

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



November 14, 2014

**Advice Letters: 4582-G
4582-G-A**

Rasha Prince, Director
Regulatory Affairs
Southern California Gas
555 W. Fifth Street, GT14D6
Los Angeles, CA 90013-1011

SUBJECT: Establishment of Rule No. 43, OBR Tariff in Compliance with D.13-09-044

Dear Ms. Prince:

Advice Letters 4582-G and 4582-G-A are approved as supplemented; effective November 10, 2014, per Resolution E-4680 Ordering Paragraphs approved September 11, 2014.

Sincerely,

A handwritten signature in cursive script that reads "Edward F. Randolph".

Edward F. Randolph, Director
Energy Division



Rasha Prince
Director
Regulatory Affairs

555 W. Fifth Street, GT14D6
Los Angeles, CA 90013-1011
Tel: 213.244.5141
Fax: 213.244.4957
RPrince@semprautilities.com

October 10, 2014

Advice No. 4582-A
(U 904 G)

Public Utilities Commission of the State of California

Subject: Partial Supplement: Rule No. 43, On-Bill Repayment (OBR) Pilot Programs in Compliance with Decision (D.) 13-09-044 and Resolution E-4680

Southern California Gas Company (SoCalGas) hereby submits for approval by the California Public Utilities Commission (Commission) a new Rule No. 43, and Form 7200, Authorization to Add Loan Charges to Utility Bill (OBR Tariff) for addition to its tariffs, applicable throughout its service territory, as shown on Attachment A.

Purpose

This partial supplement replaces Rule No. 43 and Form 7200 filed in Advice No. (AL) 4582 on December 19, 2013, to comply with OP 2 of Resolution E-4680 (the Resolution) which orders SoCalGas to file a Tier 1 AL to revise the OBR Tariff within 30 days after the issuance of the Resolution.

Background

SoCalGas filed AL 4582 to comply with Ordering Paragraphs (OPs) 10 and 11 of D.13-09-044, *Decision Implementing 2013-2014 Energy Efficiency Financing Pilot Programs*,¹ requiring the Investor Owned Utilities (IOUs) to develop uniform tariff language for the OBR financing pilots that reflect the requirements of D.13-09-044.

On September 12, 2014, the Commission issued the Resolution, which approved AL 4582 as amended therein. On pages 23 - 44 of the Resolution, the Commission listed

¹ On August 25, 2014, the Commission issued Assigned Commissioner's Ruling Clarifying Operation of Energy Efficiency Pilot Programs which directed each finance pilot to operate for a minimum of 24 months beginning at the point each pilot begins operation. The pilots provide support of loans for the duration of the loan terms even if a pilot ends.

the specific changes for SoCalGas in the “Revisions as Amended by Party Comments” section.

Revised Rule No. 43 and Form 7200

Rule No. 43 and Form 7200, herein, incorporate uniform tariff language for the OBR financing pilots that reflect the requirements of D.13-09-044 and amendments as described on pages 23 - 44 of the Resolution. Pursuant to discussions with Energy Division, the redlined versions of the OBR Tariff are included as Attachment B. Form 7200 reflects versions filed by Southern California Edison and Pacific Gas and Electric.

In consultation with Energy Division, SoCalGas has made corrections for consistency with other changes in the Resolution and to various Rule references in Rule No. 43 and Form 7200. Each of the additional changes is described below:

Rule No. 43

- In Section F.7, the reference to the name of Rule No. 06 was corrected to Establishment and Re-Establishment of Credit; the reference to Rule No. 11 was corrected to Rule No. 10, Service Charges.
- In new Section F.8, the reference to Rule No. 11 was corrected to Rule No. 09.
- In Section F.11, the reference to Rule No. 11 was corrected to Rule No. 10.
- In Section F.12, the reference to Rule No. 06 was corrected to Rule No. 07, Deposits.
- In Section G.3, the reference to Form 8204 was deleted.
- In Section I.3, the reference to Rule No. 10 was corrected to Rule No. 11.

Form 7200

- In Section 3, the phrase “according to the Utility’s approved payment process” was added to the end of the sentence in the first paragraph to accurately depict the waterfall payment process which occurs over a time series.
- In Section 9, language regarding the provision of accurate and timely information to the California Hub for Energy Efficiency Financing (CHEEF) was added. This is consistent with the new section added to Rule No. 43, Section F.8. Also, the reference to Rule No. 09 was corrected to Rule No. 42, Privacy and Security Protections for Energy Usage Data.

This filing will not increase or decrease any rate or charge, conflict with any schedules or rules, or cause the withdrawal of service.

Protest

Anyone may protest this AL to the Commission. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and received within 20 days of the date of this Advice Letter, which is October 30, 2014. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

CPUC Energy Division
Attn: Tariff Unit
505 Van Ness Avenue
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of Energy Division Tariff Unit (EDTariffUnit@cpuc.ca.gov). A copy of the protest should also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Sid Newsom
Tariff Manager - GT14D6
555 West Fifth Street
Los Angeles, CA 90013-1011
Facsimile No. (213) 244-4957
E-mail: snewsom@SempraUtilities.com

Effective Date

Pursuant to OP 2 of the Resolution, this filing is classified as Tier 1. SoCalGas respectfully requests that this filing become effective on October 10, 2014, the date filed.

