

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

Tel. No. (415) 703-1691



February 3, 2006

Advice Letter 2643G|G-A|2677E|E-A

RECEIVED
REGULATORY RELATIONS DEPARTMENT

FEB 8 2006

Ms Rose de la Torre
Pacific Gas and Electric Company
77 Beale Street, Room 1088
Mail Code B10C
San Francisco, CA 94105

Subject: Revisions to Form 62-1198, to New Form 61-0535 and to Gas and Electric
Rules 19.1, 19.2, 19.3

Dear Ms de la Torre:

Advice Letter 2643G|G-A|2677E|E-A is effective July 18, 2005. A copy of the advice letter is sent herewith for your records.

Sincerely,

A handwritten signature in black ink, appearing to read "S H Gallagher".

Sean H. Gallagher
Director
Energy Division



**Pacific Gas and
Electric Company®**

Brian K. Cherry
Director
Regulatory Relations

77 Beale Street, Room 1087
San Francisco, CA 94105

Mailing Address
Mail Code B10C
Pacific Gas and Electric Company
P.O. Box 770000
San Francisco, CA 94177

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October 3, 2005

Advice 2643-G-A/2677-E-A
(Pacific Gas and Electric Company ID U39M)

Subject: Supplement

**Revisions to Form 62-1198—California Alternate Rates for
Energy Program Application for Qualified Agricultural Employee
Housing Facilities**

**New Form 61-0535—California Alternate Rates for Energy
Program Application for Office of Migrant Services/Non-profit
Migrant Farm Worker Housing Centers**

Revisions to Gas and Electric Rules 19.1, 19.2, 19.3

Public Utilities Commission of the State of California

Pacific Gas and Electric Company (PG&E) is filing this supplemental Advice Letter with tariff sheets that complement those filed in Advice 2643-G/2677-E seeking to revise Form 62-1198— California Alternate Rates for Energy Program Application for Qualified Agricultural Employee Housing Facilities and submitting a new Form 61-0535— California Alternate Rates for Energy Program Application for Office of Migrant Services/Non-profit Migrant Farm Worker Housing Centers, as authorized by Decision (D.)05-04-052. The affected tariff sheets are listed on the enclosed Revised Attachment I.

Background

On June 17, 2005, PG&E filed Advice 2643-G/2677-E in compliance with D.05-04-052. Decision 05-04-052, Ordering Paragraphs 24, 25, and 26 ordered:

- the utilities to create a new application for migrant housing centers that did not include the previous requirement that 100% of OMS farmworker housing center residents be eligible for CARE;
- non-profit farmworker housing centers, even if not managed by OMS, shall receive the CARE discount; and
- the IOUs shall use their best efforts to enroll all residents of OMS and non-profit migrant housing centers in the CARE program within 60 days.

PG&E worked with the other utilities to revise the applications consistently and was in contact with its OMS centers to help them automatically enroll with this new application. Advice 2643-G/2677-E submitted the revised and new applications for Commission approval.

On July 7, 2005, PG&E received notice that Advice 2643-G/2677-E was suspended for staff review. Pending staff review, PG&E identified changes to its Gas and Electric rules that will need modification to ensure consistency with the changes to the forms mentioned above.

In addition, PG&E is modifying the amount of time to recertify from 60 days to 90 days. Company practice has been 90 days, and it allows flexibility for the customer to respond to PG&E for recertification.

