

STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION

2015 Updates: Title 20 Commission Process,	)	Docket No. 15-OIR-01
Process and Procedure and Siting Regulations	)	
	)	Order Number 16-0113-04
_____	)	

**ORDER IMPLEMENTING THE UPDATED TITLE 20 PROCESS, PROCEDURE AND SITING REGULATIONS AND INSTRUCTIONS TO EXISTING COMMITTEES AND EXECUTIVE DIRECTOR**

**I. INTRODUCTION AND BACKGROUND**

On September 9, 2015 the Commission adopted updates to its process, procedure and siting regulations, primarily found in Title 20, California Code of Regulations, Sections 1200, et seq, and 1700, et seq. On December 21, 2015 the Office of Administrative Law approved the regulations and submitted them to the Secretary of State for publication with an effective date of January 1, 2016.

This order provides direction to existing committees overseeing proceedings and the Commission’s Executive Director on the implementation of the new regulations.

**II. EXISTING PROCEEDINGS**

All existing proceedings are now subject to and shall abide by the updated regulations. While it is expected that most proceedings will seamlessly be able to implement the process and procedures of the updated regulations, there may be situations which present some unexpected complications. In those cases the Presiding Member shall direct the proceeding, under the general authority to manage committee proceedings found in Section 1203, in a manner that is fair to all parties while giving preference to the procedures in the updated regulatory language.

As identified in the response to comments as part of the Final Statement of Reasons, the updated regulations are not applied retroactively. Already completed elements of a proceeding shall not be repeated under the updated regulations. Newly required elements or features shall not be required if the time where those elements or features would be provided passed prior to the effective date of the updated regulations.

**III. STANDING ORDERS**

To address the Commission’s transition to electronic document management and related filing procedures the Executive Director issued two standing orders dated November 30, 2011 and August 29, 2013. The standing orders were necessary to accommodate technological changes at the Commission but have now been superseded by the updated regulatory language which reformed the filing and service procedures to include electronic document management technologies. In addition

some of the title 20 citations found in the standing orders are no longer accurate. The Executive Director is directed to update or repeal as necessary the standing orders to comport with the updated regulations.

#### **IV. JURISDICTIONAL DETERMINATIONS DOCKET**

As part of the development of the regulatory language the Commission staff committed to establishing a docket to receive filings related to jurisdictional determinations to ensure appropriate transparency. The Executive Director shall establish a jurisdictional determinations docket which allows the public to sign up on a list serve to receive docketed items or notices of such items.

#### CERTIFICATION

The undersigned Secretariat to the California Energy Commission does hereby certify that the foregoing is a full, true, and correct copy of an approved order duly and regularly adopted at a meeting of the California Energy Commission held on January 13, 2016:

AYE: [*List Commissioners*]

NAY: [*List Commissioners*]

ABSENT: [*List Commissioners*]

ABSTAIN: [*List Commissioners*]

---

Tiffani Winter,  
Secretariat