Notice

A copy of this AL is being sent to SoCalGas' GO 96-B service list and the Commission's service lists in A.12-07-001, et al., and R.13-11-005. Address change requests to the GO 96-B should be directed by electronic mail to tariffs@socialgas.com or call 213-244-3387. For changes to all other service lists, please contact the Commission's Process Office at 415-703-2021 or by electronic mail at Process_Office@cpuc.ca.gov.

Rasha Prince
Director - Regulatory Affairs

Attachments

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. **SOUTHERN CALIFORNIA GAS COMPANY (U 904G)**

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: Sid Newsom

Phone #: (213) 244-2846

E-mail: SNewsom@semprautilities.com

EXPLANATION OF UTILITY TYPE

ELC = Electric GAS = Gas
PLC = Pipeline HEAT = Heat WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 4582-A

Subject of AL: Partial Supplement: Establishment of On-Bill Repayment (OBR) Tariff in Compliance with D.13-09-044 and Resolution E-4680

Keywords (choose from CPUC listing): Energy Efficiency

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

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

D.13-09-044; E-4680

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: N/A

Does AL request confidential treatment? If so, provide explanation: No.

Resolution Required? Yes No

Tier Designation: 1 2 3

Requested effective date: 10/10/14

No. of tariff sheets: 12

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: Rule No. 43, Sample Forms, TOCs

Service affected and changes proposed¹: See Advice Letter

Pending advice letters that revise the same tariff sheets: None

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
EDTariffUnit@cpuc.ca.gov

Southern California Gas Company
Attention: Sid Newsom
555 West 5th Street, GT14D6
Los Angeles, CA 90013-1011
SNewsom@semprautilities.com
tariffs@socalgas.com

¹ Discuss in AL if more space is needed.

ATTACHMENT A
Advice No. 4582-A

| Cal. P.U.C. Sheet No. | Title of Sheet | Cancelling Cal. P.U.C. Sheet No. |
|--------------------------|---|-------------------------------------|
| Original 50795-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 1 | Original 49844-G |
| Original 50796-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 2 | Original 49845-G |
| Original 50797-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 3 | Original 49846-G |
| Original 50798-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 4 | Original 49847-G |
| Original 50799-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 5 | Original 49848-G |
| Original 50800-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 6 | Original 49849-G |
| Original 50801-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 7 | Original 49850-G |
| Original 50802-G | Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 8 | |
| Original 50803-G | SAMPLE FORMS - CONTRACTS, AUTHORIZATION TO ADD CHARGES TO UTILITY BILL, (Form 7200) | Original 49851-G |
| Revised 50804-G | TABLE OF CONTENTS | Revised 50596-G |
| Revised 50805-G | TABLE OF CONTENTS | Revised 50597-G |
| Revised 50806-G | TABLE OF CONTENTS | Revised 50794-G |

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)

Sheet 1

A. APPLICABILITY

This Rule is applicable to natural gas service to non-residential End-Use Customers, and to residential master-metered multifamily End-Use Customers, who meet the criteria specified in Section E.2, below, and receive service under a Utility gas rate schedule.

The On-Bill Repayment (OBR) Pilots are designed to facilitate billing for loans or leases between Customers and Participating Financial Institutions (FIs) on the Customers' Utility bills (Bills) to finance the purchase or lease and installation of Qualified Measures (as defined below) by Customers at the Customers' Premises.

OBR is available for loans funded and closed by Participating FIs on or before December 31, 2015, or as otherwise directed by the California Public Utilities Commission (CPUC).

B. DEFINITIONS

The definitions of capitalized terms used in this Rule are either defined in this Rule or are defined in Rule No. 01, Definitions. Unless otherwise stated, all references to "Customer" in this Rule will refer to Utility customers who have elected to participate in OBR.

Affordable Multi-family Building: This means a multi-family property with deed restrictions that require the owner to keep rents affordable with income qualifying households occupying at least 50% of units, and the cost of electricity/gas is absorbed in the rental for the individual dwelling unit, there is no separate identifiable charge by such customer to the tenants for electricity/gas, and the rent does not vary with electric/gas consumption.

California Hub for Energy Efficiency Financing (CHEEF): A central enabling entity through which energy users, financial institutions, energy efficiency providers and Participating Utilities can participate in a program to help finance the installation of Qualified Measures. The CHEEF may act through agents or third-party service providers.

Eligible Lease: A lease from a Participating Lessor to a Customer for lease of one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Eligible Loan: A loan from a Participating Lender to a Customer for one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Lease Agreement: An agreement between Customer and Participating Lessor to rent or lease one or more Qualified Measures to be installed at the Customer's Premises and recover the Lease Charges through On-Bill Repayment.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

N

N

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 2

B. DEFINITIONS (Continued)

Lease Charge(s): Amounts due during a billing period from a Customer to a Participating Lessor for an Eligible Lease, including any late fees, late payments, or any other fees as calculated by the Participating Lessor pursuant to the Lease Agreement.

