

AMENDED IN SENATE MAY 28, 2013  
AMENDED IN SENATE MAY 28, 2013  
AMENDED IN SENATE APRIL 23, 2013  
AMENDED IN SENATE APRIL 9, 2013  
AMENDED IN SENATE APRIL 1, 2013

**SENATE BILL**

**No. 64**

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**Introduced by Senator Corbett**

January 10, 2013

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An act to add Chapter 7 (commencing with Section 26250) to Division 16.3 of the Public Resources Code, relating to energy efficiency, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 64, as amended, Corbett. Proposition 39: implementation.

The California Clean Energy Jobs Act, an initiative approved by the voters at the November 6, 2012, statewide general election as Proposition 39, made changes to corporate income taxes and, except as specified, provides for the transfer of \$550,000,000 annually from the General Fund to the Clean Energy Job Creation Fund for 5 fiscal years beginning with the 2013–14 fiscal year. Moneys in the Clean Energy Job Creation Fund are available, upon appropriation by the Legislature, for purposes of funding eligible projects that create jobs in California improving energy efficiency and expanding clean energy generation. Existing law provides for the allocation of these funds for eligible projects at public school facilities, university and college facilities, and other public buildings and facilities, as well as job training

and workforce development, and public-private partnerships, as specified.

This bill would require the State Energy Resources Conservation and Development Commission to develop and administer a competitive financial assistance program for energy efficiency and clean energy onsite generation projects that are consistent with specified provisions of the act and to develop and adopt certain guidelines for the program. The bill would provide that eligible facilities for the competitive financial assistance program include, but are not limited to, hospitals and wastewater treatment facilities, ~~and would provide that schools are not eligible for the program.~~ *The bill would also provide that eligible facilities include facilities in public school districts, as provided.* The bill would appropriate for the 2013–14 fiscal year an unspecified sum from the Clean Energy Job Creation Fund to the commission for the above purpose, thereby making an appropriation.

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

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

1 SECTION 1. Chapter 7 (commencing with Section 26250) is  
2 added to Division 16.3 of the Public Resources Code, to read:

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CHAPTER 7. PROGRAMS FOR PUBLIC BUILDINGS

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6 26250. (a) The State Energy Resources Conservation and  
7 Development Commission shall develop and adopt guidelines for,  
8 and develop and administer, a; competitive financial assistance  
9 program for energy efficiency and clean energy onsite generation  
10 projects that are consistent with paragraph (3) of subdivision (a)  
11 of Section 26205. Eligible facilities may include, but are not limited  
12 to, hospitals and wastewater treatment facilities. Eligible facilities  
13 shall ~~not also include school~~ *include facilities in public school districts*  
14 *with kindergarten or grade 1 to 12, inclusive, for clean energy*  
15 *onsite generation projects.*

16 (b) In addition to the criteria specified in Section 26206, the  
17 guidelines adopted pursuant to subdivision (a) shall do all of the  
18 following:

19 (1) Establish audit standards and procedures.

1 (2) Ensure that the projects receiving financial assistance are  
2 consistent with the state’s loading order, as described in the Energy  
3 Plan II jointly adopted by the State Energy Resources Conservation  
4 and Development Commission and the Public Utilities  
5 Commission.

6 (3) Ensure that the projects are reliable and feasible with total  
7 energy savings benefits exceeding project costs.

8 (4) Establish energy savings measurement and verification  
9 standards.

10 (5) If the project is for clean energy onsite generation, require  
11 that the energy cost savings over 75 percent of the expected life  
12 of the project will exceed the initial investment.

13 (6) Give priority to projects that have the highest energy savings  
14 relative to the amount of public moneys used to finance the project.

15 (c) The State Energy Resources Conservation and Development  
16 Commission may use its existing grant and financing programs to  
17 minimize administrative costs associated with the program,  
18 including the program developed pursuant to the Energy  
19 Conservation Assistance Act of 1979 (Chapter 5.2 (commencing  
20 with Section 25410) of Division 15).

21 26251. The sum of \_\_\_\_ dollars (\$\_\_\_\_) is hereby appropriated  
22 for the 2013–14 fiscal year from the Clean Energy Job Creation  
23 Fund to the State Energy Resources Conservation and Development  
24 Commission for the purposes of this chapter.