

AMENDED IN SENATE JUNE 11, 2013

AMENDED IN ASSEMBLY MAY 8, 2013

AMENDED IN ASSEMBLY MARCH 14, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 66

Introduced by Assembly Member Muratsuchi
(Coauthor: Senator Hill)

January 7, 2013

An act to add Section 2774.1 to the Public Utilities Code, relating to electricity.

LEGISLATIVE COUNSEL'S DIGEST

AB 66, as amended, Muratsuchi. Electricity: system reliability.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including electrical corporations, as defined. The Public Utilities Act authorizes the commission to ascertain and fix just and reasonable standards, classifications, regulations, practices, measurements, or service to be furnished, imposed, observed, and followed by specified public utilities, including all electrical corporations. If the commission finds after a hearing that the rules, practices, equipment, appliances, facilities, or service of any public utility, or of the methods of manufacture, distribution, transmission, storage, or supply employed by the public utility, are unjust, unreasonable, unsafe, improper, inadequate, or insufficient, the act requires that the commission determine and, by order or rule, fix the rules, practices, equipment, appliances, facilities, service, or methods to be observed, furnished, constructed, enforced, or employed. Under

existing law, a violation of the Public Utilities Act or any order, decision, rule, direction, demand, or requirement of the commission is a crime.

This bill would require the commission to require an electrical corporation include in an annual reliability report *reports required by specified decisions of the commissions that are due after July 1, 2014*, information on system reliability, ~~including that identifies~~ the frequency and duration of interruptions in services ranked by areas with both the most frequent and longest outages, *using geographic regions determined by the commission*. The bill would require the commission to use the information to require *cost-effective* remediation of reliability deficiencies if the report, or more than one report, identifies repeated deficiencies in the same *geographic* region. *The bill would require the electrical corporations to post their annual reports on their Internet Web site*. Because a violation of any order, decision, rule, direction, demand, or requirement of the commission is a crime, this bill would impose a state-mandated local program by expanding the definition of a crime.

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. Section 2774.1 is added to the Public Utilities
2 Code, to read:
3 2774.1. (a) (1) The commission shall require an electrical
4 corporation include in an annual reliability report *required pursuant*
5 *to Decisions 96-09-045 and 04-10-034*, information on system
6 reliability, ~~including that identifies~~, but is not limited to, the
7 frequency and duration of interruptions in services. *This*
8 *information shall be ranked by areas with both the most frequent*
9 *and longest outages, using geographic regions determined by the*
10 *commission*. The information shall be sufficiently aggregated to
11 *both maintain electrical system security, and be of use and*
12 *relevance to affected customers of the electrical corporation.*

1 (2) Before July 1, 2014, the commission shall determine the
2 geographic regions for the purposes of paragraph (1).

3 (3) The requirements of paragraph (1) shall apply to annual
4 reports due after July 1, 2014.

5 (4) The electrical corporation shall post on its Internet Web site
6 the annual report required pursuant to Decisions 96-09-045 and
7 04-10-034.

8 (b) The commission shall use the information contained in an
9 electrical corporation's annual reliability report to require
10 *cost-effective* remediation of reliability deficiencies if the report,
11 or more than one report, identifies repeated deficiencies in the
12 same geographic region as determined by the commission pursuant
13 to paragraph (3) of subdivision (a). In requiring *cost-effective*
14 remediation, the commission ~~may~~ shall consider mitigating factors
15 that may impede an electrical corporation from implementing
16 required *cost-effective* remediation, including, *but not limited to*,
17 local permitting matters or other events *or conditions or public*
18 *policy considerations* that may present higher priority safety or
19 reliability issues.

20 (c) (1) The commission may order an electrical corporation to
21 make more frequent trend analyses of regional service reliability
22 and to make those analyses publicly available.

23 (2) The information made publicly available shall provide
24 sufficient confidentiality for purposes of protecting electrical
25 system security.

26 (3) The commission may make those analyses publicly available.

27 SEC. 2. It is the intent of the Legislature in adding Section
28 2774.1 to the Public Utilities Code, that the required system
29 reliability information be included in the annual report required
30 by the Public Utilities Commission in Decision 96-09-045
31 (September 4, 1996), while preserving the discretion of the
32 commission to modify an electrical corporation's reporting
33 requirements.

34 SEC. 3. No reimbursement is required by this act pursuant to
35 Section 6 of Article XIII B of the California Constitution because
36 the only costs that may be incurred by a local agency or school
37 district will be incurred because this act creates a new crime or
38 infraction, eliminates a crime or infraction, or changes the penalty
39 for a crime or infraction, within the meaning of Section 17556 of
40 the Government Code, or changes the definition of a crime within

- 1 the meaning of Section 6 of Article XIII B of the California
- 2 Constitution.

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