

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



March 25, 2022

Natalie Wales
Director, Regulatory Policy & Compliance
California Water Service Co.
1720 North First Street
San Jose, CA 95112

Dear Ms. Wales,

The Water Division of the California Public Utilities Commission has approved California Water Service Company's Advice Letter No. 2438, filed on December 16, 2021, regarding authorization to establish a Drinking Water Fee Memorandum Account.

Enclosed are copies of the following revised tariff sheets, effective December 16, 2021, for the utility's files:

P.U.C. Sheet	
No.	Title of Sheet
12893-W	Preliminary Statement BB Drinking Water Fees Memorandum Account (DWFMA)
12894-W	Table of Contents (Page 4)
12895-W	Table of Contents (Page 1)

Please contact Eustace Ednacot at ERE@cpuc.ca.gov or 415-703-1492, if you have any questions.

Thank you.

Enclosures

**CALIFORNIA PUBLIC UTILITIES COMMISSION
DIVISION OF WATER AND AUDITS**

Advice Letter Cover Sheet

Utility Name: California Water Service Company California Regulated Service Areas District: Including Grand Oaks CPUC Utility #: U-60-W Advice Letter #: 2438 Tier: <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 2 <input type="checkbox"/> 3 Compliance Authorization: General Order 96-B Rule 7.3.2(5) Description: Request to establish a Drinking Water Fee Memorandum Account	Date Mailed to Service List: 12/16/21 Protest Deadline (20th Day): 1/5/22 Review Deadline (30th Day): 01/15/22 Requested Effective Date: 12/16/21 Rate Impact: N/A
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The protest or response deadline for this advice letter is 20 days from the date that this advice letter was mailed to the service list. Please see the "Response or Protest" section in the advice letter for more information.

Utility Contact: Melody Singh

Phone: 916-329-1856

Email: msingh@calwater.com

Utility Contact: Natalie Wales

Phone: 408-367-8566

Email: Nwales@calwater.com

DWA Contact: Tariff Unit

Phone: (415) 703-1133

Email: Water.Division@cpuc.ca.gov

DWA USE ONLY

DATE

STAFF

COMMENTS

[] APPROVED

[] WITHDRAWN

[] REJECTED

Signature: _____

Comments: _____

Date: _____

**CALIFORNIA WATER SERVICE COMPANY**

1720 NORTH FIRST STREET

SAN JOSE, CA 95112 • (408) 367-8200 • F (408) 367-8428

December 16, 2021

Advice Letter No. 2438

To the California Public Utilities Commission:

California Water Service Company ("Cal Water") respectfully submits this Tier 2 advice letter requesting authority to add and make the following changes to tariffs applicable to all ratemaking areas including Grand Oaks.

New/Revised CPUC			Cancelling CPUC
Sheet No.	Title of Sheet	Schedule No.	Sheet No.
12893-W	Preliminary Statement BB		New
12894-W	Table of Contents (Page 4)	TOC	12602-W
12895-W	Table of Contents (Page 1)	TOC	12892-W

Purpose

The purpose of this advice letter is to establish a Drinking Water Fee Memorandum Account to track the difference between drinking water fees charged by the State Water Resources Control Board (State Water Board) under its new rates and the drinking water fees authorized by the California Public Utilities Commission (Commission).

Background

On September 22, 2021, the State Water Board adopted emergency regulations that adjusted drinking water fees to conform to the revenue levels set forth in the Budget Act for fiscal year (FY) 2021-22. The proposed emergency regulation will adjust the fee schedule adopted in FY 2019-20 to increase fees approximately 26.6 percent on average for community water systems, including Cal Water.

Discussion

The State Water Board's new drinking water fees results in a dramatic increase in expenses to Cal Water for the same level of service. The new, higher expenses are not included in presently-authorized rates. The requested memorandum account will track the difference between drinking water fees charged by the State Water Board under its new billing methodology, and the drinking water fees authorized by the Commission, until such fees are reflected in authorized rates through a general rate case.



CALIFORNIA WATER SERVICE COMPANY

Advice Letter 2438 Drinking Water Fee Memorandum Account Establishment
Page 3

Requirements for new Memorandum Accounts

In order to qualify for a new memorandum account, the four requirements of Standard Practice U-27-W must be met. As discussed below, this request complies with those requirements.

1. The expense is caused by an event of an exceptional nature that is not under the utility's control.

The action by the State Water Board was taken in an emergency rulemaking. The State Water Board, of course, is not under Cal Water's control, making the new, higher expenses both exceptional in nature and not under Cal Water's control.

2. The expense cannot have been reasonably foreseen in the utility's last general rate case and will occur before the utility's next general rate case.

