

**BEFORE THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of Pacific Gas and Electric
Company Proposing Cost of Service and Rates
for Gas Transmission and Storage Services for
the Period 2011-2014

(U 39 G)

Application 09-09-013

**OPENING COMMENTS OF PACIFIC GAS AND ELECTRIC COMPANY
ON PROPOSED DECISION**

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Dated: April 4, 2011

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I. INTRODUCTION

Pursuant to Rule 14.3 of the Rules of Practice and Procedure of the California Public Utilities Commission (Commission or CPUC), Pacific Gas and Electric Company (PG&E) respectfully submits these comments on the Proposed Decision (PD) of Assigned Administrative Law Judge (ALJ) John S. Wong on PG&E's 2011 Gas Transmission and Storage (GT&S) Rate Case and resulting settlement (known as "Gas Accord V") that resolved all issues but two in PG&E's GT&S Rate Case, and was executed by all parties except Southern California Gas Company (SoCalGas) and San Diego Gas & Electric Company (SDG&E).

As required by Rule 14.3(b) and (c) of the Commission's Rules of Practice and Procedure, Appendix A to these comments includes PG&E's proposed changes to Conclusion of Law 7 and Ordering Paragraph 5a.

II. SUMMARY

PG&E appreciates and supports the PD's recommended adoption of the August 20, 2010 Gas Accord V Settlement Agreement executed by PG&E and 25 other parties as reasonable in light of the entire record, consistent with law, and in the public interest. In addition to recommending approval of the Gas Accord V Settlement without modifications (and expressly rejecting the modifications suggested by SoCalGas/SDG&E), the PD also recommends imposing on PG&E a requirement to submit semi-annually a "Gas Transmission and Storage Safety

Report” (Safety Report) to the directors of the Energy Division and the Consumer Protection and Safety Division (CPSD), and to serve a copy of that Safety Report on the service list in this proceeding. Safety is and will continue to be PG&E’s top priority. PG&E does not object to the new safety reporting requirement, but offers below suggested adjustments to the due dates of the semi-annual reports, in order to give PG&E personnel sufficient time to prepare the reports at the conclusion of each six-month period. In addition, PG&E suggests a dollar threshold for the safety reporting requirements that require reporting at the project level. Finally, PG&E notes that it has plans to develop new tools to assess risk and prioritize work, that improve upon the current “Top 100 report” process. PG&E requests that the final decision anticipate and reflect this potential for improvement in risk assessment, prioritization and reporting, and direct PG&E to work with the Energy Division and the CPSD to determine what PG&E should submit as part of the Safety Report.

III. PG&E DOES NOT OBJECT TO THE NEW REPORTING REQUIREMENT CONCERNING GAS TRANSMISSION PIPELINE SAFETY BUT REQUESTS ADJUSTMENTS TO DUE DATES AND MINOR CLARIFICATIONS

PG&E is committed to maintaining safe gas transmission service for its customers. As the PD explains, the Gas Accord V Settlement provides 92% of the monies that PG&E had requested in its application in this proceeding for pipeline integrity Operations and Maintenance (O&M) expense, 100% of the capital investment requested for pipeline integrity management (Major Work Category 98) and 98% of the capital request for pipeline safety and reliability (Major Work Category 75). The PD also notes the commitment by PG&E that it will spend the full amount of capital contemplated in the Gas Accord V Settlement for pipeline integrity management and pipeline safety and reliability during the rate case period.

The Gas Accord V Settlement includes sufficient revenues to fund O&M and capital investment in PG&E’s gas transmission and storage system as forecast prior to the San Bruno

incident. As we have previously stated, the Settlement does not include sufficient funding for incremental gas transmission safety projects that the Commission may authorize in the Gas Safety Order Instituting Rulemaking (OIR 11-02-019). Cost recovery associated with such incremental safety projects, including PG&E's Pipeline 2020 Program, will be addressed in the Gas Safety OIR.

The PD imposes a semi-annual safety reporting requirement on PG&E to allow Commission staff to verify PG&E's use of the funds granted in Gas Accord V for their intended purpose. The PD provides that the Safety Report shall provide the information set forth in Appendix C of the PD. The semi-annual Safety Reports are tied to the calendar year. Pursuant to Appendix C of the PD, the August 1 Safety Report (the first of which will be due August 1, 2011) will cover the six-month period from January 1 through June 30 of each year, and the February 1 report (the first of which will be due February 1, 2012) will cover the six-month period July 1 through December 31 of each year.

PG&E understands the need for increased transparency into its pipeline capital and O&M spending, and does not object to the new safety reporting requirement. However, the due dates of August 1 and February 1 contemplated by the PD do not give PG&E employees sufficient time to compile the necessary data after the conclusion of each six-month period. The first two Safety Reports are of particular concern, because PG&E will not have an automated process in place to generate the reports, and therefore will have to prepare them manually. The generation of the first two Safety Reports will take approximately four months. In addition, the Commission has imposed a similar safety reporting requirement on PG&E for its gas distribution in PG&E's General Rate Case (GRC). There will likely be significant overlap in the PG&E employees working on the Gas Distribution Safety Report and the Gas Transmission Safety Report. In order to give PG&E sufficient time to compile the required data, and to mitigate the

effects of having two Safety Reports due at the same time that will be completed by the same employees, PG&E requests that the Commission allow PG&E four months after the conclusion of the applicable six-month period to complete the first two Safety Reports (making them due on November 1, 2011 and May 1, 2012, respectively). Thereafter, once PG&E begins to develop some automated processes to prepare the Safety Reports, PG&E requests that the Safety Reports be due two months after the conclusion of the applicable period (i.e. September 1 and March 1).

