

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



September 24, 2009

**Advice Letter 2105-E**

Ronald van der Leeden, Director  
Rates, Revenues and Tariffs  
San Diego Gas and Electric  
8330 Century Park Court, CP32C  
San Diego, CA 92123-1548

**Subject: Request to Establish the Fire Hazard Prevention  
Memorandum Account (FHPMA) Pursuant to  
D.09-08-029 in Phase 1 of Rulemaking 08-11-005**

Dear Mr. van der Leeden:

Advice Letter 2105-E is effective August 20, 2009.

Sincerely,

A handwritten signature in blue ink, appearing to read "Julie A. Fitch".

Julie A. Fitch, Director  
Energy Division



Ron van der Leeden  
Director – Rates, Revenues, & Tariffs  
8330 Century Park Court  
San Diego, CA 92123-1548

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August 27, 2009

**ADVICE LETTER 2105-E**

(U 902-E)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**SUBJECT: REQUEST TO ESTABLISH THE FIRE HAZARD PREVENTION  
MEMORANDUM ACCOUNT (FHPMA) PURSUANT TO DECISION 09-08-029  
IN PHASE 1 OF RULEMAKING 08-11-005**

San Diego Gas & Electric Company (SDG&E) hereby submits for filing the following revisions to its electric tariffs as shown on Attachment A.

**PURPOSE**

The purpose of this advice filing is to establish a Fire Hazard Prevention Memorandum Account (FHPMA) to record costs associated with fire hazard prevention in complying with Decision (D.) 09-08-029. This Decision is Phase 1 in the Order Instituting Rulemaking to Revise and Clarify the Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities in Southern California while preparing for the 2009 Fire Season. The function of the FHPMA is to record fire hazard prevention costs that have not been previously authorized for recovery in SDG&E's General Rate Case (GRC) or other regulatory proceeding.

**BACKGROUND**

The Commission initiated Order Instituting Rulemaking (OIR) 08-11-005 on November 13, 2008 to consider revising and clarifying its regulations designed to protect the public from potential hazards - including fires - which may be caused by electric transmission, distribution, and related Communication Infrastructure Providers' (CIP) facilities. The primary focus of phase 1 of the proceeding was to consider measures to reduce fire hazards in Southern California, but also permitted consideration of statewide measures.<sup>1</sup>

The OIR set forth an initial scope for the proceeding that included certain areas for consideration, including: 1) Immediate reporting of fire-related incidents/full cooperation with Commission staff; 2) Applying General Order (GO) 165<sup>2</sup> or similar maintenance/inspection requirements to all electric transmission and CIP facilities located on poles owned by publicly-owned utilities; 3) Overloading of utility poles; 4) Prompt reporting/resolution of hazards and

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<sup>1</sup> ACR, pp. 2-3.

<sup>2</sup> GO 165 can be found at the Commission's home page, <http://www.cpuc.ca.gov>.

violations that one pole occupant may observe in another pole occupant's facilities; 5) Vegetation management in high risk fire areas; and 6) Mitigating of fire hazards in high speed wind area.

On January 6, 2009, the Assigned Commissioner issued a ruling and scoping memo (ACR) that found that "Electric Utilities and CIPs should not wait for the results of this rulemaking proceeding before implementing reasonable measures to reduce or mitigate potential fire hazards associated with their facilities."<sup>3</sup> The ACR also split the proceeding into two phases.

On April 20, 2009, the Commission issued a ruling cancelling evidentiary hearings, setting workshops, and making other revisions to the procedural schedule. Informal workshops were held and numerous parties contributed to the development of the Joint Party Workshop Report (Workshop Report) filed on May 14, 2009. Parties filed opening and reply briefs in phase 1 of this proceeding on May 22, 2009 and June 1, 2009, respectively.

D.09-08-029, issued August 20, 2009 implements measures for electric transmission and distribution lines and related communication facilities to reduce fire hazards in California *before* the start of the 2009 fall fire season. The Decision also adopted statewide measures, and directed all entities subject to these measures to use all reasonable means to implement the measures before the 2009 fall fire season starts. In addition, D.09-08-029 found that each cost-of-service regulated utility is entitled to recover reasonable costs prudently incurred to comply with the procedures adopted.

