the adoption of the provisions
23 specified in the report would result in greater adverse
24 effect on the environment or the provisions proposed in
25 the report would not be feasible.

26 (d) (1) Findings regarding the conformity of the
27 proposed site and related facilities with standards
28 adopted by the commission pursuant to Section 25216.3
29 and subdivision (d) of Section 25402, with public safety
30 standards and the applicable air and water quality
31 standards, and with other relevant local, regional, state,
32 and federal standards, ordinances, or laws. If the
33 commission finds that there is noncompliance with any
34 state, local, or regional ordinance or regulation in the
35 application, it shall consult and meet with the state, local,
36 or regional governmental agency concerned to attempt
37 to correct or eliminate the noncompliance. If the
38 noncompliance cannot be corrected or eliminated, the
39 commission shall inform the state, local, or regional



1 governmental agency if it makes the findings required by
2 Section 25525.

3 (2) The commission may not find that the proposed
4 facility conforms with applicable air quality standards
5 pursuant to paragraph (1) unless the applicable air
6 pollution control district or air quality management
7 district certifies that complete emissions offsets for the
8 proposed facility have been identified and will be
9 obtained by the applicant prior to the commission's
10 licensing of the project, to the extent that the proposed
11 facility requires emission offsets to comply with local,
12 regional, state, or federal air quality standards.

13 (e) Provision for restoring the site as necessary to
14 protect the environment, if the commission denies
15 approval of the application.

16 (f) In the case of a site and related facility using
17 resource recovery (waste-to-energy) technology,
18 specific conditions requiring that the facility be
19 monitored to ensure compliance with paragraphs (1),
20 (2), (3), and (6) of subdivision (a) of Section 42315 of the
21 Health and Safety Code.

22 (g) In the case of a facility, other than a resource
23 recovery facility subject to subdivision (f), specific
24 conditions requiring the facility to be monitored to
25 ensure compliance with toxic air contaminant control
26 measures adopted by an air pollution control district or air
27 quality management district pursuant to subdivision (d)
28 of Section 39666 or Section 41700 of the Health and Safety
29 Code, whether the measures were adopted before or
30 after issuance of a determination of compliance by the
31 district.

32 SEC. 4. Section 25524 of the Public Resources Code is
33 repealed.

34 SEC. 5. Section 393 is added to the Public Utilities
35 Code, to read:

36 393. (a) The commission shall conduct a pilot study
37 ~~on no more than 3 percent~~ of the residential and small
38 commercial customers of each electrical corporation,
39 where the rate level established in subdivision ~~(e)~~ (a) of
40 Section 368 is no longer in effect, to determine the

1 relative value to rate payers of various information, rate
2 design, and metering innovations for helping residential
3 and small commercial customers better manage their
4 electricity use. The commission shall compare the net
5 benefits, including, but not limited to, all of the following
6 approaches:

7 (1) The retrofit or replacement of residential and
8 small commercial meters to provide real-time usage
9 information to a standard output interface that is
10 connected to a visual display module within the
11 customer's home or business that presents information, at
12 minimum, on current usage and historic usage. The
13 commission may also test the effects of providing greater
14 amounts of information display capability including, but
15 not limited to, historic usage and estimated aggregated
16 costs for the billing period, associated with the customer's
17 bundled rate structure. The standard output interface of
18 the meter must be multiply accessible to allow the
19 installation by the customer, *an electrical corporation*, or
20 a registered energy service provider of energy
21 information-based energy management applications.

