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# Minutes

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**Date:** February 22, 2016  
**To:** Legislative and Regulatory Affairs Committee  
**From:** Carrie Pollo, Legislative & Regulatory Program Assistant  
**Subject:** December 2, 2015 Legislative & Regulatory Affairs Committee Meeting Minutes

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## ***Item #1 – Opening Remarks and Introductions***

Chair Bob Lingl, Mayor, City of Lompoc, called the meeting to order at 12:08 pm followed by introductions of all in attendance. Participating via telephone were: Barry Leska, Alameda Municipal Power; Jane Ratchye, City of Palo Alto; Nicolaus Procos, Port of Oakland; and Joyce Kinnear, Jan Pepper, and Teresa O'Neill, City of Santa Clara.

## ***Item #2 – Approval of Minutes from the September 30, 2015 Legislative & Regulatory Affairs Committee Meeting***

Motion: A motion was made by Gary Plass, Council Member, City of Healdsburg, and seconded by Michelle Bertolino, Utility Director, City of Roseville, to approve the minutes from the September 30, 2015 regular meeting. The motion passed unanimously.

## **PUBLIC FORUM**

No members of the public were present.

## **REPORTS AND ACTION ITEMS**

### ***Item #3 – NCPA Legislative and Regulatory Affairs Committee 2016 Strategic Plan***

Jane Cirrincione, AGM, Legislative and Regulatory Affairs, provided an overview of the L&R Team's efforts throughout 2015, highlighting the program's accomplishments over the past year, and outlining the proposed 2016 L&R Strategic. Ms. Cirrincione reviewed key accomplishments of the program over the past year including gains in SB 350 legislation to accommodate hydropower, preserve CARB enforcement process for RPS rather than expanding CEC authority, and establish more reasonable energy efficiency language as a

substitute to a utility-specific mandate that had been proposed. NCPA had also prevented advancement of separate legislation that would have established an onerous new emission portfolio standard, as well as a bill that would have unduly increased the net-energy metering cap for public power systems. Federal accomplishments that were discussed included the advancement of hydropower licensing reform provisions in the House and Senate energy bills, as well as passage of cybersecurity information-sharing legislation. In member services, several joint member projects and success of compliance reporting efforts were reported.

Policy objectives and direction for 2016 included proactive engagement in SB 350 clean up efforts, seeking funding from GHG auction revenues for wildfire management and workforce development, protecting local control in NEM-related policy, and assuring flexibility for public power in any revision of the state's Power Content Label. Also, addressing disproportional CVPIA payments, continued advancement of hydropower licensing reforms and preservation of tax-exempt financing were identified as key areas of federal focus for the agency, in the coming year.

There was much discussion regarding the Clean Power Plan and the Environmental Protection Agency (EPA) Section 111(d) Final Rule. The American Public Power Association (APPA) is questioning EPA's authority to do this. Southern California Public Power Authority (SCPPA) is opposed to APPA's position and sent a strongly worded letter to APPA.

Motion: A motion was made by Gary Plass, Council Member, City of Healdsburg, and seconded by Steve Hollabaugh, AGM, Truckee Donner PUD, to stay neutral on EPA's authority to do this. A voice vote was taken, all were in favor.

The committee also approved the proposed 2016 strategic plan on a voice vote.

**\*\*\* Chair Lingl adjourned the meeting for a break at 2:40 pm \*\*\***  
**\*\*\* Chair Lingl reconvened the meeting at 2:55 pm \*\*\***

#### ***Item # 4 – State Legislative Report***

Mario De Bernardo updated the Committee regarding SB 350 cleanup, the many layers of wildfire issues and Net Metering (NEM) 2.0. It was suggested to work together with SCPPA, Sacramento Municipal Utility District (SMUD), and California Municipal Utilities Association (CMUA) on a common template to take to the California Energy Commission (CEC) for SB 350 cleanup. Mr. De Bernardo also reviewed NEM 2.0 and asked for feedback with regard to this issue.

#### ***Item # 5 – Regulatory Affairs Update***

Susie Berlin, Law Offices of Susie Berlin, gave an update to the Committee regarding regulatory developments noting key issues associated with the push toward expansion of the California Independent System Operator. Ms. Berlin also reported that the California Air Resources Board (CARB) is moving forward with the Scoping Plan update and Clean Power Plan implementation. The CEC is also scheduled to approve the 2015 Integrated Energy Policy Report (IERP) in February 2016.