These costs (not authorized as part of SDG&E's GRC or any other proceeding) may include:

- (1) Expenses associated with increasing trim clearance of vegetation (interim revisions GO 95);
- (2) Expenses associated with increased maintenance and inspection/patrolling requirements to all electric transmission and distribution utility lines and CIP facilities located on poles owned by SDG&E (changes to GO 165);
- (3) Expenses incurred in design, construction, and maintenance of facilities to mitigate fire hazard in high speed wind areas; and
- (4) Any other expenses incurred in implementing D.09-08-029

### **TARIFF CHANGES**

Pursuant to D.09-08-029, SDG&E is revising its Electric Preliminary Statement to establish the Fire Hazard Prevention Memorandum Account (FHPMA). This account will track the costs associated with fire hazard prevention, including interim revisions to GO 95, changes to GO 165, as well as costs related to facilities used to mitigate fire hazards in high speed wind areas. Costs will be tracked in the FHPMA and an appropriate forum for seeking recovery of those costs will be addressed in Phase II of Rulemaking 08-11-005.

This filing will not increase any rate or charge, cause the withdrawal of service, or conflict with any rate schedule or rule.

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<sup>3</sup> ACR, pp. 6-7.

**EFFECTIVE DATE**

SDG&E believes that this filing is subject to Energy Division disposition and should be classified as Tier 1 (effective pending disposition) pursuant to GO 96-B. SDG&E respectfully requests that this filing become effective on August 20, 2009 (the effective date of D.09-08-029); subject to review by the Commission's Energy Division.

**PROTEST**

Anyone may protest this advice letter to the Commission. The protest must state the grounds upon which it is based, including such items as financial and service impacts, and should be submitted expeditiously. The protest must be made in writing and received within 20 days of the date this advice letter was filed with the CPUC. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

Public Utilities Commission  
CPUC Energy Division  
Attention: Tariff Unit  
505 Van Ness Avenue  
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of Honesto Gatchallian ([jni@cpuc.ca.gov](mailto:jni@cpuc.ca.gov)) and Maria Salinas ([mas@cpuc.ca.gov](mailto:mas@cpuc.ca.gov)) of the Energy Division. It is also requested that a copy of the protest also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Megan Caulson  
Regulatory Tariff Manager  
8330 Century Park Court, Room 32C  
San Diego, CA 92123-1548  
Facsimile No. (858) 654-1788  
E-mail: [mcaulson@semprautilities.com](mailto:mcaulson@semprautilities.com)

**NOTICE**

A copy of this filing has been served on the utilities and interested parties shown on the attached list, including interested parties to service list R.08-11-005, by either providing them a copy electronically or by mailing them a copy hereof, properly stamped and addressed.

Address changes should be directed to SDG&E Tariffs by facsimile at (858) 654-1788 or by e-mail at [SDG&ETariffs@semprautilities.com](mailto:SDG&ETariffs@semprautilities.com).

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RON VAN DER LEEDEN  
Director – Rates, Revenues & Tariffs

(cc list enclosed)

# CALIFORNIA PUBLIC UTILITIES COMMISSION

## ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No. **SAN DIEGO GAS & ELECTRIC (U 902)**

Utility type:

ELC     GAS  
 PLC     HEAT     WATER

Contact Person: Christina Sondrini

Phone #: (858) 636-5736

E-mail: csondrini@semprautilities.com

### EXPLANATION OF UTILITY TYPE

ELC = Electric                      GAS = Gas  
PLC = Pipeline                      HEAT = Heat    WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 2105-E

Subject of AL: Request to Establish the Fire Hazard Prevention Memorandum Account (FHPMA)

Pursuant to Decision 09-08-029 in Phase 1 of Rulemaking 08-11-005

Keywords (choose from CPUC listing): Compliance

AL filing type:  Monthly  Quarterly  Annual  One-Time  Other \_\_\_\_\_

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #:

D.09-08-029

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL N/A

Summarize differences between the AL and the prior withdrawn or rejected AL<sup>1</sup>: N/A

Does AL request confidential treatment? If so, provide explanation: N/A

Resolution Required?  Yes  No

Tier Designation:  1     2     3

Requested effective date: 8/20/09

No. of tariff sheets: 6

Estimated system annual revenue effect (%): N/A

Estimated system average rate effect (%): N/A

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: Please see Table of Contents

Service affected and changes proposed<sup>1</sup>: N/A

Pending advice letters that revise the same tariff sheets: N/A

**Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:**

**CPUC, Energy Division**

**Attention: Tariff Unit**

**505 Van Ness Ave.,**

**San Francisco, CA 94102**

**mas@cpuc.ca.gov and jnj@cpuc.ca.gov**

**San Diego Gas & Electric**

**Attention: Megan Caulson**

**8330 Century Park Ct, Room 32C**

**San Diego, CA 92123**

**mcaulson@semprautilities.com**

<sup>1</sup> Discuss in AL if more space is needed.

