



# MEETING of the Legislative & Regulatory Committee of the Clean Power Alliance of Southern California

Wednesday, October 28, 2020

10:00 a.m.

**SPECIAL NOTICE:** Pursuant to Paragraph 11 of Executive Order N-29-20, executed by the Governor of California on March 17, 2020, and as a response to mitigating the spread of COVID-19, the Legislative & Regulatory Committee will conduct this meeting remotely.

Members of the public may participate in the meeting remotely in one of two ways.

**To Participate on Your Computer:**

<https://zoom.us/j/97781965426>

**To Listen to the Meeting by Phone:**

Dial: (669) 900-9128

Meeting ID: 977 8196 5426

**PUBLIC COMMENT:** Members of the public may submit their comments by one of the following options:

- **Email Public Comment:** Members of the public are encouraged to submit written comments on any agenda item to [clerk@cleanpoweralliance.org](mailto:clerk@cleanpoweralliance.org) up to four hours before the meeting. Written public comments will be announced at the meeting and become part of the meeting record. Public comments received in writing will not be read aloud at the meeting.
- **Provide Public Comment During the Meeting:** Please notify staff via email to [clerk@cleanpoweralliance.org](mailto:clerk@cleanpoweralliance.org) at the beginning of the meeting but no later than immediately before the agenda item is called.
  - You will be asked for your name and phone number (or other identifying information) similar to filling out a speaker card so that you can be called on when it is your turn to speak.
  - You will be called upon during the comment section for the agenda item on which you wish to speak on. When it is your turn to speak, a staff member will unmute your phone or computer audio.
  - You will be able to speak to the Committee for the allotted amount of time. Please be advised that all public comments must otherwise comply with our Public Comment Policy.
  - Once you have spoken, or the allotted time has run out, you will be muted during the meeting.

If unable to connect by Zoom or phone and you wish to make a comment, you may submit written comments via email to: [clerk@cleanpoweralliance.org](mailto:clerk@cleanpoweralliance.org).

\*While downloading the Zoom application may provide a better meeting experience, Zoom does not need to be installed on your computer to participate. After clicking the webinar link above, click "start from your browser."

Clean Power Alliance Legislative & Regulatory Committee  
October 28, 2020

*Meetings are accessible to people with disabilities. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the meeting materials, should contact the Clerk of the Board at [clerk@cleanpoweralliance.org](mailto:clerk@cleanpoweralliance.org) or (213) 713-5995. Notification in advance of the meeting will enable us to make reasonable arrangements to ensure accessibility to this meeting and the materials related to it.*

**PUBLIC COMMENT POLICY:** *The General Public Comment item is reserved for persons wishing to address the Committee on any Clean Power Alliance-related matters not on today's agenda. Public comments on matters on today's Consent Agenda and Regular Agenda shall be heard at the time the matter is called. Comments on items on the Consent Agenda are consolidated into one public comment period. As with all public comment, members of the public who wish to address the Committee are requested to complete a speaker's slip and provide it to Clean Power Alliance staff at the beginning of the meeting but no later than immediately prior to the time an agenda item is called.*

*Each speaker is customarily limited to two (2) minutes (in whole minute increments) per agenda item with a cumulative total of five (5) minutes to be allocated between the General Public Comment, the entire Consent Agenda, or individual items in the Regular Agenda. Please refer to Clean Power Alliance Policy No. 8 – Public Comments for more information.*

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## **CALL TO ORDER & ROLL CALL**

## **GENERAL PUBLIC COMMENT**

## **CONSENT AGENDA**

1. [Approve Minutes from September 23, 2020 Legislative & Regulatory Committee Meeting](#)

## **REGULAR AGENDA**

2. [Review and Recommend Approval of the Proposed 2021 Legislative and Regulatory Policy Platform to the Board of Directors](#)

## **COMMITTEE MEMBER COMMENTS**

## **ADJOURN – NEXT MEETING NOVEMBER 25, 2020**

**Public Records:** *Public records that relate to any item on the open session agenda for a Committee Meeting are available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all, or a majority of, the members of the Committee. Those documents are available for inspection online at [www.cleanpoweralliance.org/agendas](http://www.cleanpoweralliance.org/agendas).*

[Return to Agenda](#)

MEETING of the Legislative & Regulatory Committee of the  
 Clean Power Alliance of Southern California  
 Wednesday, September 23, 2020 10:00 a.m.