Loan Agreement: An agreement between a Customer and a Participating Lender to finance Customer's purchase and installation of Qualified Measures at Customer's Premises and recover the Loan Charges through On-Bill Repayment.

Loan Charge(s): Amounts due during a billing period from a Customer to a Participating Lender for an Eligible Loan, including any interest, late fees, late payments, and any other fees as calculated by the Participating Lender pursuant to the Loan Agreement.

On-Bill Repayment: A process whereby OBR Charges, as defined below, are included in a Customer's Bill, paid concurrently with the Utility Charges and forwarded to the Participating FI.

OBR Charge: A Loan Charge and/or Lease Charge relating to work performed at the Customer's Premises associated with the Customer's account and included on a Customer's bill pursuant to the Loan or Lease Agreement.

OBR Rules: Rules and requirements for participation in OBR established by the CHEEF.

Participating FI: A financial institution approved for participation in OBR by the CHEEF, which may be either a Participating Lender or Participating Lessor, as the case requires.

Participating Lender: A lender approved for participation in OBR by the CHEEF. Participating Lenders must be approved by the CHEEF pursuant to the standards in the OBR Rules, as may be modified from time to time, and must sign all agreements required by the OBR Rules.

Participating Lessor: A lessor selected for participation in OBR by the CHEEF. Participating Lessors must be selected by the CHEEF pursuant to its competitive procurement process and agree to comply with standards and regulations in the OBR Rules, as may be modified from time to time, and must sign all agreements required by the OBR Rules.

Participating Utility: Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and/or Southern California Gas Company.

Qualified Measures: Energy Efficiency measures included in the program implementation plans for OBR and approved by the CPUC for Customers to install at the location associated with the same account to which the OBR Charges will be billed. Which measures qualify as Qualified Measures is subject to CPUC approval and may change from time to time. Distributed generation and demand response measures are also qualified, per individual pilot rules.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
SUBMITTED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 3

B. DEFINITIONS (Continued)

Utility Charges: Charges rendered by Utility for gas service, deposits, and related charges approved by the CPUC. OBR Charges are not Utility Charges.

C. TERRITORY

The OBR Pilots are available throughout Utility's service area, subject to the availability of Participating FIs.

D. RATES

All charges and provisions of the Customer's otherwise applicable rate schedule shall continue to apply. Each OBR Charge will appear as a separate line item (or multiple line items) on the Bill, as determined by the CPUC in coordination with the CHEEF.

E. CUSTOMER ELIGIBILITY

1. Customer must have an Eligible Loan or Lease with a Participating FI and authorize Utility to include the OBR Charge on the Bill. Customers must be current on their Utility charges and OBR Charges at the time the OBR Charge is first added to the Bill (i.e. not in default or in arrears).
2. Owners of Affordable Multi-family Buildings where the electric and gas services are either entirely or primarily master-metered, and do not live on the Premises are eligible to participate in OBR.
3. Customer must purchase or lease and install Qualified Measures funded through the Eligible Loan or Lease at the Premises associated with the Customer Account.
4. If Qualified Measures are primarily installed to reduce electric usage, Customer must be an electric distribution customer of Utility for the Premises where the Qualified Measures are installed. If Qualified Measures are primarily installed to reduce natural gas usage, Customer must be a gas distribution customer of Utility for the Premises where the Qualified Measures are installed.

F. BILLING AND PAYMENT OF OBR CHARGES

1. Utility is authorized to include OBR Charge on a Bill until the Eligible Loan or Lease is fully repaid and discharged unless otherwise instructed by the CHEEF or as provided herein. Upon Customer's authorization, Utility will include the OBR Charge as a line item or items on the

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
SUBMITTED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

1. Continued

Customer's Bill as calculated and transmitted by the Participating FI and communicated to the Utility by the CHEEF. Utility may rely on instructions received from the CHEEF and its agents and is not required to verify the amount of the OBR Charge or undertake any other verification or inquiry with respect to the transactions giving rise to the OBR Charge. OBR Charges may increase or decrease from month to month based on the Eligible Loan or Lease terms.

2. Utility will include or remove OBR Charges on the Bill only pursuant to instructions from the CHEEF or as otherwise required by law. Participating FIs shall inform the CHEEF if the Customer has initiated a dispute resolution process under the terms of the Eligible Loan or Lease. The CHEEF may instruct Utility to remove OBR Charges from the Bill pending the resolution of any dispute between a Customer and Participating FI. If Utility receives instructions from the CHEEF, or other court of competent jurisdiction, to remove OBR Charges, Utility will remove such charges from the Bill no later than the second billing cycle after such instructions are received. All collection and enforcement action with respect to an Eligible Loan or Lease shall be and remain the responsibility of the Participating FI.

3. In the event a Customer uses OBR to install Qualified Measures consisting of both gas and electric measures pursuant to the terms of an Eligible Loan or Lease, and is a Customer of more than one Participating Utility, then the OBR Charges attributable to such Eligible Loan or Lease will be placed on the Bill of the Participating Utility for which the greatest savings are expected to accrue, as determined by the Participating Utilities.