### ***Item # 6 – Member Services***

Jonathan Changus provided the committee with an update on upcoming compliance reporting, outlining that the Annual Energy Efficiency Report is due March 15, 2016, and the SB 1 Annual Report is due July 1, 2016. NCPA is urging POU's to begin evaluation in Q1 2016 for energy storage targets due October 15, 2017 and the next meeting for the CEC Working Group is December 15, 2015. NCPA and SCPPA are leading POU/CEC staff working group on streamlining mandatory reporting processes.

### ***Item # 7 – Federal Legislative Report***

Brent ten Pas, Federal Government Relations Representative, along with Marty Kanner, President, Kanner & Associates, updated the committee on federal legislative issues with the Senate energy bill remaining bipartisan. In the House, bipartisan negotiations broke down on energy legislation. They also reviewed the five major issues in the House and Senate which are: the CVPIA Restoration Fund; hydropower relicensing reform; efforts to reform fire disaster funding; tax exempt financing; and, workforce development. Also reviewed were the Western Drought Bill, and the political dynamics surrounding the Clean Power Plan.

### ***Item # 8 – Western Area Power Administration Issues***

Maury Kruth gave an update on the Central Valley Project including the Bureau of Reclamation's Central Valley Cost Allocation Study, Trinity River releases, and the 2025 Power Marketing Plan.

### **ADJOURNMENT**

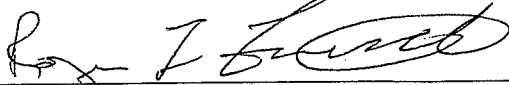
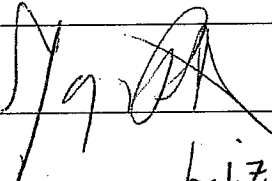
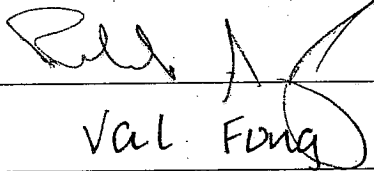
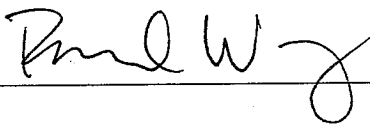
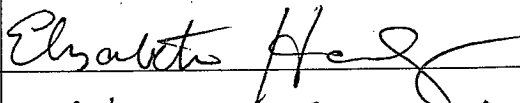
Chair Lingl moved to adjourn the meeting at 4:35 pm. All were in favor.

**Northern California Power Agency  
Legislative & Regulatory Affairs Committee Meeting  
December 2, 2015 - Attendee List**

#	NAME	AFFILIATION
1	Barry TAPIN	Redding
2	Francie Sullivan	" "
3	JONATHAN CHANGUS	NCPA
4	Mario DeBenedis	NCPA
5	SUSIE BERLIND	NCPA
6	MARTY KANBER	NCPA / KFD
7	Janet Cirrincione	NCPA
8	Bob Long	Comfoc
9	Brent ten Pas	NCPA
10	Currie Pollo	NCPA
11	Elizabeth Hadley	Redding
12	Leslie Bryan	Redding
13	Randy Howard	NCPA
14	Chris Romero	Roseville
15	Melby Nestler	NCPA
16	Roger Frith	BSSS
17	MARY KEUTH	NCPA
18	<del>Mary Ann</del> Gray Glass	Hemlock
19	TERRY CROWLEY	HEALDSBURG
20	Stephen Hillman	Truckee Donner PUD
21	STEVEN PONCELET	TRUCKEE DONNER PUD
22	Heather Dowler	PALO ALTO
23	Valene Fong	"
24	Liz Kirkley	Lodi
25	Michelle Bertolino	Roseville
26	Gregg Cook	Government Affairs Com.

27	Basil Wang	Port Dakland
28	Donna Stevener	NCPA
29	Ken Speer	NCPA
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Northern California Power Agency  
 Legislative & Regulatory Affairs Committee Meeting  
 December 2, 2015  
**COMMITTEE MEMBER**  
 Attendance List

MEMBER	SIGNATURE
Alameda	Barry Leska - on the phone
Biggs	
Gridley	
Healdsburg	
Lodi	Liz Kirkley
Lompoc	
Palo Alto	Val Fung
Port of Oakland	
Plumas-Sierra REC	
Redding	
Roseville	Michelle Bertolino
BART	
Santa Clara	Teresa O'Neill - on the phone
Truckee Donner	Steve Hollabaugh
Ukiah	