22 (2) The replacement of residential and small
23 commercial meters with time-of-use meters that
24 distinguish and measure peak and off-peak energy use.
25 ~~Electrical~~ *Subject to the approval of the commission,*
26 *electrical* corporations shall offer a rate schedule to
27 customers that differentially price seasonal on-peak,
28 mid-peak, and off-peak energy use *that reflects the*
29 *electrical corporation's actual energy cost.* The meters
30 used shall have the same standard usage information
31 output interface as in paragraph (1), ~~but without the~~
32 ~~visual display module.~~

33 (3) The replacement of residential and small
34 commercial meters with meters that facilitate the
35 offering of hourly real-time pricing. ~~Electrical~~ *Subject to*
36 *the approval of the commission,* *electrical* corporations
37 shall offer a rate schedule to customers that prices
38 electricity usage at the electrical corporation's ~~net hourly~~
39 ~~cost, including, but not limited to, purchases through the~~
40 ~~Power Exchange.~~ *The meters used shall have hourly cost.*

1 *The meters used shall have the same standard usage*
2 *information output interface as in paragraph (1) but*
3 ~~*without the visual display module.*~~

4 (b) The commission shall ensure that sufficient valid
5 randomized customer use data, normalized for weather,
6 occupancy, energy cost differences and other potentially
7 confounding factors, are collected to respond to, but are
8 not limited to, *all of* the following questions:

9 (1) To what extent is the real-time availability of
10 customer usage information to customers sufficient to
11 bring about a significant change in customer energy
12 consumption behavior?

13 (2) To what extent is the availability of customer usage
14 information to customers sufficient to stimulate
15 innovation in energy information-based energy
16 management applications?

17 (3) What is the difference in energy consumption
18 behavior between customers that have enhanced access
19 to energy consumption information and those who have
20 time-of-use rates?

21 (4) Do the differences in usage and net cost savings, if
22 any, between customers who have enhanced energy
23 information and those who have time-of-use rates justify
24 the broader offering of time-of-use metering capability?

25 (5) What is the difference in energy consumption
26 behavior between customers who consume electricity
27 under hourly real-time pricing and customers who either
28 have enhanced information access or time-of-use pricing?
29 Does the value of these differences justify the broader
30 offering of hourly real-time pricing?

31 (6) What issues should be addressed prior to
32 systemwide deployment?

33 (c) In conducting the pilot study, the commission shall
34 ensure that all of the following study conditions are
35 observed:

36 (1) No more than the minimum number of customers
37 required to provide a statistically valid sample for ~~the~~
38 ~~pilot groups set forth in paragraphs (2) and (3) of a~~
39 *customer group in a pilot study as required by subdivision*
40 (a) are included. *The aggregate total number of*

1 customers participating in a customer group in a pilot
2 study may not exceed 3 percent of the electrical
3 corporation's customers.

4 (2) Customers are selected from comparable
5 geographic areas and a range of socioeconomic
6 circumstances.

7 ~~(3) The offerings for the three pilot groups in~~

8 (3) No customer is required to participate in a pilot
9 study.

10 (4) The offerings for the three customer groups in a
11 pilot study required by subdivision (a) are identical
12 among electrical corporations to allow the comparison of
13 data and results. However, electrical corporations may
14 test different technological solutions, other than those
15 relating to the standard usage information output
16 interface specified in subdivision (e), to offer hourly
17 real-time pricing for the pilot study in paragraph (3) of
18 subdivision (a).

19 ~~(4)–~~

20 (5) Notwithstanding paragraph (4), the commission
21 may waive the requirement imposed by that paragraph,
22 or otherwise alter a pilot study, if the commission finds
23 that it is in the public interest.

24 (6) All interested energy service providers and
25 equipment manufacturers are included in the design and
26 implementation of the pilot study to ensure that its results
27 may be used to guide the subsequent deployment of the
28 appropriate customer usage information infrastructure.

29 (d) The commission shall report to the Legislature on
30 the initial results of the pilot study ~~by~~ on or before March
31 31, 2002. The commission shall report on the results of the
32 study for electrical corporations that continue to be under
33 the rate level established in subdivision ~~(e)~~ (a) of Section
34 368 at the effective date of this act within 15 months from
35 the time when that rate level is no longer in effect.

36 (e) The study data shall be available to the public. The
37 data shall be provided in a way that does not reveal
38 customer-specific information.