4. Customer shall pay OBR Charge along with all other charges on the Bill in accordance with the payment terms applicable to the Bill. All payments shall be made to Utility. Utility will forward the OBR Charge payments received to the CHEEF.

5. If Utility does not issue Customer a Bill because of either voluntary or involuntary termination of Utility service, Utility shall notify the CHEEF within 10 days of service termination, unless the CPUC, in consultation with the CHEEF, determines that a later date is sufficient. In the case of involuntary service termination not associated with non-payment provided in Rule No. 09, Utility shall keep OBR charge on the Bill unless it is determined that the Customer will close its account for service at the site. On and after such notification, Utility will have no further responsibility for collecting and remitting OBR Charges unless the responsibility to pay such OBR Charges is assumed by a subsequent Customer at the Premises, pursuant to Section H below.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 5

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

6. Partial Payment: Utility's billing system applies partial payment to the components of the bill in accordance with existing tariff rules. Because non-payment of non-residential OBR Charges subject the Customer's account to service disconnection, payments will be applied to past due OBR Charges prior to current charges. Residential service is not subject to disconnection.

If a Customer makes only partial payment on a Bill, the partial payment will be applied to the following components of the Bill according to the priority of these components:

- A. Utility charges, which include utility service and credit establishment charges.
- B. Energy-related charges, which include charges based on energy consumption and tariff schedules.
- C. Other applicable products and services charges, which include all other services billed by the Utility such as OBR charges.

A Customer's failure to pay any of the components of the Bill (other than for master-metered residential properties) will subject the Customer to service termination as set forth in Rule No. 09.

7. Termination of Utility Service for Non Payment of OBR Charges: Unless otherwise prohibited by law, non-payment of OBR Charges by Customers other than those who reside in a residential or multi-family Premises, shall subject Customers to Utility service disconnection, consistent with the provisions of Rule No. 09, Discontinuance of Service, on the same terms and conditions under which Utility will disconnect the Customer for failure to pay Utility Charges. Utility will reconnect service for a CPUC-authorized service fee when the criteria for reconnection, as specified in Rule No. 10, Service Charges, have been met and delinquent OBR Charges and Utility Charges have been paid. In order to be reconnected, Customer must only pay delinquent OBR Charges and not any accelerated balance of the Loan or Lease. Upon remedy of delinquent OBR Charges, Customers that have been terminated will also be required to meet the criteria of Rule No. 06, Establishment and Re-Establishment of Credit.
8. Utility Provision of Data on Collection Events: Utility shall provide the CHEEF at the request of the CPUC, in consultation with the CHEEF, accurate and timely data on customer-specific collection events that Utility initiates in keeping with Rule No. 09 and procedures cited above.
9. Past-Due and Liability for Disconnection Notice: Per the CHEEF's request, Utility shall issue non-residential Customers with past due OBR charges a notice specific to OBR Customers reminding them of the liability of disconnection and a possible timeline for it, in coordination with the processes and protocols Utility has in place for past-due notification.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 6

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

10. Declaration of Event of Default Under Loan or Lease Agreement: If the Participating FI elects to declare an event of default under the Loan or Lease Agreement, it may demand immediate repayment of the entire principal and interest amounts outstanding (acceleration of loan repayment). If the FI chooses to accelerate the loan repayment, the FI must instruct the CHEEF to request the Utility remove all OBR Charges from the Bill. No accelerated loan repayments shall be eligible to be serviced as an OBR Charge. The Participating FI shall be fully responsible for collecting all further amounts due under the Loan or Lease Agreement from the Customer.
11. Customer Bankruptcy: If a Customer enters into bankruptcy protection under the United States Bankruptcy Code, the Utility upon notice, shall remove all OBR Charges from the Bill. If Utility service was disconnected due to non-payment of Utility Charges or Loan Charges, service shall be reconnected if required to comply with Bankruptcy Law provided the Customer complies with Rule No. 10. The Participating FI shall be fully responsible for collecting all further amounts due under the Loan or Lease Agreement from the Customer.
12. Security Deposit: If Customer has or is required to provide a security deposit to establish or re-establish credit with Utility in order to connect or reconnect service, the OBR Charges will not be included in the calculation of the security deposit pursuant to Rule No. 07, Deposits. The Security Deposit and interest earned on the deposit, if any, will not apply to delinquent or current Loan or Lease Charges and Participating Lender or Lessor will have no claim on or interest in the Security Deposit and interest earned on the deposit, if any.
13. Prepayment of OBR Charges: Utility is not responsible for collecting, receiving or remitting any amounts to be attributable to prepayment of Customer's Eligible Loan or Lease. If, in accordance with the Loan or Lease Agreement, the Customer elects to pay some or all of the outstanding Eligible Loan or Lease balance independent of the OBR Charge, the Customer is expected to send such payment directly to the Participating FI, rather than to Utility. Utility is not authorized to keep funds a Customer intended to pre-pay all or a substantial portion of the Loan or Lease balance.
14. Bill Impacts: OBR Charges may increase the amount of the Bill. OBR Charges may or may not be offset in whole or in part by a reduction in Customer's energy usage resulting from the installation of Qualified Measures and Customer shall not be entitled to claim any reduction in OBR Charges based on the extent to which Qualified Measures achieve their anticipated benefits. OBR Charges must be paid by Customer whether or not the Qualified Measures result in a reduction in Customer's energy usage or Bill savings. Utility disclaims any warranty including warranty of merchantability or fitness for a particular purpose regarding any Qualified Measures.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 8

H. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES (Continued)

2. In the event the Customer ceases to be the Customer of record at the Premises where the Qualified Measures funded by proceeds from the Eligible Loan or Lease are installed, and the subsequent customer does not assume responsibility to pay all further OBR Charges, Customer remains fully responsible for all remaining amounts due under the terms of the Eligible Loan or Lease to the Participating FI pursuant to the terms of the Loan or Lease Agreement, and Utility will have no further obligation to collect OBR Charges.

I. BILLING INQUIRIES OR DISPUTES

1. Customer inquiries concerning Utility Charges should be directed to the Utility.
2. Customer inquiries concerning the OBR Charges should be directed to the Participating FI.
3. Where the Customer disputes its obligations to pay an OBR Charge, the dispute shall be resolved between the Customer and the Participating FI and the Utility shall not be a party to the dispute. Utility will continue to include the OBR Charge on the Bill pending dispute resolution unless otherwise instructed by the CHEEF or court of competent jurisdiction as set forth in Section BILLING AND PAYMENT OF OBR CHARGES, paragraph 2, above. Where the Customer disputes its obligation to pay non-OBR charges, and impounds any disputed amount with the Commission in accordance with Rule No. 11, Customer payments for OBR charges will be allocated to the non-disputed charges including the OBR charges consistent with the payment process used for current payments.
4. If a Customer subsequently contacts the CHEEF regarding the Utility billing service, rather than a dispute with the Participating FI, the Customer will be referred to the CPUC's Consumer Affairs Branch (CAB) for assistance through its dispute resolution process. Disputes with the Participating FI regarding any terms of the Eligible Loan or Lease must be resolved directly with the Participating FI and cannot be resolved by CAB.

J. LIABILITY IN CONNECTION WITH OBR CHARGES AND CONDUCT BY PARTICIPATING LENDERS, LESSORS, CONTRACTORS, AND SERVICE PROVIDERS

Utility shall not be liable to Customer for any damages caused by Participating FI's failure to perform any commitment to the Customer or misrepresentation to the Customer. The amount of the OBR Charges shall be provided to Utility by the CHEEF. Utility shall not be liable to Customer if the amount of such charges is inaccurate in any way or contains charges that are in violation of the Loan or Lease Agreement or any state or federal laws. The Participating FI is not Utility's agent for any purpose by virtue of the OBR billing procedures set forth in this Rule. Utility shall not be liable to the Customer for any damages resulting from any acts, omissions, or representations made by a Participating FI or a contractor or service provider in connection with soliciting customers for Qualified Measures or for the Eligible Loan or Lease.

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680

SAMPLE FORMS - CONTRACTS
AUTHORIZATION TO ADD CHARGES TO UTILITY BILL
(Form 7200)

(See Form Attached)

N

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582-A
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Oct 10, 2014
EFFECTIVE Nov 10, 2014
RESOLUTION NO. E-4680



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



You have applied for, or have been given, a lease or loan to finance improvements to your building. The loan or lease is being made by the financial institution described below. By signing this Authorization, you consent to allow the Southern California Gas Company ("SoCalGas" or "Utility") to include monthly loan or lease repayment charges in your monthly utility bill, and you agree to pay those charges, on the terms described below.

Please note that this Authorization contains summary information about the On-Bill Repayment (OBR) Pilots. Before you sign this document, you should first review the more detailed program rules regarding the OBR Pilots and the Schedule OBR, developed by the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA).

In this document:

"Loan or Lease Charges" means any and all principal, interest and other charges and fees payable by you in connection with your loan or lease, as determined by your Financial Institution, including fees for late or deficient payments.

"Financial Institution" means the lender or lessor shown in the Account Information section below.

"Service Address(es)" means the property or properties serviced by the Utility as shown in the Account Information section below.

"You" means you, the customer(s) signing this authorization.

- 1. Authorization to Bill Loan Charges.** You authorize the Utility to include Loan or Lease Charges in your utility bills for the Service Address(es) until further notice. The Financial Institution will determine the amount of the Loan or Lease Charge that is to be included in each bill, and the Utility will include that amount in your utility bill. The Utility does not verify the information provided by the Financial Institution. The Loan or Lease Charges may increase or decrease from month to month based on the terms of the loan or lease, the inclusion of late charges and interest, in accordance with the loan or lease terms, and variations in the periods of time covered by each Utility billing cycle.
- 2. Payment.** You agree to pay the Loan or Lease Charges along with the other charges in your utility bill by the due date for payment of the utility bill. All payments should be made to the Utility. The Utility will forward your Loan or Lease Charge payments to the Financial Institution. If a funding account for the Utility payment is a credit card or checking account, the Utility will not forward your payment to the Financial Institution unless that account has sufficient available credit to pay the full amount of the energy charges and the Loan or Lease Charges.
- 3. Partial Payments.** If you pay less than the total amount of your utility bill (including Loan or Lease Charges), the amount you pay will be allocated to charges as follows: delinquent charges first, current energy charges including deposits, energy related charges, and then any remaining amount will be applied to payment of your Loan Charges and other third party charges according to the Utility's approved payment process.