Because the action by the State Water Board was taken in an emergency rulemaking on September 22, 2021 the expenses are not in Cal Water's current rates (adopted in A.18-07-001 by D.20-12-007), and could not have been reasonably foreseen in Cal Water's pending GRC (A.21-07-002). Furthermore, the fees will be incurred before the next scheduled general rate case in 2024.

3. The expense is of a substantial nature as to the amount of money involved when any offsetting cost decreases are taken into account.

The State Water Board estimates that its action will increase drinking water fees by approximately 26.6 percent, which is a substantial increase over both the currently authorized expenses in D.20-12-007, and the drinking water fees projected in A.21-07-002 that are based on historical trends, rather than on the substantial increase that will result from the recent State Water Board action.

4. The ratepayers will benefit by the memorandum account treatment.

The payment of drinking water fees provides funding to the State Water Board for issuing permit amendments, reviewing compliance data, and conducting sanitary inspections, all of which are activities directly benefitting ratepayers by ensuring a safe drinking water supply.

Requested Effective Date

This advice letter is submitted with a Tier 2 designation pursuant to Water Industry Rules 7.3.2(5) of General Order 96-B.

On September 22, 2021, the SWRCB adopted emergency regulations that adjusted drinking water fees. Cal Water requests that the new Drinking Water Fee Memorandum Account become effective on the date of filing **December 16, 2021** due to the emergency regulations.



CALIFORNIA WATER SERVICE COMPANY

Advice Letter 2438 Drinking Water Fee Memorandum Account Establishment
Page 4

Notice

Customer Notice – This advice letter that does not require customer notice because there is no increase in rates.

Service List – In accordance with General Order 96-B, General Rule 4.3 and 7.2 and Water Industry Rule 4.1, a copy of this advice letter will be transmitted electronically on **December 16, 2021**, to competing and adjacent utilities and other utilities or interested parties having requested such notification, including the Local Agency Formation Commission (LAFCO). Please note that, due to limitations on non-essential travel as a result of the COVID-19 virus, this advice letter will only be distributed electronically.

Response or Protest

Anyone may respond to or protest this advice letter. A response supports the filing and may contain information that proves useful to the Commission in evaluating the advice letter. A protest objects to the advice letter in whole or in part and must set forth the specific grounds on which it is based. These grounds are:

- (1) The utility did not properly serve or give notice of the advice letter;
- (2) The relief requested in the advice letter would violate statute or Commission order, or is not authorized by statute or Commission order on which the utility relies;
- (3) The analysis, calculations, or data in the advice letter contain material error or omissions;
- (4) The relief requested in the advice letter is pending before the Commission in a formal proceeding; or
- (5) The relief requested in the advice letter requires consideration in a formal hearing, or is otherwise inappropriate for the advice letter process; or
- (6) The relief requested in the advice letter is unjust, unreasonable, or discriminatory (provided that such a protest may not be made where it would require re-litigating a prior order of the Commission.)

A protest shall provide citations or proofs where available to allow staff to properly consider the protest. A response or protest must be made in writing and must be received by the Water Division within 20 days of the date this advice letter is filed. Please submit the response or protest by email or mail to:

water.division@cpuc.ca.gov, or
Tariff Unit, Water Division, 3rd floor
California Public Utilities Commission,
505 Van Ness Avenue, San Francisco, CA 94102

On the same date the response or protest is submitted to the Water Division, the respondent or protestant shall send a copy by e-mail or mail to us at:



CALIFORNIA WATER SERVICE COMPANY

Advice Letter 2438 Drinking Water Fee Memorandum Account Establishment

Page 5

cwsrates@calwater.com, or
Natalie Wales
California Water Service Company
1720 North First Street,
San Jose, California 95112

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform the Water Division, within the 20-day protest period, so that a late filed protest can be entertained. The informing document should include an estimate of the date the proposed protest might be voted on.

The advice letter process does not provide for any responses, protests or comments, except for the utility's reply, after the 20-day comment period.

Replies:

The utility shall reply to each protest and may reply to any response. Each reply must be received by the Water Division within 5 business days after the end of the protest period, and shall be served on the same day to the person who filed the protest or response. If you have not received a reply to your protest within 10 business days, contact California Water Service Company at 408-367-8200 and ask for the Rates Department.

CALIFORNIA WATER SERVICE COMPANY

_____/s/____

Melody Singh
Regulatory Program Manager

Enclosures

cc: Syreeta Gibbs (Public Advocates Office), PublicAdvocatesWater@cpuc.ca.gov

Preliminary Statement BB

Page 1

(N)

BB. Drinking Water Fees Memorandum Account (DWFMA)

(N)

1. Purpose

The purpose of the Drinking Water Fees Memorandum Account (DWFMA) is to track the difference between all actual fees charged by the State Water Resources Control Board (State Board) (based upon the revised fee schedule adopted by the State Board on September 22, 2021) and the State Board fees authorized in rates.