General Order No. 96-B  
ADVICE LETTER FILING MAILING LIST

cc: (w/enclosures)

Public Utilities Commission

DRA

D. Appling  
S. Cauchois  
J. Greig  
R. Pocta  
W. Scott

Energy Division

P. Clanon  
S. Gallagher  
H. Gatchalian  
D. Lafrenz  
M. Salinas

CA. Energy Commission

F. DeLeon  
R. Tavares

Alcantar & Kahl LLP

K. Harteloo

American Energy Institute

C. King

APS Energy Services

J. Schenk

BP Energy Company

J. Zaiontz

Barkovich & Yap, Inc.

B. Barkovich

Bartle Wells Associates

R. Schmidt

Braun & Blaising, P.C.

S. Blaising

California Energy Markets

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C. Sweet

California Farm Bureau Federation

K. Mills

California Wind Energy

N. Rader

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City of San Diego

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V. Gan

Constellation New Energy

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Duke Energy North America

M. Gillette

Dynegy, Inc.

J. Paul

Ellison Schneider & Harris LLP

E. Janssen

Energy Policy Initiatives Center (USD)

S. Anders

Energy Price Solutions

A. Scott

Energy Strategies, Inc.

K. Campbell  
M. Scanlan

Goodin, MacBride, Squeri, Ritchie & Day

B. Cragg  
J. Heather Patrick  
J. Squeri

Goodrich Aerostructures Group

M. Harrington

Hanna and Morton LLP

N. Pedersen

Itsa-North America

L. Belew

J.B.S. Energy

J. Nahigian

Luce, Forward, Hamilton & Scripps LLP

J. Leslie

Manatt, Phelps & Phillips LLP

D. Huard  
R. Keen

Matthew V. Brady & Associates

M. Brady

Modesto Irrigation District

C. Mayer

Morrison & Foerster LLP

P. Hanschen

MRW & Associates

D. Richardson

Pacific Gas & Electric Co.

J. Clark  
M. Huffman  
S. Lawrie  
E. Lucha

Pacific Utility Audit, Inc.

E. Kelly

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C. Elder

San Diego Regional Energy Office

S. Freedman  
J. Porter

School Project for Utility Rate Reduction

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Shute, Mihaly & Weinberger LLP

O. Armi

Solar Turbines

F. Chiang

Sutherland Asbill & Brennan LLP

K. McCrea

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M. Alexander  
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K. Gansecki  
H. Romero

TransCanada

R. Hunter  
D. White

TURN

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K. Davoodi  
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Utility Specialists, Southwest, Inc.

D. Koser

Western Manufactured Housing

Communities Association

S. Dey

White & Case LLP

L. Cottle

Interested Parties

R.08-11-005

ATTACHMENT A  
ADVICE LETTER 2105-E

Cal. P.U.C. Sheet No.	Title of Sheet	Canceling Cal. P.U.C. Sheet No.
Revised 21343-E	PRELIMINARY STATEMENT, III. MEMORANDUM ACCOUNTS, DESCRIPTION/LISTING OF ACCOUNTS, Sheet 2	Revised 21026-E
Original 21344-E	PRELIMINARY STATEMENT, III. MEMORANDUM ACCOUNTS, FIRE HAZARD PREVENTION MEMORANDUM ACCOUNT (FHPMA), Sheet 1	
Original 21345-E	PRELIMINARY STATEMENT, III. MEMORANDUM ACCOUNTS, FIRE HAZARD PREVENTION MEMORANDUM ACCOUNT (FHPMA), Sheet 2	
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Revised 21347-E	TABLE OF CONTENTS, Sheet 2	Revised 21276-E
Revised 21348-E	TABLE OF CONTENTS, Sheet 3	Revised 21303-E



