



December 27, 2022

Via Electronic Filing

Caroline Thomas Jacobs, Director
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Subject: Public Advocates Office and The Utility Reform Network Comments on the Draft Annual Report on Compliance for PG&E's 2020 Wildfire Mitigation Plan

Docket: 2020-ARC

Dear Director Thomas Jacobs,

The Public Advocates Office at the California Public Utilities Commission (Cal Advocates) and The Utility Reform Network (TURN) submit the following comments on the Draft Annual Report on Compliance (Draft ARC) for Pacific Gas and Electric Company (PG&E) 2020 Wildfire Mitigation Plan. Please contact Iain Fisher (Arthur.Fisher@cpuc.ca.gov) or Katy Morsony (kmorsony@turn.org) with any questions relating to these comments.

We urge Energy Safety to adopt the recommendations discussed herein.

Sincerely,

/s/ *Carolyn Chen*

/s/ *Katy Morsony*

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I. INTRODUCTION

On December 5, 2022, Office of Energy Infrastructure Safety (Energy Safety) published the Draft Annual Report on Compliance (Draft ARC) for Pacific Gas and Electric Company (PG&E) 2020 Wildfire Mitigation Plan (WMP).¹ Cal Advocates and TURN provide the following comments.

II. COMMENTS

A. Energy Safety Should Provide a Summary Appendix.

There is a substantial amount of information in the Draft ARC that provides a comprehensive overview of the effort that Energy Safety has undertaken to ensure PG&E's compliance with its 2020 WMP. It is, however, difficult to accurately determine exactly how and when PG&E complied with the requirements of the 2020 WMP for all initiatives across the many audits, monitors, and reports. It is even difficult to ascertain based on the report whether PG&E is currently fully compliant with some initiatives. To clarify the facts and better assess whether the Commission should issue citations, it is necessary to know when each instance of non-compliance began and when it was resolved to the satisfaction of Energy Safety.

To this end, we request that Energy Safety add an additional table as an appendix that allows the reader to easily cross-reference between the reports, audits, inspections, and self-reported non-compliance issues for each 2020 WMP initiative. The table should include the following additional information:

- current status of initiative;
- the start date of non-compliance;
- the end date of non-compliance;
- anticipated date of compliance (applicable only for initiatives where the utility has not yet achieved compliance);
- number of days that the utility was out of compliance;
- Energy Safety's assessment of the degree/severity of non-compliance in this initiative (minor, moderate or major); and
- Energy Safety's assessment of the potential public safety impact of this failure (low, moderate or high).

An example of the proposed table (using inspection initiatives as examples), which would allow for an accurate assessment of the compliance status of each initiative, is provided as Attachment A with these comments. Including this type of summary table as an appendix to every future compliance report is a best practice that will enable prompt resolution of compliance failures and efficient, fair enforcement actions where merited.

¹ Draft Annual Report on Compliance (ARC) for Pacific Gas and Electric Company (PG&E) 2020 Wildfire Mitigation Plan. December 6, 2020.
<https://efiling.energy.ca.gov/eFiling/Getfile.aspx?fileid=53280&shareable=true> (Accessed December 21, 2022)

III. CONCLUSION

Cal Advocates and TURN respectfully urge Energy Safety to adopt the recommendations discussed herein. For any questions relating to these comments, please contact Henry Burton (Henry.Burton@cpuc.ca.gov) or Iain Fisher (Arthur.Fisher@cpuc.ca.gov).

Sincerely,

/s/ *Carolyn Chen*

/s/ *Katy Morsony*

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ATTACHMENT A

Example of Compliance Initiative Crosswalk Matrix

Attachment A – Example – Cross Compliance Cross Comparisons Matrix

Initiative No.	Source	Initiative Name	Reported Actual Progress				Initial Findings	Non-Compliance Start Date	Non-Compliance End Date	Anticipated Date of Compliance	Days Non-Compliant	Current Status	Severity of Non-Compliance	Public Safety Impact
			Target	QIU	QAL	EC ARC								
5.3.4.1	Initiatives with both Quantitative and Qualitative Targets (QIU, QAL, EC ARC)	D.2 - Distribution HFTD Inspections (poles)	339,728	339,728	339,728	339,728	Compliant					Compliant		
5.3.4.1	Independent Evaluator – BNVA Inspections -	D.2 - Distribution HFTD Inspections (poles)					In 11 of the 313 cases, the asset seen in the photo was different than what was listed in the inspection form.					Compliant – PG&E agreed with the findings. The forms have been updated and inspectors trained.		
5.3.4.1	Independent Evaluator - BNVA Inspections -	D.2 - Distribution HFTD Inspections (poles)					In 13 of the 313 cases, the asset seen in the photo was different than what was listed in the inspection form.					Compliant - PG&E agreed with the findings. The forms have been updated and inspectors trained.		
5.3.4.1	Independent Evaluator - BNVA Inspections -	D.2 - Distribution HFTD Inspections (poles)					In one of the 313 cases, a secondary conductor was supported by a tree.					Compliant - PG&E stated that this was not a violation of the 2020 WMP. ES agrees with PG&E.		

5.3.4.2	Initiatives with both Quantitative and Qualitative Targets (QIU, QAL, EC ARC)	D.3 - Transmission HFTD Inspections (structures)	~26,282	26,282	26,282	26,282	Compliant					Compliant		
5.3.4.15	Initiatives with Qualitative Targets (QIU, QAL, EC ARC)	D.4 - Substation HFTD Inspections (substations)		Delayed	Completed	Commitment Missed	Commitment Missed							
5.3.4.15	Independent Evaluator - ARC	D.4 - Substation HFTD Inspections (substations)					missed					unknown		
5.3.4.15	Independent Evaluator - ARC	D.4 - Substation HFTD Inspections (substations)					missed					unknown		
5.3.4.15	Self-Reported Non-Compliance	D.4 - Substation HFTD Inspections (substations) Tier 3					non-compliant - missed 24 inspections		12-Mar-21			compliant		
5.3.4.15	Self-Reported Non-Compliance	D.4 - Substation HFTD Inspections (substations) Tier 2					non-compliant - missed 39 inspections					Non-compliant		