

SFPUC Requested Amendments to the Proposed Regulation Order

§ 97004.

(c) RES Option for Regulated Parties with Large Hydroelectric Generation

(1) A Regulated Party receiving greater than 67 percent of its electricity used for sales to retail end-use customers from hydroelectric generation that does not meet the eligible renewable energy resources definition of this Article, and which was procured by ownership or contract executed prior to September 15, 2009, ~~shall~~ may elect to have a RES Obligation equivalent to the amount of sales to retail end-use customers not met by the hydroelectric generation, by the Compliance Deadline for compliance interval, as specified in Table 1.

RES Obligation = The lesser of either:

(i) Total sales to retail end-use customers in MWh – sales to retail end-use customers from hydroelectric generation in MWh; or

(ii) Sum of sales to retail end-use customers for the compliance interval × the REC percentage for the compliance interval as specified in Table 1.

(2) A Regulated Party that chooses the RES compliance option under subsection 97004(c)(1), shall notify ARB in writing of its intent to comply with the requirements of this Article pursuant to this subsection by December 31, 2011. The decision to comply with the RES Obligation under subsection 97004(c)(1) cannot be withdrawn or amended once made.