**PRELIMINARY STATEMENT**

Sheet 2

III. MEMORANDUM ACCOUNTS  
DESCRIPTION/LISTING OF ACCOUNTS

Listing of Accounts

- Catastrophic Event Memorandum Account (CEMA)
- Generation Divestiture Transaction Costs Memorandum Account (GDTCSMA)
- Streamlining Residual Account (SRA)
- Nuclear Claims Memorandum Account (NCMA)
- Real-Time Energy Metering Memorandum Account (RTEMMA)
- Net Energy Metering Memorandum Account (NEMMA)
- Self-Generation Program Memorandum Account (SGPMA)
- Bond Payment Memorandum Account (BPMA)
- Direct Access Cost Responsibility Surcharge Memorandum Account (DACRSMA)
- Advanced Metering and Demand Response Memorandum Account (AMDRMA)
- Procurement Transaction Auditing Memorandum Account (PTAMA)
- Reliability Costs Memorandum Account (RCMA)
- Litigation Cost Memorandum Account (LCMA)
- Community Choice Aggregation Surcharge Memorandum Account (CCASMA)
- Advanced Metering Infrastructure Memorandum Account (AMIMA)
- Independent Evaluator Memorandum Account (IEMA)
- Community Choice Aggregation Procurement Memorandum Account (CCAPMA)
- California Solar Initiative Performance-Based Memorandum Account (CSIPMA)
- Renewables Portfolio Standard Memorandum Account (RPSMA)
- Market Redesign Technology Upgrade Memorandum Account (MRTUMA)
- Gain/Loss On Sale Memorandum Account (GLOSMA)
- General Rate Case Revenue Requirements Memorandum Account (GRCRRMA)
- Non-Residential Submetering Memorandum Account (NRSMA)
- Long Term Procurement Plan Technical Assistance Memorandum Account (LTAMA)
- 2009 SONGS Revenue Requirement Memorandum Account (2009-SRRMA)
- Fire Hazard Prevention Memorandum Account (FHPMA)

N

Note: 1) SONGS 2&3 Unamortized Nuclear Fuel Inventory Memorandum Account, see Section V.  
2) SONGS 2&3 Permanent Closure Noninvestment-Related Expenses Memorandum Account, see Section V.

(Continued)



**PRELIMINARY STATEMENT**

Sheet 1

III. MEMORANDUM ACCOUNTS  
FIRE HAZARD PREVENTION MEMORANDUM ACCOUNT (FHPMA)

1. PURPOSE:

The purpose of the FHPMA is to record all costs associated with fire hazard prevention incurred in complying with D.09-08-029 that have not been previously authorized for recovery in SDG&E's General Rate Case (GRC) or other regulatory proceeding. These costs may include: (1) expenses associated with increasing trim clearance of vegetation (interim revisions to General Order (GO) 95); (2) expenses associated with increased maintenance and inspection/patrolling requirements to all electric transmission and distribution utility lines and communication infrastructure providers' (CIP) facilities located on poles owned by SDG&E (changes to GO 165); (3) expenses incurred in design, construction, and maintenance of facilities to mitigate fire hazard in high speed wind areas; and (4) any other expenses incurred in implementing this order.

2. APPLICABILITY:

The FHPMA applies to all customer classes, except for those specifically excluded by the Commission.

3. EFFECTIVE DATE:

This tariff is effective August 20, 2009.

4. RATES:

The FHPMA does not have a separate rate component.

5. ACCOUNTING PROCEDURE:

SDG&E shall maintain the FHPMA by making entries to this account at the end of each month as follows:

- a. A debit entry each month equal to SDG&E's expenses related to increasing the trim clearance of vegetation (interim revisions to GO 95).
- b. A debit entry each month equal to expenses associated with increased maintenance and inspection/patrolling requirements (changes to GO 165).
- c. A debit entry each month equal to expenses incurred to mitigate fire hazard in high speed wind areas.
- d. A debit entry each month for additional costs incurred to comply with this Order.
- e. A credit entry each month equal to amounts allocated to customers through FERC authorized transmission rates.
- f. A credit entry equal to the revenues to recover these costs as authorized by the Commission; and,

(Continued)

N  
N  
N  
N  
N



San Diego Gas & Electric Company  
San Diego, California

Original Cal. P.U.C. Sheet No. 21345-E

Canceling \_\_\_\_\_ Cal. P.U.C. Sheet No. \_\_\_\_\_

**PRELIMINARY STATEMENT**

Sheet 2

III. MEMORANDUM ACCOUNTS

FIRE HAZARD PREVENTION MEMORANDUM ACCOUNT (FHPMA)

5. ACCOUNTING PROCEDURE: (Continued)

g. An entry each month equal to the interest on the average of the balance in the account at the beginning of the month and the balance in the account after the above entries, at a rate equal to one-twelfth the interest rate on three-month Commercial Paper for the previous month, as reported in the Federal Reserve Statistical Release, H.15, or its successor.

6. DISPOSITION:

The disposition of this account balance will be addressed in Phase 2 of Rulemaking 08-11-005.

N  
N  
N  
N  
N

2C12

Advice Ltr. No. 2105-E

Decision No. 09-08-029

Issued by  
**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

Date Filed Aug 27, 2009

Effective Aug 20, 2009

Resolution No. \_\_\_\_\_



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