

1 [Supporting California State Senate Bill No. 612 (Portantino) - Allocation of Legacy  
2 Resources]

3 **Resolution supporting California State Senate Bill No. 612, authored by Senator**  
4 **Anthony Portantino, which would require electric investor-owned utilities to offer**  
5 **community choice aggregators and electric service providers an allocation of certain**  
6 **electrical resources paid for through exit fees of the departing load.**

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8 WHEREAS, The California Public Utilities Commission (CPUC) has regulated investor-  
9 owned utilities (IOUs) for nearly a century but has only begun regulating Community Choice  
10 Aggregators (CCAs) since 2010, and today there are over 20 CCAs operating in the state with  
11 over 11 million customers; and

12 WHEREAS, CCAs allow ratepayers to purchase renewable energy generated locally  
13 and weigh in on rate increases, encourage competitive prices, and can offer a generation mix  
14 with higher percentage of renewable sources; and

15 WHEREAS, In 2007 San Francisco passed an ordinance to establish a CCA program  
16 known as the CleanPowerSF Implementation Plan and in May 2016, CleanPowerSF began  
17 serving its first customers and today serves over 376,000 residential and commercial  
18 customers; and

19 WHEREAS, Power Charge Indifference Adjustment (PCIA) charges, or exit fees, are  
20 charged to former rate payers to compensate for lost costs associated with customers  
21 departing IOUs for CCAs; and

22 WHEREAS, PG&E's PCIA rates have increased significantly, whereas CleanPowerSF  
23 generation rates have decreased, thus raising the monthly cost of a CleanPowerSF  
24 customer's bill to be higher than a PG&E customer's bill; and

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1           WHEREAS, CleanPowerSF is taking proactive measures to keep customer bills  
2 affordable including absorbing the cost of the PCIA and proposing rate reductions; and

3           WHEREAS, California’s CCAs have criticized PCIAs arguing that the calculations lack  
4 transparency and are not audited, utilities cannot be held accountable for high fees, and the  
5 CPUC has not taken action to mitigate costs and risks associated with exit fees that might  
6 bankrupt CCAs; and

7           WHEREAS, State Senator Anthony Portantino authored Senate Bill No. 612 which  
8 aims to create fair and equal access to the benefits of legacy contract resources for all  
9 customers and ensures the benefits of PCIA be shared among CCA customers; and

10           WHEREAS, Senate Bill No. 612 corrects the inequitable treatment of CCA customers  
11 and ensures CCA customers can benefit from the same resource contracts as IOU  
12 customers; and

13           WHEREAS, The State Legislation Committee of San Francisco voted to support  
14 Senate Bill No. 612 during its meeting on April 14, 2021; now, therefore, be it

15           RESOLVED, That the Board of Supervisors of the City and County of San Francisco  
16 supports Senate Bill No. 612 as amended on May 20, 2021 and urges the California State  
17 Legislature to pass this bill; and, be it

18           FURTHER RESOLVED, That the Board of Supervisors hereby directs the Clerk of the  
19 Board to transmit a copy of this Resolution to the California State Senate and the California  
20 State Assembly as well as the Bill’s primary sponsor.

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