In addition, several of the categories upon which PG&E must report ask for project-level data. For example, Category 3 asks PG&E to identify and describe each gas storage project, pipeline safety, integrity, and reliability capital project and any applicable high risk ranking, and the pipeline integrity O&M work activities, which were planned to start during the reporting period, and the project costs associated with each project or work activity. Similarly, Category 4 asks for an identification and description of each capital project, and the pipeline integrity O&M work activities, that were started, underway, or completed during the reporting period, the amount spent on each project and activity during the reporting period, the amount spent during that calendar year, and the total amount spent on each project or activity.

In any given year, PG&E undertakes many small capital and O&M projects that cost less than \$1,000,000 each. The burden of reporting on each of these small projects far outweighs any benefit that the Commission would receive by including them in the Safety Report. For example, in 2011 gas transmission projects that cost more than \$1,000,000 comprise about 75% of PG&E's planned capital dollar expenditures, and about 82% of planned O&M spending, but only about 11% of PG&E's planned capital projects and 9% of planned O&M projects, by number. In addition, PG&E will be required to report on additional information concerning safety-related work on the gas transmission system under Categories 6 and 7 (including the most recent gas transmission pipeline inspection plan), such that if there are important safety-related

projects under \$1,000,000, the Commission will likely have visibility into those projects through the other reporting categories. Therefore, PG&E requests that, for those categories in the Safety Report that call for project-level information, the Commission order that the capital and O&M projects that must be included in the Safety Report are those whose cost exceeds \$1,000,000.¹ Projects that cost less than \$1,000,000 would be reported in aggregate by Major Work Category.

Finally, Appendix C states that the Safety Report must attach PG&E's most recent Risk Management Top 100 report, and PG&E must identify any changes from the prior report and explain the reasons for the changes. PG&E is continually striving to improve its processes for assessing risk to its pipeline system and establishing work priorities. To that end PG&E will be developing new risk management and work prioritization tools. The final decision should anticipate, reflect and encourage this improvement in risk assessment, prioritization and reporting and should direct PG&E to work with the Energy Division and the CPSD to determine when PG&E should submit the new tools as part of the Safety Report *in lieu* of the Top 100 report.

IV. CONCLUSION

For the foregoing reasons, PG&E respectfully requests that the Commission adopt the Gas Accord V Settlement as reasonable in light of the entire record, consistent with law, and in the public interest; adopt PG&E's modest revisions to the due dates for the new reporting requirements concerning gas transmission pipeline safety; adopt a \$1,000,000 threshold for projects that must be individually reported; and direct PG&E to work with the Energy Division

¹ The proposed \$1 million threshold for project-level reporting is consistent with PG&E's comments on the PD and APD in PG&E's GRC, in which PG&E stated that it intends to provide information for every project with total forecasted spending in excess of \$1 million within each gas capital major work category in the Gas Distribution Safety Report.

and the CPSD to determine what PG&E should submit as part of the Safety Report as a result of new and improved tools to assess risk and prioritize work. PG&E's proposed revisions to Conclusion of Law 7 and ordering Paragraph 5a are appended hereto as Appendix A.

Respectfully submitted,

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Dated: April 4, 2011

APPENDIX A

PROPOSED CHANGES TO FINDINGS OF FACT AND CONCLUSIONS OF LAW

Modify Conclusion of Law 7 as follows:

7. Beginning ~~November 1~~ ~~August 1~~, 2011, PG&E should be required to provide the semi-annual Safety Report, which contains the information set forth in Appendix C of this decision, to the directors of the Energy Division and CPSD, and to the service list in this proceeding. The Safety Report for the final six months of 2011 shall be submitted on May 1, 2012. Thereafter, Safety Reports shall be due on March 1 and September 1 of each year.

Modify Ordering Paragraph 5 as follows:

5. Pacific Gas and Electric Company (PG&E) must prepare on a semi-annual basis a “Gas Transmission and Storage Safety Report” (Safety Report”) containing the information set forth in Appendix C to this decision and as described in this decision.

A. PG&E must serve the first Safety Report on ~~November 1~~ ~~August 1~~, 2011 on the directors of the Commission’s Consumer Protection and Safety Division and the Energy Division, and to the service list in this proceeding, and PG&E must continue to serve semi-annual Safety Reports as set forth in Appendix C. The Safety Report for the final six months of 2011 shall be submitted on May 1, 2012. Thereafter, Safety Reports shall be due on March 1 and September 1 of each year.

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL OR U.S. MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is Pacific Gas and Electric Company, Law Department B30A, 77 Beale Street, San Francisco, CA 94105.

I am readily familiar with the business practice of Pacific Gas and Electric Company for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

On the 4TH day of April 2011, I caused to be served a true copy of:

**OPENING COMMENTS OF PACIFIC GAS AND ELECTRIC COMPANY
ON PROPOSED DECISION**

[XX] By Electronic Mail – serving the above via e-mail transmission to each of the parties listed on the official service list for A.09-09-013 with an e-mail address.

[XX] By U.S. Mail – by placing the above for collection and mailing, in the course of ordinary business practice, with other correspondence of Pacific Gas and Electric Company, enclosed in a sealed envelope, with postage fully prepaid, addressed to those parties listed on the official service list for A.09-09-013 without an e-mail address.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 4th day of April, 2011 at San Francisco, California.

/s/ Donna Lee

DONNA LEE

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Last Updated: March 15, 2011

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Last Updated: March 15, 2011

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