### **MINUTES**

*The Executive Committee conducted this meeting in accordance with California Governor Newsom's Executive Order N-29-20 and COVID-19 pandemic protocols.*

#### **CALL TO ORDER & ROLL CALL**

Committee Chair Lindsey Horvath called the meeting to order at 10:04 a.m. and Clerk of the Board Gabriela Monzon conducted roll call.

| <b>Roll Call</b>      |                     |                  |        |
|-----------------------|---------------------|------------------|--------|
| <b>Agoura Hills</b>   | Deborah Klein Lopez | Committee Member | Remote |
| <b>Carson</b>         | Cedric Hicks        | Committee Member | Remote |
| <b>Redondo Beach</b>  | Christian Horvath   | Committee Member | Remote |
| <b>West Hollywood</b> | Lindsey Horvath     | Chair            | Remote |

All votes are unanimous unless otherwise stated.

#### **GENERAL PUBLIC COMMENT**

There was no public comment.

#### **CONSENT AGENDA**

1. Approve Minutes from June 24, 2020 Legislative & Regulatory Committee Meeting

**Motion:** Committee Member Deborah Klein Lopez, Agoura Hills  
**Second:** Committee Member Christian Horvath, Redondo Beach  
**Vote:** Item 1 was approved by a roll call vote.

#### **REGULAR AGENDA**

2. Oral Update on the 2020-2021 Power Charge Indifference Adjustment (PCIA) Rate

C.C. Song, Director of Regulatory Affairs, discussed Southern California Edison's (SCE) Energy Resource Recovery Account (ERRA) forecast

application that sets its generation rates, proposing an increase to the PCIA of 16-30%. Ms. Song noted that CPA and CalChoice Energy Authority partnered up to contest the reasoning behind SCE's proposed increase and are working with outside counsel and an expert witness to propose several modifications that would reduce the total PCIA revenue requirements for departing customers from \$10 to \$11 million, which will help CPA to remain competitive with SCE. In response to Committee Member Lopez's question, Ms. Song explained that the California Public Utilities Commission (CPUC) adopted a cap of 0.5 cents on the PCIA and SCE will be able to file another application to recover an undercollection.

Ms. Song discussed SCE's ERRRA trigger application, which is mandated by AB 57, where Investor Owned Utilities (IOUs) must file a trigger application when their monthly recorded balance exceed a 4% trigger. In this application, Ms. Song explained that the SCE indicated that their overcollection from bundled customers was reduced by \$500 million due to the August heatwave and market disruption. Most recently, SCE filed an updated application that indicated their overcollection was at a zero balance, which means SCE's 2021 generation rates will not be reduced as forecasted, thereby making CPA more competitive. In response to Committee Member Hicks' questions, staff clarified that the outlook has changed and there is now upward pressure on generation rates and downward pressures on the PCIA fee, so the competitive outlook for 2021 has improved.

3. 2019/2020 Legislative Session Debrief and Discussion of 2021/2022 Legislative Session Expectations

CPA's contract lobbyists Mandy Lee from Omni Government Relations and Rob Grossglauser from Pinnacle Advocacy discussed CPA's legislative priorities and advocacy efforts during the COVID-19 pandemic. Ms. Lee discussed some of CPA's activities in the previous legislative session, for example, obtaining funding for the California Electric Vehicle Infrastructure Project and working on a Climate Resiliency Bond, even though the latter did not move forward due to the focus on COVID-19 pandemic relief. Ms. Lee described a few lessons learned in the previous legislative session, specifically that people did not know that CPA is one of the top load-serving entities in the state; had mixed views of Community Choice Aggregators (CCAs); and key energy staffers expressed concerns with CCAs and reliability. CPA lobbyists emphasized the importance of both education and relationship building with Sacramento legislators and reviewed key legislation passed, such as modest tenant protections, workers' compensation, and several COVID-19 related measures. Mr. Grossglauser discussed the upcoming 2021 legislative session, which will focus on housing, economic development, police reform, and most significantly, climate change policies relating to resource adequacy and energy storage issues that will be under consideration.