39 (f) The standard usage information output interface
40 used in pilot study elements set forth in paragraphs (1)

1 to (3), inclusive, of subdivision (a) shall meet all of the
2 following specifications:

3 (1) All electrical corporation retrofits or meter
4 replacements shall conform to the same American
5 National Standards Institute, Institute of Electrical and
6 Electronics Engineers or other standard, as appropriate,
7 and provide the same standard output interface.

8 (2) The technology selected shall be the most
9 cost-effective, including its use of electricity on a
10 life-cycle basis.

11 (3) The standard output interface selected shall allow
12 a customer's data to be multiply accessed in a secure and
13 protected manner.

14 (4) The standard output interface shall be installed in
15 a way that does not compromise customer or worker
16 safety or the integrity or accuracy of the meter.

17 (5) Because some older vintage meters cannot be
18 readily retrofitted, the decision regarding whether to
19 retrofit or replace a meter must be made on the basis of
20 cost-effectiveness.

21 (6) Access by electrical corporations and third-party
22 providers to the usage information output interface shall
23 be at the sole discretion of the customer, except to the
24 extent that the customer enters into a billing relationship
25 with an electrical corporation or energy service provider.

26 (7) To ensure customer privacy, unless specifically
27 authorized by the customer, information based upon
28 customer data may not be used for any commercial
29 purpose.

30 (8) Customers receiving service under the California
31 Alternative Rates for Energy program under Section
32 739.1 do not pay a higher distribution rate attributable to
33 participating in any of the pilot studies in subdivision (a).

34 ~~(f)~~

35 ~~(g)~~ Electrical corporations ~~shall be allowed to~~ may
36 include in their distribution rate base the reasonable
37 investment and operating costs of installing, accounting,
38 maintaining, conducting ~~and evaluating the,~~ and
39 *evaluating a pilot study.*

1 SEC. 6. Section 454.1 is added to the Public Utilities
2 Code, to read:

3 454.1. (a) Reasonable expenditures by transmission
4 owners that are electrical corporations to plan, design,
5 and engineer reconfiguration, replacement, or expansion
6 of transmission facilities are in the public interest and are
7 deemed prudent if made for the purpose of facilitating
8 competition in electric generation markets, ~~assuring~~
9 *ensuring* open access and comparable service, or
10 maintaining or enhancing reliability, whether or not ~~such~~
11 these expenditures are for transmission facilities that
12 become operational.

13 ~~(b) The commission shall allow recovery in rates of~~
14 ~~expenditures made for the purposes stated in subdivision~~
15 ~~(a) to the extent permissible under the Federal Power~~
16 ~~Act (41 Stat. 1063; 16 U.S.C. Secs. 791a, et seq) or to the~~
17 ~~extent required to meet system reliability standards~~
18 ~~pursuant to Sections 345, 348, or 364. The commission and~~

19 *(b) The commission and the Electricity Oversight*
20 *Board shall jointly facilitate the efforts of the state's*
21 *transmission owning electrical corporations to obtain*
22 *authorization and recovery from the Federal Energy*
23 *Regulatory Commission of to recover reasonable*
24 *expenditures made for the purposes stated in subdivision*
25 *(a).*

26 (c) Nothing in this section alters or affects the
27 recovery of the reasonable costs of other electric facilities
28 in rates pursuant to the commission's existing ratemaking
29 authority under the ~~Public Utilities Code~~ *this code* or
30 pursuant to the Federal Power Act (41 Stat. 1063; 16
31 U.S.C. Secs. 791a, et seq).

32 SEC. 7. No reimbursement is required by this act
33 pursuant to Section 6 of Article XIII B of the California
34 Constitution because the only costs that may be incurred
35 by a local agency or school district will be incurred
36 because this act creates a new crime or infraction,
37 eliminates a crime or infraction, or changes the penalty
38 for a crime or infraction, within the meaning of Section
39 17556 of the Government Code, or changes the definition

1 of a crime within the meaning of Section 6 of Article
2 XIII B of the California Constitution.

O

