



Item Number: 9

City Council / Board of Directors

Consent Calendar

Meeting of: September 19, 2023

Submitted By:

Brenda Hampton, Director of Electric Utility Services

Subject:

2022 Power Source Disclosure ("PSD") Program Annual Report and Power Content Label ("PCL")

Recommendation:

That the Honorable City Council adopt Resolution No. 23-074, approving and attesting to the veracity of the 2022 Power Source Disclosure Program Annual Report and Power Content Label submitted to the California Energy Commission.

Fiscal Impact:

There is no fiscal impact associated with this item.

Strategic Plan:

This item reflects Goal F: Communication and Outreach. The Power Source Disclosure program provides consumers with information regarding the sources of energy purchased by their retail suppliers in order to power their businesses.

Background:

In 1997, the California Legislature adopted Senate Bill ("SB") 1305, adding Article 5, entitled "Electricity Generation Source Disclosure," ("Article 5") to the California Code of Regulations. Under state law (Public Utilities Code Sections 398.4 and 398.5), retail suppliers of electricity must annually: (1) disclose to their end use customers the electricity sources for their sales to those customers in the form of a Power Content Label; and (2) report this same information, together with supporting documentation in verified form, to the California Energy Commission ("CEC"), in the form of a Power Source Annual Disclosure Report ("PSD Report").

In 2017, the CEC regulations implemented by SB 1305 was amended by Assembly Bill 162, that included a provision that requires utilities to engage a certified public accountant to verify data reported in the PSD Report. The regulations include an exemption from the

audit requirements for publicly owned electric utilities if the governing board of the utility, at a public meeting, approves and attests to the veracity of the data contained in the PSD Report and PCL.

Discussion:

VMUS submitted the City of Victorville's 2022 PSD Program Annual Report to the CEC on May 8, 2023, inclusive of the staff attestation. The 2022 PCL has been posted on the City's website, in accordance with CEC regulations. The attached resolution approves the annual PSD Report and PCL submission and provides the attestation to the veracity of the PSD Report and PCL as required for exemption from the third-party audit requirement.

Adoption of Resolution No. 23-074 will enable the City to comply with the CEC regulation implemented by SB 1305.

Staff remains available for any questions you may have.

Attachments:

- A. Resolution No. 23-074
- B. 2022 Power Source Disclosure Report
- C. 2022 Power Content Label