Proposed Gas and Electric Rules 19.1, 19.2, 19.3

Gas and Electric Rule 19.1 is modified by:

- Deletion of "Employee" from "Qualified Agricultural ~~Employee~~ Housing Facility"
- Change 60 days to recertify to 90 days to recertify

Gas and Electric Rule 19.2 is modified by:

- Change 60 days to recertify to 90 days to recertify

Gas and Electric Rule 19.3 is modified by:

- Deletion of "Employee" from "Qualified Agricultural ~~Employee~~ Housing Facility"
- Inclusion of language describing D.05-04-052
- Inclusion in eligibility Migrant Farm Workers Housing Centers, operated by Office of Migrant Services
- Inclusion in eligibility Migrant Farm Workers Housing Centers, operated by non-profit entities
- Inclusion of reference to new Form No. 61-0535
- Change 60 days to recertify to 90 days to recertify

Protests

Anyone wishing to protest this filing may do so by letter sent via U.S. mail, by facsimile or electronically, any of which must be received no later than 21 days

October 3, 2005

after the date of this filing, which is **October 24, 2005**. Protests should be mailed to:

CPUC Energy Division
Attention: Tariff Unit, 4th Floor
505 Van Ness Avenue
San Francisco, California 94102

Facsimile: (415) 703-2200
E-mail: jjr@cpuc.ca.gov and jnj@cpuc.ca.gov

Copies of protests also should be mailed to the attention of the Director, Energy Division, Room 4004, at the address shown above.

The protest also should be sent via U.S. mail (and by facsimile and electronically, if possible) to PG&E at the address shown below on the same date it is mailed or delivered to the Commission:

Pacific Gas and Electric Company
Attention: Brian Cherry
Director, Regulatory Relations
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, California 94177

Facsimile: (415) 973-7226
E-mail: PGETariffs@pge.com

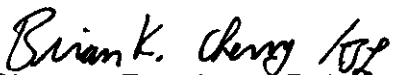
Effective Date

PG&E requests that this advice filing become effective on **July 18, 2005**, the effective date requested in Advice 2643-G/2677-E.

Notice

In accordance with General Order 96-A, Section III, Paragraph G, a copy of this advice letter is being sent electronically and via U.S. mail to parties shown on the attached list. Address changes should be directed to Rose de la Torre at (415) 973-4716. Advice letter filings can also be accessed electronically at:

<http://www.pge.com/tariffs>


Director, Regulatory Relations

Attachments

cc: Service Lists R.04-01-006

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. **Pacific Gas and Electric Company (ID U39)**

Utility type:

☒ ELC

☒ GAS

☐ PLC

☐ HEAT

☐ WATER

Contact Person: Bernard Lam

Phone #: (415) 973-4878

E-mail: bxlc@pge.com

EXPLANATION OF UTILITY TYPE

ELC = Electric

GAS = Gas

PLC = Pipeline

HEAT = Heat

WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: **2643-G-A/2677-E-A**

Subject of AL: Supplement; Revisions to CARE Form 62-1198, New Form 61-0535 for Migrant Farm Worker Housing Centers, Revisions to Gas and Electric Rules 19.1, 19.2, 19.3

Keywords (choose from CPUC listing): CARE, Compliance, Forms

AL filing type: ☐ Monthly ☐ Quarterly ☐ Annual ☒ One-Time ☐ Other _____

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

D.05-04-052

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL: No

Summarize differences between the AL and the prior withdrawn or rejected AL¹: _____

Resolution Required? ☐ Yes ☒ No

Requested effective date: **07/18/2005**

No. of tariff sheets: **18**

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: CARE Forms 62-1198 and 61-0535, Gas and Electric Rules 19.1, 19.2, 19.3

Service affected and changes proposed¹: Automatic enrollment of OMS centers in CARE

Pending advice letters that revise the same tariff sheets: 2643-G/2677-E, complemented by this advice

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

jjr@cpuc.ca.gov and jnj@cpuc.ca.gov

Pacific Gas and Electric Company

Attn: Brian K. Cherry

Director, Regulatory Relations

77 Beale Street, Mail Code B10C

P.O. Box 770000

San Francisco, CA 94177

E-mail: PGETariffs@pge.com

¹ Discuss in AL if more space is needed.

**REVISED ATTACHMENT 1
2643-G-A**

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
23440-G	Rules – Rule 19.1 – California Alternate Rates for Energy for Individual Customers and Submetered Tenants of Master-Metered Customers	19370-G
23441-G	Rules – Rule 19.1 (Cont'd.)	19372-G
23442-G	Rules – Rule 19.2 – California Alternate Rates for Energy for Nonprofit Group-Living Facilities	17037-G
23443-G	Rules – Rule 19.3 – California Alternate Rates for Energy for Qualified Agricultural Housing Facilities	17305-G
23444-G	Rules – Rule 19.3 (Cont'd.)	23144-G
23445-G	Rules – Rule 19.3 (Cont'd.)	17307-G
23446-G	Rules – Rule 19.3 (Cont'd.)	17308-G
23210-G	Sample Forms--62-1198--Application for Qualified Agricultural Employee Housing Facilities	20603-G
23211-G	Sample Forms--61-0535--Application for Migrant Farm Worker Housing Centers	New
23447-G	Table of Contents—Rules	23150-G
23212-G	Table of Contents--Sample Forms	23149-G
23213-G	Table of Contents--Rate Schedules	23180-G
23448-G	Table of Contents--Rate Schedules	23409-G

**REVISED ATTACHMENT 1
2677-E-A**

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
23932-E	Rules – Rule 19.1 – California Alternate Rates for Energy for Individual Customers and Submetered Tenants of Master-Metered Customers	16391-E
23933-G	Rules – Rule 19.1 (Cont'd.)	16393-E

**REVISED ATTACHMENT 1
2677-E-A**

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
23934-E	Rules – Rule 19.2 – California Alternate Rates for Energy for Nonprofit Group-Living Facilities	13591-E
23935-E	Rules – Rule 19.3 – California Alternate Rates for Energy for Qualified Agricultural Housing Facilities	13899-E
23936-E	Rules – Rule 19.3 (Cont'd.)	23424-E
23937-E	Rules – Rule 19.3 (Cont'd.)	13901-E
23938-E	Rules – Rule 19.3 (Cont'd.)	13902-E
23629-E	Sample Forms--62-1198--Application for Qualified Agricultural Employee Housing Facilities	18339-E
23630-E	Sample Forms--61-0535--Application for Migrant Farm Worker Housing Centers	New
23939-E	Table of Contents—Rules	23430-E
23631-E	Table of Contents--Sample Forms	23429-E
23632-E	Table of Contents--Rate Schedules	23593-E
23940-E	Table of Contents--Rate Schedules	23928-E

Note: Bolded entries indicate revised tariff pages in this filing.



**RULE 19.1—CALIFORNIA ALTERNATE RATES FOR ENERGY FOR INDIVIDUAL CUSTOMERS
AND SUBMETERED TENANTS OF MASTER-METERED CUSTOMERS**

A. GENERAL

The Low-Income Ratepayer Assistance (LIRA) program was established by the Commission in Decisions 89-07-062 and 89-09-044. The program was revised in Decision No. 94-12-049 and the name changed to California Alternate Rates for Energy (CARE). The purpose of the CARE program is to provide qualifying residential applicants with reduced energy charges. Application for the rate may be made by individually metered PG&E Customers, master-metered Customers with qualifying submetered tenants, submetered tenants of master-metered PG&E Customers, or any permanent resident in an individually metered residential dwelling unit, except non-submetered tenants of master-metered Customers and any applicant/Customer currently receiving service under Schedule G-10.

Qualifying applicants for CARE shall be placed on the CARE rate starting with the next regular meter reading date following receipt of such application by PG&E.

A Nonprofit Group-Living Facility may qualify for CARE, if it meets the eligibility criteria set forth in Rule 19.2. A Qualified Agricultural Housing Facility may qualify for CARE, if it meets the eligibility criteria set forth in Rule 19.3. (T)

B. ELIGIBILITY

To be eligible to receive CARE the applicant (except in the case where a master-metered Customer submeters qualifying CARE applicants) must qualify under the eligibility criteria set forth in either Section 1 or 2, below, and meet the certification requirements thereof to the satisfaction of PG&E. Individually metered applicants/Customers may qualify for CARE at their primary residence only.

The completed application must be submitted to PG&E. PG&E will randomly verify the eligibility of applicants following enrollment.



**RULE 19.1—CALIFORNIA ALTERNATE RATES FOR ENERGY FOR INDIVIDUAL CUSTOMERS
AND SUBMETERED TENANTS OF MASTER-METERED CUSTOMERS**

(Continued)

D. RECERTIFICATION REQUIREMENTS

1. Certification of individually-metered PG&E Customers is valid for a period of two years, except as provided in Section F.
2. Certification of submetered tenants of master-metered Customers is valid for one year, except as provided in Section F.

Applicants either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine applicants' eligibility. Failure by any party asked to provide proper proof of eligibility will result in disqualification of applicant's eligibility to receive the CARE rate. PG&E may rebill Customers removed from the program for previous discounts received for which the participant did not qualify.

Upon PG&E's request that the applicant recertify eligibility following the regular expiration date of applicants' eligibility, the applicant will have 90 days to recertify, after which applicants not recertified will lose their eligibility under the CARE program.

(T)

It is the responsibility of the applicant to immediately notify PG&E when the applicant is no longer eligible for the CARE program.

(Continued)



**RULE 19.2—CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR NONPROFIT GROUP-LIVING FACILITIES**

(Continued)

D. RECERTIFICATION REQUIREMENTS

1. Facilities wishing to recertify must complete Form No. 62-0156 and provide the information listed in Section C.
2. Recertification shall include a quantification by the Nonprofit Group-Living Facility of the annual CARE discount and an identification of how these discount funds were spent for the benefit of qualifying residents.

Nonprofit Group-Living Facilities either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine Nonprofit Group-Living Facility eligibility. Failure by any party to provide proper proof of eligibility will result in the removal of the Nonprofit Group-Living Facility from the CARE rate.

Upon PG&E's request that the Nonprofit Group-Living Facility recertify eligibility or 90 days before the regular expiration date of the Nonprofit Group-Living Facility's eligibility, the Nonprofit Group-Living Facility will have 90 days to recertify, after which Nonprofit Group-Living Facilities not recertified will lose their eligibility under the CARE program.

(T)
(T)

E. MISAPPLICATION OF CARE

Misapplication of CARE for the period during which the Nonprofit Group-Living Facility received CARE occurs when: 1) the Nonprofit Group-Living Facility certifies or recertifies using incorrect information, or 2) when the CARE discount funds were not spent for the benefit of the qualifying residents. PG&E may rebill the account at the customer's otherwise applicable rate schedule for misapplication of CARE. Such billing shall be for a period up to the most recent three years in accordance with Rule 17. However, nothing in Rule 19.2 shall be interpreted as limiting PG&E's rights under any provisions of any applicable law or tariff.



RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES

(T)

A. GENERAL

The Low-Income Ratepayer Assistance (LIRA) program was established by the Commission in Decisions 89-07-062 and 89-09-044. The program was revised in Decision 94-12-049 and the name changed to California Alternate Rates for Energy (CARE). The program was expanded to migrant centers, privately-owned employee housing and agricultural employee housing operated by a non-profit agency (collectively referred to as Facilities) in Decision 95-10-047. Decision 05-04-052 expanded CARE qualifying facilities to include Migrant Farm Worker Housing Centers operated by the office of Migrant Services and Migrant Farm Worker Housing Centers operated by qualifying non-profit entities. The purpose of this CARE program is to provide qualifying Facilities with reduced charges for gas service. Application for the rate may be made by master-metered customers who operate Facilities for qualifying residents.

(T)

(T)

Qualifying Special Employee Housing Facilities for CARE shall be placed on the CARE rate starting with the next regular meter reading date following receipt by PG&E of an acceptable application as specified in Section C.

B. ELIGIBILITY

To be eligible to receive CARE, the Facility must meet the following conditions:

1. MIGRANT CENTERS

- a. Migrant Centers must have a current contract with the Office of Migrant Services, Department of Housing and Community Development to provide housing pursuant to Health and Safety Code §50710.
- b. Migrant Farm Workers Housing Centers, operated by the Office of Migrant Services (OMS), Department of Housing and Community Development, to provide a current contract in accordance with IRS Code Section 501(c)(3), pursuant to Section 50710 of the Health and Safety Code.
- c. Migrant Farm Worker Housing Centers, operated by non-profit entities, as defined in Subdivision (b) of Section 1140.4 of the Labor Code, that has an exemption from local property taxes pursuant to subdivision (g) of Section 214 of the Revenue and Taxation Code.
- d. For Migrant Centers, 100 percent of the energy supplied to the facility's premises must be used for residential purposes, if each of the dwelling areas in the facility is individually metered. If a master meter serves the facility, not less than 70 percent of the energy supplied to the facility's premises must be used for residential purposes.

(N)

(N)

(Continued)



**RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES**

(Continued)

(T)

B. ELIGIBILITY (Cont'd.)

2. PRIVATE-OWNED EMPLOYEE HOUSING FACILITIES

- a. Privately-Owned Employee Housing Facilities must provide proof of current compliance with Part 1 of Division 13 of the Health and Safety Code. Compliance must take the form of having a permit issued by the State Department of Housing and Community Development pursuant to Health and Safety Code §17030.
- b. For Privately-Owned Employee Housing Facilities, 100 percent of the energy supplied to the facility's premises must be used for residential purposes.

3. AGRICULTURAL EMPLOYEE HOUSING FACILITIES

- a. Agricultural Employee Housing Facilities must provide a letter of determination by the Internal Revenue Service (IRS) that the corporation is tax-exempt due to its non-profit status under IRS Code §501(c)(3) or proof that it is tax-exempt due to its non-profit status from the State of California. Additionally, the Facility must provide a copy of letter from the Assessor in the county where the Facility is located stating that the housing is exempt from local property taxes.
 - b. For Agricultural Employee Housing Facilities, 100 percent of the energy supplied to the facility's premises must be used for residential purposes, if each of the dwelling areas in the facility is individually metered. If a master meter serves the facility, not less than 70 percent of the energy supplied to the facility's premises must be used for residential purposes.
4. The total gross income for all persons residing in each household at a Facility may not exceed the following:

<u>Number of Persons in Household</u>	<u>Maximum Annual Household Income</u>
1-2	\$24,200
3	\$28,400
4	\$34,200
5	\$40,000
6	\$45,800
Each additional member, add:	\$ 5,800

(Continued)



RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES

(Continued)

(T)

C. CERTIFICATION

1. All facilities applying for certification must complete and provide to PG&E an Application (Form No. 62-1198) (Form No. 61-0535) for PG&E's CARE Program for Qualified Agricultural Employee Housing Facilities. (T)

2. Each Application for PG&E's CARE Program for Qualified Agricultural Employee Housing Facilities must be accompanied by the following documentation:

- a. A copy of the documentation from the appropriate agency shown in Section B.1.
- b. Documentation that all residents of the Facility meet the CARE eligibility criteria shown in Section B.3. Proof of income eligibility should come from income tax returns, paycheck stubs, or similar records.
- c. Certification, under penalty of perjury, explaining how the discount from the CARE rate will be used to directly benefit the occupants of the Facility.

3. Certification of Facilities is valid for one year, except as provided in Section E.

It is the responsibility of the Facility to notify PG&E if it is no longer eligible for the CARE Program.

(Continued)



RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES
(Continued)

(T)

D. RECERTIFICATION REQUIREMENTS

1. Facilities wishing to recertify must complete a new Form No. 62-1198 or Form No. 61-0535 and provide the information listed in Section C. (T)
(T)
2. Recertification shall include an explanation by the Facility of how the annual CARE discount was used during the previous year for the direct benefit of qualifying residents. Additionally, the Facility shall certify how the next year's discount will be used to directly benefit occupants.

E. MISAPPLICATION OF CARE

Misapplication of CARE eligibility for the period during which the Facility received CARE occurs when: 1) the Facility certifies or recertifies using incorrect information, or 2) when the CARE discount funds were not spent for the benefit of the qualifying residents. PG&E may rebill the account at the customer's otherwise applicable rate schedule for misapplication of CARE. Such billing shall be for a period up to the most recent three years in accordance with Rule 17.1. However, nothing in Rule 19.3 shall be interpreted as limiting PG&E's rights under any provisions of any applicable law or tariff.

Facilities either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine Facility eligibility. Failure by any party to provide proper proof of eligibility will result in the removal of the Facility from the CARE rate.

Upon PG&E's request that the Facility recertify eligibility or 90 days before the regular expiration date of the Facility's eligibility, the Facility will have 90 days to recertify, after which Facilities not recertified will lose their eligibility under the CARE program.



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RULE 19.1—CALIFORNIA ALTERNATE RATES FOR ENERGY FOR INDIVIDUAL CUSTOMERS AND SUBMETERED TENANTS OF MASTER-METERED CUSTOMERS

A. GENERAL

The Low-Income Ratepayer Assistance (LIRA) program was established by the Commission in Decisions 89-07-062 and 89-09-044. The program was revised in Decision 94-12-049 and the name change to California Alternate Rates for Energy (CARE). The purpose of the CARE program is to provide qualifying residential applicants with reduced energy charges. Application for the rate may be made by individually metered PG&E customers, master-metered customers with qualifying submetered tenants, submetered tenants of master-metered PG&E customers, or any permanent resident in an individually metered residential dwelling unit, except non-submetered tenants of master-metered customers and any applicant/customer currently receiving service under Schedule EE.

Qualifying applicants for CARE shall be placed on the CARE rate starting with the next regular meter reading date following receipt of such application by PG&E.

A Nonprofit Group-Living Facility may qualify for CARE, if it meets the eligibility criteria set forth in Rule 19.2. A Qualified Agricultural Housing Facility may qualify for CARE, if it meets the eligibility criteria set forth in Rule 19.3.

(T)

B. ELIGIBILITY

To be eligible to receive CARE the applicant (except in the case where a master-metered customer submeters qualifying CARE applicants) must qualify under the eligibility criteria set forth in either Section 1 or 2, below, and meet the certification requirements thereof to the satisfaction of PG&E. Individually metered applicants/customers may qualify for CARE at their primary residence only.

The completed application must be submitted to PG&E. PG&E will randomly verify the eligibility of applicants following enrollment.

(Continued)



**RULE 19.1—CALIFORNIA ALTERNATE RATES FOR ENERGY FOR INDIVIDUAL CUSTOMERS
AND SUBMETERED TENANTS OF MASTER-METERED CUSTOMERS**

(Continued)

D. RECERTIFICATION REQUIREMENTS

1. Certification of individually-metered PG&E Customers is valid for a period of two years, except as provided in Section F.
2. Certification of submetered tenants of master-metered customers is valid for one year, except as provided in Section F.

Applicants either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine applicants' eligibility. Failure by any party asked to provide proper proof of eligibility will result in disqualification of applicant's eligibility to receive the CARE rate. PG&E may rebill Customers removed from the program for previous discounts received for which the participant did not qualify.

Upon PG&E's request that the applicant recertify eligibility following the regular expiration date of applicants' eligibility, the applicant will have 90 days to recertify, after which applicants not recertified will lose their eligibility under the CARE program.

(T)

It is the responsibility of the applicant to immediately notify PG&E when they are no longer eligible for the CARE program.

(Continued)



RULE 19.2--CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR NONPROFIT GROUP-LIVING FACILITIES
(Continued)

D. RECERTIFICATION REQUIREMENTS

1. Facilities wishing to recertify must complete Form No. 62-0156 and provide the information listed in Section C.
2. Recertification shall include a quantification by the Nonprofit Group-Living Facility of the annual CARE discount and an identification of how these discount funds were spent for the benefit of qualifying residents.

Nonprofit Group-Living Facilities either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine Nonprofit Group-Living Facility eligibility. Failure by any party to provide proper proof of eligibility will result in the removal of the Nonprofit Group-Living Facility from the CARE rate.

Upon PG&E's request that the Nonprofit Group-Living Facility recertify eligibility or 90 days before the regular expiration date of the Nonprofit Group-Living Facility's eligibility, the Nonprofit Group-Living Facility will have 90 days to recertify, after which Nonprofit Group-Living Facilities not recertified will lose their eligibility under the CARE program.

(T)
(T)

E. MISAPPLICATION OF CARE

Misapplication of CARE for the period during which the Nonprofit Group-Living Facility received CARE occurs when: 1) the Nonprofit Group-Living Facility certifies or recertifies using incorrect information, or 2) when the CARE discount funds were not spent for the benefit of the qualifying residents. PG&E may rebill the account at the customer's otherwise applicable rate schedule for misapplication of CARE. Such billing shall be for a period up to the most recent three years in accordance with Rule 17. However, nothing in Rule 19.2 shall be interpreted as limiting PG&E's rights under any provisions of any applicable law or tariff.



**RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES**

(T)

A. GENERAL

The Low-Income Ratepayer Assistance (LIRA) program was established by the Commission in Decisions 89-07-062 and 89-09-044. The program was revised in Decision 94-12-049 and the name changed to California Alternate Rates for Energy (CARE). The program was expanded to migrant centers, privately-owned employee housing and agricultural employee housing operated by a non-profit agency (collectively referred to as Facilities) in Decision 95-10-047. Decision 05-04-052 expanded CARE qualifying facilities to include Migrant Farm Worker Housing Centers operated by the office of Migrant Services and Migrant Farm Worker Housing Centers operated by qualifying non-profit entities. The purpose of this CARE program is to provide qualifying Facilities with reduced charges for electric service. Application for the rate may be made by master-metered customers who operate Facilities for qualifying residents.

(T)

(T)

Qualifying Special Employee Housing Facilities for CARE shall be placed on the CARE rate starting with the next regular meter reading date following receipt by PG&E of an acceptable application, as specified in Section C.

B. ELIGIBILITY

To be eligible to receive CARE, the Facility must meet the following conditions:

1. MIGRANT CENTERS

- a. Migrant Centers must have a current contract with the Office of Migrant Services, Department of Housing and Community Development to provide housing pursuant to Health and Safety Code §50710.
- b. Migrant Farm Workers Housing Centers, operated by the Office of Migrant Services (OMS), Department of Housing and Community Development, to provide a current contract in accordance with IRS Code Section 501(c)(3), pursuant to Section 50710 of the Health and Safety Code.
- c. Migrant Farm Worker Housing Centers, operated by non-profit entities, as defined in Subdivision (b) of Section 1140.4 of the Labor Code, that has an exemption from local property taxes pursuant to subdivision (g) of Section 214 of the Revenue and Taxation Code.
- d. For Migrant Centers, 100 percent of the energy supplied to the facility's premises must be used for residential purposes, if each of the dwelling areas in the facility is individually metered. If a master meter serves the facility, not less than 70 percent of the energy supplied to the facility's premises must be used for residential purposes.

(N)

(N)

(Continued)



RULE 19.3—CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES
(Continued)

(T)

B. ELIGIBILITY (Cont'd.)

2. PRIVATELY-OWNED EMPLOYEE HOUSING FACILITIES

- a. Privately-Owned Employee Housing Facilities must provide proof of current compliance with Part 1 of Division 13 of the Health and Safety Code. Compliance must take the form of having a permit issued by the State Department of Housing and Community Development pursuant to Health and Safety Code §17030.
- b. For Privately-Owned Employee Housing Facilities, 100 percent of the energy supplied to the facility's premises must be used for residential purposes.