Please note that, if the Utility stops billing you for Loan or Lease Charges before the Loan or Lease is paid in full, you are still responsible for making loan or lease payments directly to the Financial Institution. Late payments may be subject to reporting to credit agencies by the Financial Institution.

- 4. Overpayments.** Overpayments will be applied to the amounts due currently or in the future to the Utility for energy charges and for the Loan or Lease Charges. If you want to fully or substantially prepay Loan or Lease Charges, you must send the payment directly to the Financial Institution.
- 5. Billing Inquiries and Disputes.** If you have any questions about your Loan or Lease or your Loan or Lease Charges, including any concerns that you may have been incorrectly charged, please contact the Financial Institution at the number shown in the Account Information section below. Any disputes about your Loan or Lease Charges must be resolved between you and the Financial Institution in accordance with your loan or lease documentation and applicable law. The Utility will not be involved in resolving such disputes. Questions about the energy charges on your utility bill should be directed to the Utility at the number shown on the bill.



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



- 6. **Transfer of Payment Obligation:** Responsibility to pay OBR Charges may be transferred to the subsequent customer of record at the same location. You must first obtain the permission of your Financial Institution to transfer your payment obligation to the next customer who occupies the same property where the improvements were installed. If the Financial Institution and subsequent customer agree in writing to transfer the charges, the new customer must sign this "Authorization to Add Charges to Utility Bill" and submit this form to the Utility.
- 7. **Service Disconnection for Non-Payment of Loan or Lease Charges (Non-Residential Customers only):** You acknowledge that non-payment of your loan or lease charges will result in a disconnection of your utility service consistent with the rules that generally apply to non-payment of your utility bill, until such time that your Loan or Lease payments and your Utility charges are made current. Other rules for reconnection of service, including a requirement to post a security deposit, are set forth in Utility Rule No. 07 and 09.
- 8. **Jurisdiction.** This Authorization at all times shall be subject to such modifications as the California Public Utilities Commission may direct from time to time in the exercise of its jurisdiction.
- 9. **Authorization to Release Information.** If you choose to participate in the On-Bill Repayment Pilot Program, you must also sign an additional form to allow the release of confidential information regarding your utility bill payment history and energy usage: (1) *Form 8206, "Authorization to Receive Customer Information or Act Upon a Customer's Behalf"* to provide the California Hub for Energy Efficiency Financing (CHEEF) and your Financial Institution authorization to access Customer Billing information and other relevant data. SoCalGas shall provide the CHEEF at the request of the CPUC or CHEEF accurate and timely data on customer-specific collection events that SoCalGas initiates in keeping with Rule No. 42 procedures. SoCalGas will share only customer-specific data relevant to implement this program.
- 10. **Utility not Liable for Improvements and Loan or Lease Process.** Utility shall have no liability in connection with, and makes no warranties, expressed or implied, regarding the Work. Customer will be responsible for any and all losses and damage it may suffer in connection with, and any claims by third parties resulting from, the Work. Customer shall indemnify and hold harmless Utility, its affiliates, and their respective owners, officers, directors, employees and agents thereof, from and against all claims, demands, liabilities, damages, fines, settlements or judgments which arise from or are caused by (a) any breach of the Agreement by Customer; (b) any defects or problems with the Work, or the failure of the Work to deliver any anticipated energy efficiencies; (c) Customer's failure to pay any amount due or claimed by Contractor with respect to the Work; or (d) the wrongful or negligent acts or omissions of any party (including Contractor) in the conduct or performance of the Work.

ACCOUNT INFORMATION

(Please Print or Type)

CUSTOMER DETAILS¹

Name(s): _____
 Address: _____
 Service Agreement Number: _____

FINANCIAL INSTITUTION AND LOAN OR LEASE INFORMATION

Name of Financial Institution: _____
 Address: _____
 Contact telephone number: _____
 Loan or Lease Number: _____
 Principal amount of Loan/Lease: _____

¹ If there is more than one customer of record for a Service Address, all customers must complete and sign this form.



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



Estimated Monthly Payment/Duration: _____
[other identifying information] _____

SERVICE ADDRESSES INCLUDED IN THIS AUTHORIZATION:

- | | | | |
|----|-----------------|-------|------------------------|
| 1. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |
| 2. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |
| 3. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |

By signing below, You hereby authorize Utility to add Loan Charges to Your utility bills for the Service Address(es) shown above.

| | |
|--|-------------------------------|
| _____ AUTHORIZED CUSTOMER SIGNATURE | _____ TELEPHONE NUMBER |
| Executed this _____ day of _____ | at _____. |
| MONTH YEAR | CITY AND STATE WHERE EXECUTED |

| | |
|---|-------------------------------|
| _____ ADDITIONAL AUTHORIZED CUSTOMER SIGNATURE | _____ TELEPHONE NUMBER |
| Executed this _____ day of _____ | at _____. |
| MONTH YEAR | CITY AND STATE WHERE EXECUTED |

