

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

Order Instituting Rulemaking to Consider  
Alternative-Fueled Vehicle Programs, Tariffs,  
and Policies.

Rulemaking 13-11-007  
(Filed November 14, 2013)

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT'S  
MOTION TO FILE LATE COMMENTS**

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September 4, 2014

In accordance with Rules 1.4, 1.7, and 11.1 of the California Public Utilities Commission (PUC) Rules of Practice and Procedure, the South Coast Air Quality Management District (SCAQMD) submits this request to file comments after the August 29, 2014, deadline identified in the Order Instituting Rulemaking to Consider Alternative-Fueled Vehicle Programs, Tariffs, and Policies, R.13-11-007.

## **I. BACKGROUND**

On November 22, 2013, the PUC issued an Order Instituting Rulemaking (OIR) to Consider Alternative-Fueled Vehicle Programs, Tariffs, and Policies, R.13-11-007. In the OIR, the PUC invited parties to submit comments by August 29, 2014. The SCAQMD filed timely comments on August 29, 2014, and properly served all parties. However, the comments were rejected because the SCAQMD has not yet been granted Party Status. This motion is filed concurrently and separately from the SCAQMD's motion for Party Status and the SCAQMD staff's comments in response to that order. The SCAQMD requests that the PUC grant both motions and accept the SCAQMD's staff comments.

## **II. REQUEST TO FILE LATE COMMENTS**

As the sole and exclusive local agency with responsibility for comprehensive air pollution control in the South Coast Air Basin (Basin), the SCAQMD has a strong interest in the outcome of policies developed by the PUC during this proceeding. The Clean Air Act establishes federal ambient air quality standards, including ambient ozone standards which must be attained in the Basin by 2022, 2023 and 2032. Attainment of these standards will require substantial reductions in regional emissions of nitrogen oxides (NOx). The electrification of vehicles is a key component of our region's air quality strategy, as is the increased use of other clean fuels, such as natural gas.

The role of electric utilities in supporting vehicle electrification could prove essential to creating a robust market for zero emission vehicles, including the deployment of charging station infrastructure. Accordingly, it is important that the SCAQMD be allowed to submit comments to the PUC addressing the relationship between air quality and the electric utilities' role in implementing alternative-fueled vehicle programs and policies developed by the PUC.

In deciding on this motion, the SCAQMD requests that the PUC also consider that the comments of SCAQMD staff were originally submitted on time and were served upon all parties properly and in a timely manner. Therefore, no party will be prejudiced by granting this motion and accepting the comments previously filed but rejected because the SCAQMD has not yet been granted Party Status. Filing comments prior to being granted Party Status resulted from an improper interpretation of Rule 1.4(a)(2)(ii), which provides that a person may become a party to a proceeding by filing comments in response to a rulemaking.

To correct this, SCAQMD staff now submits this motion to accept late filed comments, the comments of SCAQMD staff, and a motion requesting Party Status pursuant to Rule 1.4(a)(4). Consistent with Rule 1.7, all three documents are filed concurrently and separately. Rule 11.1(b) provides that a motion may be made at any time during the pendency of a proceeding by a person who is not a party if it is accompanied by a motion pursuant to Rule 1.4 to become a party. With the submission of these requests, SCAQMD has now done so. Therefore, this motion is timely and in compliance with Rule 11.1(b) by filing concurrently and separately this motion to accept late filed comments, the SCAQMD staff comments, and the motion requesting Party Status. Both motions and the comments from SCAQMD staff, will be filed and served, consistent with 11.1(c).

### III. NOTICE

For purposes of communications and service, please add the following contact to the service list for this proceeding:

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### IV. CONCLUSION

For the reasons set forth above, SCAQMD respectfully requests that the PUC grant this motion and accept the comments submitted by SCAQMD staff in response the Order Instituting Rulemaking to Consider Alternative-Fueled Vehicle Programs, Tariffs, and Policies, R.13-11-007.

Dated: September 4, 2014

Respectfully submitted,

Barry R. Wallerstein, D.Env.  
Executive Officer

/s/ BARRY R. WALLERSTEIN  
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