

AMENDED IN SENATE SEPTEMBER 4, 2015
AMENDED IN SENATE SEPTEMBER 1, 2015
AMENDED IN SENATE AUGUST 18, 2015
AMENDED IN SENATE JUNE 30, 2015
AMENDED IN ASSEMBLY JUNE 2, 2015
AMENDED IN ASSEMBLY APRIL 27, 2015
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1330

Introduced by Assembly Member Bloom

February 27, 2015

An act to add Chapter 7 (commencing with Section 8400) to Division 4.1 of the Public Utilities Code, relating to energy.

LEGISLATIVE COUNSEL'S DIGEST

AB 1330, as amended, Bloom. Demand response.

Under existing law, the Public Utilities Commission (PUC) has regulatory authority over public utilities, including electrical corporations and gas corporations, as defined, while local publicly owned electric utilities, as defined, are under the direction of their governing boards.

The existing Warren-Alquist State Energy Resources Conservation and Development Act requires the State Energy Resources Conservation and Development Commission (Energy Commission), on or before November 1, 2007, and every 3 years thereafter, in consultation with the PUC and local publicly owned electric utilities, in a public process that allows input from other stakeholders, to develop a statewide

estimate of all potentially achievable cost-effective electricity and natural gas efficiency savings and establish statewide annual targets for energy efficiency savings and demand reduction over 10 years.

This bill would require the PUC, in consultation with the Energy Commission, electrical corporations, local publicly owned electric utilities, and community choice aggregators, *by June 30, 2018*, to establish an annual ~~procurement~~ goal for demand ~~response designed to lower peak demand~~, *response*, with a timetable for achieving that percentage. The bill would require the PUC to require electrical corporations to achieve the annual ~~procurement~~ goal. The bill would specify that the governing boards of local publicly owned electric utilities and certain community choice aggregators are responsible for achieving the annual ~~procurement~~ goal.

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

Because a violation of an order or decision of the Public Utilities Commission implementing the bill’s requirements with respect to an electrical corporation would be a crime, the bill would impose a state-mandated local program by creating a new crime. By placing additional requirements upon local publicly owned electric utilities, the bill would impose a state-mandated local program.

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 specified reasons.

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. Chapter 7 (commencing with Section 8400) is
2 added to Division 4.1 of the Public Utilities Code, to read:

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CHAPTER 7. DEMAND RESPONSE

6 8400. (a) By ~~November 1, 2017~~, *June 30, 2018*, the
7 commission, in consultation with the Energy Commission,
8 electrical corporations, local publicly owned electric utilities, and
9 community choice aggregators, in a public process that allows

1 input from other stakeholders, shall establish an annual
2 ~~procurement~~ goal for demand-response designed to lower peak
3 ~~demand~~; *response*, with a timetable for achieving that goal, that
4 ~~shall support~~ *advances* renewable energy resources integration,
5 greenhouse gas reductions, and grid reliability and that shall be
6 achieved by each electrical utility through supply-side demand
7 response and types of load-modifying demand-response, including
8 ~~nonevent-based demand~~ response. In doing so, the commission
9 shall consider the role of clean technologies, such as
10 consumer-sited energy storage, electric vehicle charging, and
11 distributed generation resources.

12 (b) The commission shall require electrical corporations to
13 achieve the ~~procurement~~ goal established pursuant to subdivision
14 (a).

15 (c) The governing board of each local publicly owned electric
16 utility and each community choice aggregator that elects to
17 administer energy efficiency programs for its customers pursuant
18 to Section 381.1 shall be responsible for achieving the ~~procurement~~
19 goal established pursuant to subdivision (a).

20 SEC. 2. No reimbursement is required by this act pursuant to
21 Section 6 of Article XIII B of the California Constitution because
22 a local agency or school district has the authority to levy service
23 charges, fees, or assessments sufficient to pay for the program or
24 level of service mandated by this act or because costs that may be
25 incurred by a local agency or school district will be incurred
26 because this act creates a new crime or infraction, eliminates a
27 crime or infraction, or changes the penalty for a crime or infraction,
28 within the meaning of Section 17556 of the Government Code, or
29 changes the definition of a crime within the meaning of Section 6
30 of Article XIII B of the California Constitution.