Financial Institution Approval:

Financial Institution confirms that the Account Information shown above accords with its records.

| | |
|----------------------------------|---------------------------|
| _____ SIGNATURE | _____ TELEPHONE NUMBER |
| _____ COMPANY | |
| Executed this _____ day of _____ | |
| MONTH YEAR | |

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(TO BE INSERTED BY UTILITY)
 ADVICE LETTER NO. 4582-A
 DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
 Senior Vice President

(TO BE INSERTED BY CAL. PUC)
 DATE FILED Oct 10, 2014
 EFFECTIVE Nov 10, 2014
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ATTACHMENT B

Advice No. 4582-A

OBR Tariff (Redlined Versions)

**Rule No. 43, On-Bill Repayment
and
Form 7200, Authorization to Add Charges to Utility Bill**

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)

Sheet 1

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A. APPLICABILITY

This Rule is applicable to natural gas service to non-residential End-Use Customers, and to residential master-metered multifamily End-Use Customers, who meet the criteria specified in Section E.2, below, and receive service under a Utility gas rate schedule.

The On-Bill Repayment (OBR) Pilots are designed to facilitate billing for loans or leases between Customers and Participating Financial Institutions (FIs) on the Customers' Utility bills (Bills) to finance the purchase or lease and installation of Qualified Measures (as defined below) by Customers at the Customers' Premises.

OBR is available for loans funded and closed by Participating FIs on or before December 31, 2015, or as otherwise directed by the California Public Utilities Commission (CPUC).

B. DEFINITIONS

The definitions of capitalized terms used in this Rule are either defined in this Rule or are defined in Rule No. 1, Definitions. Unless otherwise stated, all references to "Customer" in this Rule will refer to Utility customers who have elected to participate in OBR.

Affordable Multi-family Building: This means a multi-family property with deed restrictions that require the owner to keep rents affordable with income qualifying households occupying at least 50% of units, and the cost of electricity/gas is absorbed in the rental for the individual dwelling unit, there is no separate identifiable charge by such customer to the tenants for electricity/gas, and the rent does not vary with electric/gas consumption.

California Hub for Energy Efficiency Financing (CHEEF): A central enabling entity through which energy users, financial institutions, energy efficiency providers and Participating Utilities can participate in a program to help finance the installation of Qualified Measures. The CHEEF may act through agents or third-party service providers.

Eligible Lease: A lease from a Participating Lessor to a Customer for lease of one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Eligible Loan: A loan from a Participating Lender to a Customer for one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Lease Agreement: An agreement between Customer and Participating Lessor to rent or lease one or more Qualified Measures to be installed at the Customer's Premise and recover the ~~Loan~~ Lease Charges through On-Bill Repayment.

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(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582
DECISION NO. 13-09-044

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Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 2

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B. DEFINITIONS (Continued)

N

Lease Charge(s): Amounts due during a billing period from a Customer to a Participating Lessor for an Eligible Lease, including any late fees, late payments, or any other fees as calculated by the Participating Lessor pursuant to the Lease Agreement.

Loan Agreement: An agreement between a Customer and a Participating Lender to finance Customer's purchase and installation of Qualified Measures at Customer's Premise and recover the Loan Charges through On-Bill Repayment.

Loan Charge(s): Amounts due during a billing period from a Customer to a Participating Lender for an Eligible Loan, including any interest, late fees, late payments, and any other fees as calculated by the Participating Lender pursuant to the Loan Agreement.

On-Bill Repayment: A process whereby OBR Charges, as defined below, are included in a Customer's Bill, paid concurrently with the Utility Charges and forwarded to the Participating FI.

OBR Charge: A Loan Charge and/or Lease Charge relating to work performed at the Customer Premise associated with the Customer's account and included on a Customer's bill pursuant to the Loan or Lease Agreement.

OBR Rules: Rules and requirements for participation in OBR established by the CHEEF.

Participating FI: A financial institution approved for participation in OBR by the CHEEF, which may be either a Participating Lender or Participating Lessor, as the case requires.

Participating Lender: A lender approved for participation in OBR by the CHEEF. Participating Lenders must be approved by the CHEEF pursuant to the standards in the OBR Rules, as may be modified from time to time, and must sign all agreements required by the OBR Rules.

Participating Lessor: A lessor selected for participation in OBR by the CHEEF. Participating Lessors must be selected by the CHEEF pursuant to its competitive procurement process and agree to comply with standards and regulations in the OBR Rules, as may be modified from time to time, and must sign all agreements required by the OBR Rules.

Participating Utility: Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and/or Southern California Gas Company.

Qualified Measures: Energy Efficiency Measures included in the program implementation plans for OBR and approved by the CPUC for Customers to install at the location associated with the same account to which the OBR Charges will be billed. Which measures qualify as Qualified Measures is subject to CPUC approval and may change from time to time. Distributed generation and demand response measures are also qualified, per individual pilot rules.

Utility Charges: Charges rendered by Utility for gas service, deposits, and related charges approved by the CPUC. OBR Charges are not Utility Charges.