Committee Member Lopez commented that outreach should go beyond legislators in CPA's service territory and reach those that have no background or experience with CCAs. Committee Member Horvath added that it may be an opportune time to do virtual advocacy, while state operations are conducted remotely. Chair Horvath agreed that both staff and Committee Members could make time to meet virtually with legislators to create a nexus to issues that might be important to both.

Staff and the lobbyist team agreed that although CCAs are newer, CPA has an advantage in participating in local politics that can be used to its advantage, specifically with legislators that are well versed in energy policy.

Ms. Goodhill asked Committee Members to weigh in on specific issues that the Committee would like CPA staff place emphasis on, such as equity, microgrids, resiliency, and reliability. Chair Horvath commented that it was important to create a nexus between CPA's priorities and those in Sacramento and making sure that legislators are aware of what CPA's experience is at the California Public Utilities Commissions. Committee Member Horvath hoped to be strategic in the approach to achieve long- and short-term goals that both staff and the Board have identified as priorities.

Lastly, Ms. Goodhill reported that CPA staff will also focus on new opportunities for CPA to expand its' work as part of a federal platform, participating in a task force set up by the Biden Harris presidential campaign. Specifically, Ms. Goodhill noted that the platform included a focus on transportation, adaption and resiliency, electrification, and eliminating energy poverty.

#### **COMMITTEE MEMBER COMMENTS**

None.

#### **ADJOURN**

Chair Horvath adjourned the meeting at 11 a.m.



## Staff Report – Agenda Item 2

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**To:** Clean Power Alliance (CPA) Legislative & Regulatory Committee

**From:** Gina Goodhill, Director of Policy  
CC Song, Director of Regulatory Affairs

**Approved by:** Ted Bardacke, Executive Director

**Subject:** Proposed 2021 Legislative and Regulatory Policy Platform

**Date:** October 28, 2020

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### **RECOMMENDATION**

Review and recommend approval of the proposed 2021 Legislative and Regulatory Policy Platform to the Board of Directors.

### **BACKGROUND/DISCUSSION**

In 2018, CPA Board approved a Legislative and Regulatory Policy Platform to serve as a framework for CPA's advocacy and policy efforts. Having a Board-approved platform has allowed both Board members and staff to pursue actions at the legislative and regulatory levels in a consistent manner and with the understanding that they are pursuing actions in the best interest of the organization and its mission, its member agencies, and its customers. Since its' approval in 2018, the Policy Platform has been updated continuously as needed.

As we move into 2021 and responding to feedback from the Legislative & Regulatory Committee at its September 23, 2020 meeting and advice from CPA's contract lobbyists, staff is proposing additional changes to the current platform to better align with shifting energy and overall public policy priorities in California.

The proposed changes reflect:

- 1) A new emphasis on electrification for both vehicles and buildings; and

- 2) Specific constituencies that must be part of a just and equitable transition to cleaner energy resources.
- 3) Policies that promote grid reliability with clean energy resources and phase out the use of fossil fuels.

