

Decision 83 95 016 MAY 4 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation by the Public Utilities)
 Commission into intended programs for)
 the sales, leasing, installation and)
related servicing of solar devices)
 by San Diego Gas & Electric Company,)
 Southern California Gas Company,)
 Pacific Gas and Electric Company,)
 Southern California Edison Company,)
 Pacific Power and Light Company,)
 Sierra Pacific Power Company,)
 Southwest Gas Corporation, and)
 California Pacific Utilities Company.)

OII 13
(Filed April 4, 1978)

OPINION AND ORDER

In Decision (D.) 82-08-080, August 18, 1982, we expressed our view that the altered relationship between regulated California utilities and the solar water heating industry occurring by reason of the solar demonstration programs authorized in OII 42 has resulted in the record in OII 13 becoming stale. We accordingly invited comments from all interested parties regarding the disposition of this proceeding, noting that we would discontinue this investigation in the absence of a compelling showing that it be kept open.

Pacific Gas and Electric Company (PG&E), Southern California Gas Company (SoCal), and San Diego Gas & Electric Company (SDG&E) filed comments. Both SoCal and PG&E concurred with our evaluation that the record in OII 13 was stale and suggested discontinuance. SoCal noted that the initiation of the Solar Water Heater Demonstration Financing Program had, in effect, set a precedent of utilizing a case-by-case analysis for any proposed solar programs. PG&E requested permission to update the record

by evidence and briefing if we determined to issue a substantive decision in OII 13.

SDG&E stated that it believes that there is a need for the Commission to adopt regulating guidelines for future utility participation in the marketing of solar energy devices. It asks that we consider adopting the proposed rules and regulations it submitted earlier in the proceeding; those regulations to be in addition to those contained in the Commission's Rules of Practice and Procedure. We, however, believe it to be more appropriate that the proposed regulations be a subject of consideration in a future rulemaking proceeding should events prove that additional or different rules are required to process any solar marketing applications we may receive. The record in this proceeding could be incorporated in any subsequent rulemaking proceeding.

IT IS ORDERED that OII 13 is discontinued.

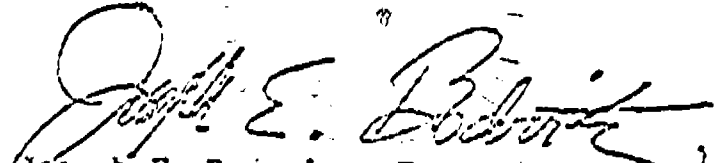
This order shall become effective 30 days from today.

Dated May 4, 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director



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IT IS ORDERED that OII 13 is discontinued. *K.A.*

This order shall become effective 30 days from today.

Dated MAY 4 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners