

Call to Order

Mark Lowry (BBI COO) called the meeting to order at 12:04 p.m. PDT.

Agenda

Topic	Discussion Leader
Roll Call	Bonnie Gustavson
Approve March 15, 2017, EC Meeting Minutes	Mark Lowry
Announcement: Co-Chair needed for Online Permitting Working Group (OPWG)	Mark Lowry
HVAC Compliance Work Product Update	Mark Lowry Paul Thomas
Online Permitting Working Group Feasibility Memos for EC Adoption and Progress Report 1. Minimum Legal Requirements Memo 2. Legislative & Regulatory Policy Issues Memo	Allison Paul, OPWG Chair
Existing Building Efficiency Collaborative (EBEC)	Mark Lowry
EE Program Design – 2018+ Landscape (SW, 3P, etc.)	Paul Thomas
New Business and Adjourn	Mark Lowry

Roll Call – Attendance

A quorum (eight or more) of the Executive Committee (EC) was present or represented by proxy.
To avoid repetition, the abbreviation for the name of the member organization will be used in the body of the minutes.

Organization	First Name	Last Name	WHPA Category	P=Present
Executive Committee				
ACCA (Air Conditioning Contractors of America)	Don	Langston	Contractor (Nonresidential)	A-standing proxy to Louis Fuentes
AHRI (Air-Conditioning, Heating, and Refrigeration Institute)	Garrett	McGuire	HVAC Manufacturer Association	P + proxy for HARDI
ASHRAE	Ron	Jarnagin (Co-Chair)	Engineering Society	A
CEC (California Energy Commission)	Lea	Haro	Government (Other than CPUC)	P
CPUC (California Public Utilities Commission) Energy Division	Steve	Rickert	CPUC	P
HARDI (Heating, Airconditioning & Refrigeration Distributors International)	Talbot	Gee	Distributor Association	A-proxy to AHRI
IHACI (Institute of Heating and Air Conditioning Industries)	Bob	Wiseman	Contractor Association	P
JCEEP (Joint Committee on Energy and Environmental Policy) Western States Council	Dave	Dias	Organized Labor	A-proxy to UA
NCI (National Comfort Institute)	Dominick	Guarino	Educator, Trainer	A
PG&E (Pacific Gas and Electric Company)	Jeanne	Duvall (Co-Chair)	California IOU	P
SCE (Southern California Edison)	Scott	Higa	California IOU	P
SDG&E (San Diego Gas & Electric)	Paul	Thomas	California IOU	P

Organization	First Name	Last Name	WHPA Category	P=Present
SoCalGas (Southern California Gas Company)	Harvey	Bringas	California IOU	P
UA (United Association)	Don	Tanaka	Organized Labor	P + proxy for JCEEP
Guests				
ACCA (Air Conditioning Contractors of America)	Louis	Fuentes	Contractor (Nonresidential)	P-standing proxy for ACCA
CHF-CIRB (California Homebuilding Foundation, Construction Industry Research Board) (presenter)	Allison	Paul	Research Organization	P
Staff				
BBI (Better Buildings, Inc. COO) (Facilitator)	Mark	Lowry	Energy Efficiency Program Consultant	P
InfoPlast (OPWG Staff Support/presenter)	Wendy	Worrell	Other Stakeholder	P

Approve Minutes of March 15, 2017, EC Minutes – posted on WHPA website

MOTION made by Don Tanaka (UA) and seconded by Bob Wiseman (IHACI) to approve the EC Meeting Minutes of March 15, 2017. All EC members present or represented by proxy voted in favor of passing the motion, except for Steve Rickert (CPUC) who abstained. Motion **CARRIED**.

Announcement – Co-Chair Needed for Online Permitting Working Group (OPWG)

COMMENT by Mark Lowry (BBI COO) – Allison Paul is Chairing the Online Permitting Working Group (OPWG). We are looking for a Co-Chair for that Working Group.

ACTION by EC members to suggest any possible Co-Chairs to Mark Lowry (BBI COO), and WHPA Staff will follow up.

HVAC Compliance Work Product Update: HVAC Compliance Definition Matrix

BACKGROUND – At the January 18 EC Meeting, the Compliance Definition Matrix Work Product was presented. The EC had questions on the Work Product and requested changes. A revised version of the Compliance Definition Matrix Work Product was presented at the March 15 EC Meeting by Bob Barks (CALBO), Chair of the Compliance Committee. During that discussion, the IOUs requested additional changes. An action item was assigned to send out a revised Work Product for an email vote, but that was not done due to the discussions described below.

COMMENT by Paul Thomas (SDG&E) – He presented a summary of his conversations during the week of April 8 with Bob Barks (CALBO), Chair of the Compliance Committee, to provide clarification to the Compliance Committee on the open concerns from the IOUs on the HVAC Compliance Definition Matrix.

- The IOUs requested that all mention of the IOUs be removed from the matrix. An alternate suggestion from the IOUs was that the IOUs be removed from the section under the heading “Regulatory and Legislative,” because it is factually incorrect, and instead move the IOU column to the “Other” category with a row to represent the IOUs as administering codes and standards programs. The Compliance Committee discussion included the intent to show the IOUs as having a relationship to codes and standards.
- The IOU representatives—Jeanne Duvall as lead for PG&E, Scott Higa for SCE, and Paul Thomas for Sempra-SDG&E—stated that they will take a position and get back to the Compliance Committee with the goal to get the final Work Product back to the EC for its vote at the May meeting.
- The IOUs appreciate the effort that has been put into this matrix by the members of the Compliance Committee and want to get to a place that is a common ground with the Compliance Committee.

ACTION by Paul Thomas (SDG&E) and the other IOUs to work with the Compliance Committee in order to reach an agreement on the Work Product to be submitted to the Executive Committee for adoption at its May meeting.

Online Permitting Working Group Feasibility Memos for EC Adoption and Progress Report – Input from Executive Committee

BACKGROUND – At the March 15 EC Meeting, the Online Permitting Working Group (OPWG) Chair made a presentation. Today’s presentation continues that discussion.

INTRODUCTION by Allison Paul (CHF), Chair of the Online Permitting Working Group – The Online Permitting Working Group reports to the Compliance Committee, and she is presenting two Online Permitting Working Group Feasibility Memos for EC adoption today.

1. Minimum Legal Requirements Memo
2. Legislative & Regulatory Policy Issues Memo

COMMENT by Wendy Worrell (Staff to both OPWG and Compliance Committee) – On the Minimum Legal Requirements Memo, there was a dissenting vote which is documented in the notes. There were revisions made due to the concerns that were raised.

QUESTION by Scott Higa (SCE) – Can you expand on reasons for the dissenting vote?

NOTE by Scribe – The submitted Minimum Legal Requirements Memo includes the following information about the dissenting vote. *“There was a dissenting opinion expressed by an OPWG member that some of the information presented in the memo was duplicative and/or did not fully incorporate information available through Energy Code Ace. The member’s input was considered, but the consensus of the OPWG was that much of the content from Energy Code Ace was more applicable to Compliance Best Practices, which is another effort being pursued within the OPWG.”*

RESPONSE by Bob Wiseman (IHACI) – The goal of the Compliance Committee was to define the minimum requirements in California for a building department (jurisdiction) for a permit to be pulled. Energy Code Ace is interpreting codes after the permit has been pulled to help people navigate through that process. Because the majority of the Compliance Committee was just looking to define the bare minimum, we decided that Energy Code Ace did not have anything to do with this.

COMMENT by Wendy Worrell (Staff) – The Memo is directly based on AB 2335, which clarifies what the law states. The Compliance Committee’s Minimum Legal Requirements Memo took that information and compared it to the CF-1R Form. To provide additional perspective, these two Memos and the Best Practices Memo that is still being developed by the Online Permitting Working Group are all background in preparation for the Online Permitting Feasibility Report that will be developed.

COMMENT by Scott Higa (SCE) – I would expect the CF-1R requirements to be the same as that in the building permits, so I don’t understand why the similarities are being highlighted.

COMMENT by Wendy Worrell (Staff) – Appendix B in the Minimum Legal Requirements Memo provides a comparison of a Building Permit Application and the CF-1R. There are some differences.

COMMENT by Bob Wiseman (IHACI) – The purpose of this exercise is to recognize problems. If an online permitting program goes online, then it will be important to coordinate the data input fields required by different organizations.

MOTION made by Bob Wiseman (IHACI) and seconded by Don Tanaka (UA) to approve the two Compliance Online Permitting Working Group Work Products as presented at today’s meeting. All EC members participated in the vote by roll-call vote on the conference call, by proxy, and by email. The votes are reported below. Motion **CARRIED**.

- Aye votes were recorded at the EC meeting by Garrett McGuire (AHRI), HARDI by proxy voted by AHRI, Bob Wiseman (IHACI), Don Tanaka (UA), JCEEP by proxy voted by UA, and Louis Fuentes (ACCA).
- Aye votes were received by email from Ron Jarnagin (ASHRAE) on April 19 and from Rob Falke (NCI) on April 19.
- No Nay votes were recorded.
- Abstentions were recorded at the EC meeting by Scott Higa (SCE), Jeanne Duvall (PG&E). Steve Rickert (CPUC), Harvey Bringas (So Cal Gas), Paul Thomas (SDG&E), and Lea Haro (CEC)

COMMENT by Jeanne Duvall (PG&E) that the IOUs cannot vote on compliance issues. They will be abstaining in all compliance votes.

ACTION for Staff recommended by Jeanne Duvall (PG&E) that in situations where there will be an Executive Committee vote on Compliance Committee items that all Industry members be present or represented by proxy in order for their votes to be recorded, given that IOUs and legislative bodies may be abstaining.

ACTION for Staff to complete the voting of two absent EC members by email.

ACTION for Wendy Worrell (Staff) to inform the Compliance Online Permitting Working Group of the vote results at their meeting on Monday, April 24.

Existing Building Efficiency Collaborative (EBEC)

COMMENTS by Mark Lowry (BBI COO) – This is an update from last month’s Industry Perspectives by Talbot Gee (HARDI) where he made a comment for entities within California to consider potentially conflicting strategies for agency initiatives.

- It occurred to me to remind the Executive Committee that in the CEC’s Existing Buildings Energy Efficiency Action Plan, it included in Section 1.9.6 for the CEC to form the Existing Building Efficiency Collaborative (EBEC) to “... lead and coordinate progress toward energy efficiency across the agencies.” The question was posed to WHPA stakeholders at the November WHPA In-Person Meeting as to if the WHPA needed to form a Working Group to work on potential cross-agency conflict. The consensus was for existing WHPA Working Groups and Committees to keep the issue in mind as they do their work.
- At the time of the April EC meeting, the CEC released an RFP with three topics. One of those topics is to provide outreach and education regarding the state’s building energy benchmarking requirements. Specifically to this issue is a task “to organize and document the actions of the existing EBEC Collaborative for the second and third years of its existence.”
- I wanted to remind people that the CEC’s Existing Buildings Energy Efficiency Action Plan calls for collaboration, and this RFP appears to start this process.

Energy Efficiency Program Design – 2018+ LANDSCAPE (SW, 3P, ETC.)

COMMENT by Mark Lowry (BBI COO) – In Talbot Gee’s (HARDI) presentation to the EC last month on Industry Insights, he included the data that sales for higher energy efficiency HVAC units were not as high as expected.

COMMENTS by Paul Thomas (SDG&E) on EE Program Design – There are more questions than answered at this point. What we do know:

1. As proposed in our Business Plan, SDG&E will likely become the statewide program administrator for HVAC. The IOUs were mandated by the CPUC to move certain programs to the statewide PA model. For the first time, IOUs will, with third party administrators, be administering programs in the territories of other IOUs. It is detailed somewhat in our Business Plan application submitted on January 17. This will be working with CAEEC.
2. SDG&E is the proposed stream for upstream and midstream, and in a later year, SDG&E is being proposed for leading the residential downstream and QI/QM pilots

QUESTION by Mark Lowry (BBI COO) – For the upstream programs, do you know if they will fall under the 60% third party program administrator requirement?

RESPONSE by Paul Thomas (SDG&E) – Yes, that is very likely. We have a mandate to have 60% of our portfolio administered by third parties, which is very aggressive, so we are putting as much of our programs in it as possible. Historically, when you had a third party implemented program, the IOUs designed the programs then got an implementer to implement that program. These programs need to be designed and proposed by third parties, which means the IOUs need to stay out of the design of the programs; so that leaves questions, such as, “What will the programs look like for upstream and midstream?” We won’t know until we get bids back.

- It says Q3 of 2017, but we are thinking the earliest we can release the RFPs is October 2017, and it could be as late as December.
- The current programs will continue in the meantime for SDG&E but can’t answer for the other IOUs.
- The current programs are likely to continue until the new programs are finalized and approved.

New Business and Adjourn

No other new business was presented.

The next Executive Committee Meeting is the WHPA Quarterly Joint Meeting with EC, COA, Guests, and Chairs. It is a conference call on Wednesday, May 17, 2017, at noon Pacific Time.

The meeting adjourned at 1:00 p.m. PDT.

Notes by Judy Key Johnson

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