**ATTACHMENT**

- 1) [Proposed 2021 Legislative and Regulatory Policy Platform](#)



## Proposed 2021 Legislative and Regulatory Policy Platform

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### Overview and Purpose

The Clean Power Alliance (CPA) Legislative and Regulatory Policy Platform (Platform) serves as a guide to the CPA Board of Directors and CPA staff in their advocacy efforts and engagement on policy matters of interest to CPA. The Platform allows both Board members and staff to pursue actions at the local, regional, state and federal legislative and regulatory levels in a consistent manner and with the understanding that they are pursuing actions in the best interest of the organization and its mission, its member agencies, and its customers. The Platform also enables the organization to move swiftly to respond to events in Sacramento (Legislative / Executive) and San Francisco (California Public Utilities Commission) and provides guidance to the Executive Director on the support or oppose positions that should be taken on legislative and regulatory matters that come before the California Community Choice Association (CalCCA) Board of Directors.

All CPA positions on individual bills are presented to the Board for approval, except during times of urgency as provided under the protocols approved by the CPA Board of Directors on June 7, 2018, that allow the Chair, Vice-Chairs, Legislative & Regulatory Committee Chair, and Executive Director to act on behalf of the organization in urgent advocacy matters.

### Policy Principles

The Legislative and Regulatory Policy Platform is centered around four basic principles:

1. Protecting CPA's local control and autonomy by its members, especially with regards to finances, power procurement, reliability, and local customer programs.
2. Ensuring equal fair treatment of CPA customers unbundled and bundled customers by the CPUC and other state agencies.
3. Supporting recognition that electricity is an essential service and that CPA should have the ability to set electric rates and offer programmatic services that are affordable and inclusive for all.
4. Pursuing environmental initiatives that exceed prescriptive State mandates, promote the growth in renewable energy capacity at the local level, encourage clean energy adoption by CPA customers, and reduce fossil fuel dependency.

## Policy Platform

### 1) Local Control, Finance, and Power Procurement

CPA will pursue legislative and regulatory activity that:

- a. Supports the authority of CPA and its Board to retain local control over its activities;
- b. Supports the protection of CPA's procurement autonomy;
- c. Supports the ability of CPA to maintain control over its financial decisions;
- d. Supports the ability of CPA to expand its service offerings and activities in response to a changing energy landscape;
- e. Supports the ability of CPA to access state incentives for its customers and member agencies; and
- f. Supports the ability of CPA to enhance reliability through accelerating the deployment of energy storage resources, fully valuing behind the meter energy resources, and expanding the use of demand response.

### 2) Equitable Treatment of CPA Customers

CPA will pursue legislative and regulatory activity that:

- a. Supports the equal fair treatment of unbundled and bundled CPA customers by the CPUC and the legislature; and
- b. Supports the development of a State regulatory environment that is empowering for community-~~owned~~ energy providers.

### 3) Ratepayer Advocacy and Social Justice

CPA will pursue legislative and regulatory activity that:

- a. Supports the protection of all ratepayers, particularly low-income customers, disadvantaged communities, and other vulnerable populations in CPA service territory;
- b. Supports supplier diversity among CPA's ~~activities~~ contracting activities and through women-owned, minority-owned, disabled-veteran-owned, and lesbian, gay, bisexual, and/or transgender owned business enterprises.
- c. Supports workforce development with a focus on new stable, well-paying local jobs, and participation in a just transition to a ~~the~~ low-carbon Green economy;
- d. Supports the ability for CPA to set appropriate benchmarks for performance measurement using accepted industry standards; and

- e. Supports increased access to clean energy technologies, clean energy jobs and clean energy opportunities for low-income people and communities of color in CPA service territory.

#### 4) Environmental Leadership

CPA will pursue legislative and regulatory activity that:

- a. Supports the ability of CPA and its members to meet and exceed State goals for greenhouse gas emissions reductions (e.g. encouraging movement towards 100% renewable energy), climate action planning, and fossil fuel independence Supports the ability for CPA to promote growth in renewable energy capacity, resiliency and electrification at the local level. in a way that is equitable for all customers;
- b. Supports the ability for CPA to promote electrification of the transportation sector, and to help implement Governor Newsom’s Executive Order that bans the sale of new internal combustion engines in light duty vehicles by 2035; and
- c. Supports the ability for CPA to promote electrification and the reduction of natural gas usage in the building sector.

**End of Document**