3. AGRICULTURAL EMPLOYEE HOUSING FACILITIES

- a. Agricultural Employee Housing Facilities must provide a letter of determination by the Internal Revenue Service (IRS) that the corporation is tax-exempt due to its non-profit status under IRS Code §501(c)(3) or proof that it is tax-exempt due to its non-profit status from the State of California. Additionally, the Facility must provide a copy of letter from the Assessor in the county where the Facility is located stating that the housing is exempt from local property taxes.
 - b. For Agricultural Employee Housing Facilities, 100 percent of the energy supplied to the facility's premises must be used for residential purposes, if each of the dwelling areas in the facility is individually metered. If a master meter serves the facility, not less than 70 percent of the energy supplied to the facility's premises must be used for residential purposes.
4. The total gross income for all persons residing in each household at a Facility may not exceed the following:

<u>Number of Persons in Household</u>	<u>Maximum Annual Household Income</u>
1-2	\$24,200
3	\$28,400
4	\$34,200
5	\$40,000
6	\$45,800
Each additional member, add:	\$ 5,800

(Continued)



RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES

(Continued)

(T)

C. CERTIFICATION

1. All facilities applying for certification must complete and provide to PG&E an Application (Form No. 62-1198) (Form No. 61-0535) for PG&E's CARE Program for Qualified Agricultural Employee Housing Facilities. (T)
2. Each Application for PG&E's CARE Program for Qualified Agricultural Employee Housing Facilities must be accompanied by the following documentation:
 - a. A copy of the documentation from the appropriate agency shown in Section B.1.
 - b. Documentation that all residents of the Facility meet the CARE eligibility criteria shown in Section B.3. Proof of income eligibility should come from income tax returns, paycheck stubs, or similar records.
 - c. Certification, under penalty of perjury, explaining how the discount from the CARE rate will be used to directly benefit the occupants of the Facility.
3. Certification of Facilities is valid for one year, except as provided in Section E.

It is the responsibility of the Facility to notify PG&E if it is no longer eligible for the CARE Program.

(Continued)



RULE 19.3-CALIFORNIA ALTERNATE RATES FOR ENERGY
FOR QUALIFIED AGRICULTURAL HOUSING FACILITIES
(Continued)

(T)

D. RECERTIFICATION REQUIREMENTS

1. Facilities wishing to recertify must complete a new Form No. 62-1198 or Form No. 61-0535 and provide the information listed in Section C. (T)
(T)
2. Recertification shall include an explanation by the Facility of how the annual CARE discount was used during the previous year for the direct benefit of qualifying residents. Additionally, the Facility shall certify how the next year's discount will be used to directly benefit occupants.

E. MISAPPLICATION OF CARE

Misapplication of CARE for the period during which the Facility received CARE occurs when: 1) the Facility certifies or recertifies using incorrect information, or 2) when the CARE discount funds were not spent for the benefit of the qualifying residents. PG&E may rebill the account at the customer's otherwise applicable rate schedule for misapplication of CARE. Such billing shall be for a period up to the most recent three years in accordance with Rule 17.1. However, nothing in Rule 19.3 shall be interpreted as limiting PG&E's rights under any provisions of any applicable law or tariff.

Facilities either suspected of or proven to have provided incorrect information in their application for CARE may be required to recertify at any time. Further, PG&E reserves the right to conduct random audits to determine Facility eligibility. Failure by any party to provide proper proof of eligibility will result in the removal of the Facility from the CARE rate.

Upon PG&E's request that the Facility recertify eligibility or 90 days before the regular expiration date of the Facility's eligibility, the Facility will have 90 days to recertify, after which Facilities not recertified will lose their eligibility under the CARE program.

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Davis, Wright, Tremaine, LLP
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