2. Applicability

The DWFMA will track the difference between the State Board fees and the State Board fees authorized in rates, and is applicable to all regulated ratemaking areas. Pursuant to Standard Practice U-27-W ("SP U-27") of the Water Division, the DWFMA will earn interest at the 90-day commercial paper rate.

3. Disposition

Prior to recovery, charges made to the DWFMA are subject to a reasonableness review.

4. Effective Date

The DWFMA will be made effective on the effective date of AL 2438. The DWFMA will sunset with the effective date of the utility's Test Year rates from its 2024 General Rate Case application.

(N)

(Continued)

(To be inserted by utility)	Issued By	(To be inserted by CPUC)
Advice Letter <u>2438</u>	<u>Greg A. Milleman</u>	Date Filed <u>12/16/2021</u>
Decision	<u>Vice President</u>	Effective <u>12/16/2021</u>
		Resolution _____

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Preliminary Statements

<u>Sheet</u>	<u>Subject Matter</u>	<u>Service Area</u>	<u>CPUC Sheet No.</u>
<u>Preliminary Statements (continued)</u>			
AI	Chromium 6 Memorandum Account (CHROMIUM-6 MA)		
	Page 1		12501-W
	Page 2		12502-W
AJ	Customer Assistance Program Balancing Account (CAP BA)		
	Page 1		12541-W
	Page 2		12542-W
AM	Rate Support Fund Balancing Account (RSF BA)		
	Page 1		12544-W
	Page 2		12545-W
AN	Infrastructure Memorandum Account (IMA)		10447-W
AO	Memorandum Account Water Contamination (WCL MA)		10448-W
	Litigation		
AP	General District Balancing Accounts (District BAs)		10449-W
AR	Sales Reconciliation Mechanism Balancing Account (SRM BA)		10467-W
AS	Asbestos Remediation Memorandum Account		
	Page 1		12503-W
	Page 2		12504-W
AT	School Lead Testing Memorandum Account (SLTMA)		11359-W
AU	Phase 1 Sites Reservoir Memorandum Account (PHASE 1 SITES MA)		11468-W
AV	2018 Tax Accounting Memorandum Account (TAMA)		12505-W
AX	Lead Service Memorandum Account (LSMA)		12016-W
AY	Public Safety Power Shut-Off (PSPS) Memo Account (PSPS MA)		
	Page 1		12152-W
	Page 2		12153-W
AZ	2018 GRC Interim Rate Memorandum Account (2018 IRMA)		
	Page 1		12156-W
	Page 2		12157-W
	Page 3		12158-W
	Page 4		12159-W
BA	Polyfluoroalkyl Substances (PFAS) Memorandum Account		12313-W
BB	Drinking Water Fee Memorandum Account		12893-W (N)

(continued)

(To be inserted by utility)
Advice Letter No. 2438
Decision No. _____

Issued by
GREG A. MILLEMAN
Name
Vice President
TITLE

(To be inserted by CPUC)
Date Filed 12/16/2021
Effective 12/16/2021
Resolution No. _____

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The following listed tariff sheets contain all effective rates and rules affecting the rates and service of the Utility together with information relating thereto:

<u>Sheet</u>	<u>Subject Matter</u>	<u>Service Area</u>	<u>Schedule No.</u>	<u>CPUC Sheet No.</u>
Title Page				5613-W
Table of Contents				
Page 1	Table of Contents			12895-W (C)
Page 2	Preliminary Statements			12881-W
Page 3	Preliminary Statements			12880-W
Page 4	Preliminary Statements			12894-W (C)
Page 5	Rate Schedules - All Districts			12666-W
Page 6	Rate Schedules - District Specific			12879-W
Page 7	Rate Schedules - District Specific			12878-W
Page 8	Rate Schedules - District Specific			12877-W
Page 9	Rate Schedules - District Specific			12876-W
Page 10	Rate Schedules - District Specific			12887-W
Page 11	Service Area Maps			12884-W
Page 12	Rules			12758-W
Page 13	Rules			12891-W
Page 14	Sample Forms			12553-W
Page 15	Sample Forms			2926-W
Page 16	Sample Forms			12552-W

(continued)

(To be inserted by utility)
Advice Letter No. 2438
Decision No.

Issued by
GREG A. MILLEMAN
Name
Vice President
TITLE

(To be inserted by CPUC)
Date Filed 12/16/2021
Effective 12/16/2021
Resolution No.



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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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Bear Gulch District

ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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Bear Gulch District

ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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East Los Angeles District

ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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Grand Oaks District
ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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Los Altos District

ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

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