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(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582
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Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 3

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C. TERRITORY

The OBR Pilots are available throughout Utility's service area, subject to the availability of Participating FIs.

D. RATES

All charges and provisions of the Customer's otherwise applicable rate schedule shall continue to apply. Each OBR Charge will appear as a separate line item (or multiple line items) on the Bill, as determined by the CPUC in coordination with the CHEEF.

E. CUSTOMER ELIGIBILITY

1. Customer must have an Eligible Loan or Lease with a Participating FI and authorize Utility to include the OBR Charge on the Bill. Customers must be current on their Utility charges and OBR Charges at the time the OBR Charge is first added to the Bill (i.e. not in default or in arrears).
2. Owners of Affordable Multi-family Buildings where the electric and gas services are either entirely or primarily master-metered, and do not live on the Premises are eligible to participate in OBR.
3. Customer must purchase or lease and install Qualified Measures funded through the Eligible Loan or Lease at the Premise associated with the Customer Account.
4. If Qualified Measures are primarily installed to reduce electric usage, Customer must be an electric distribution customer of Utility for the Premises where the Qualified Measures are installed. If Qualified Measures are primarily installed to reduce natural gas usage, Customer must be a gas distribution customer of Utility for the Premise where the Qualified Measures are installed.

F. BILLING AND PAYMENT OF OBR CHARGES

1. Utility is authorized to include OBR Charge on a Bill until the Eligible Loan or Lease is fully repaid and discharged unless otherwise instructed by the CHEEF or as provided herein. Upon Customer's authorization, Utility will include the OBR Charge as a line item or items on the Customer's Bill as calculated and transmitted by the Participating FI and communicated to the Utility by the CHEEF. Utility may rely on instructions received from the CHEEF and its agents and is not required to verify the amount of the OBR Charge or undertake any other verification or inquiry with respect to the transactions giving rise to the OBR Charge. OBR Charges may increase or decrease from month to month based on the Eligible Loan or Lease terms.

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(Continued)

(TO BE INSERTED BY UTILITY)
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Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 4

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

2. Utility will include or remove OBR Charges on the Bill only pursuant to instructions from the CHEEF or as otherwise required by law. Participating FIs shall inform the CHEEF if the Customer has initiated a dispute resolution process under the terms of the Eligible Loan or Lease. The CHEEF may instruct Utility to remove OBR Charges from the Bill pending the resolution of any dispute between a Customer and Participating FI. If Utility receives instructions from the CHEEF, or other court of competent jurisdiction, to remove OBR Charges, Utility will remove such charges from the Bill no later than the second billing cycle after such instructions are received. All collection and enforcement action with respect to an Eligible Loan or Lease shall be and remain the responsibility of the Participating FI.
3. In the event a Customer uses OBR to install Qualified Measures consisting of both gas and electric measures pursuant to the terms of an Eligible Loan or Lease, and is a Customer of more than one Participating Utility, then the OBR Charges attributable to such Eligible Loan or Lease will be placed on the Bill of the Participating Utility ~~for which the greatest savings are expected to accrue in proportion to the amount of the Eligible Loan or Lease attributable to the service provided by each Participating Utility~~, as determined by the Participating Utilities.
4. Customer shall pay OBR Charge along with all other charges on the Bill in accordance with the payment terms applicable to the Bill. All payments shall be made to Utility. Utility will forward the OBR Charge payments received to the CHEEF.
5. If Utility does not issue Customer a Bill because of either voluntary or involuntary termination of Utility service, Utility shall notify the CHEEF within ~~310~~ days of service termination, unless the CPUC, in consultation with the CHEEF, determines that a later date is sufficient. In the case of involuntary service termination not associated with non-payment provided in Rule 9, Utility shall keep OBR charge on the Bill unless it is determined that the customer will close its account for service at the site. On and after such notification, Utility will have no further responsibility for collecting and remitting OBR Charges unless the responsibility to pay such OBR Charges is assumed by a subsequent Customer at the Premises, pursuant to Section H below.
6. Partial Payment: Utility's billing system applies partial payment to the components of the bill in accordance with existing tariff rules. Because non-payment of non-residential OBR Charges subject the Customer's account to service disconnection, payments will be applied to past due OBR Charges prior to current charges. Residential service is not subject to disconnection.

If a Customer makes only partial payment on a Bill, the partial payment will be applied to the following components of the Bill according to the priority of these components:

- A. Utility charges, which include utility service and credit establishment charges.
- B. Energy-related charges, which include charges based on energy consumption and tariff schedules.
- C. Other applicable products and services charges, which include all other services billed by the Utility such as OBR charges.

A Customer's failure to pay any of the components of the Bill (other than for master-metered residential properties) will subject the Customer to service termination as set forth in Rule 9.

(Continued)

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Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)

Sheet 5

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(Continued)

~~113.~~ Prepayment of OBR Charges: Utility is not responsible for collecting, receiving or remitting any amounts to be attributable to prepayment of Customer's Eligible Loan or Lease. If, in accordance with the Loan or Lease Agreement, the Customer elects to pay some or all of the outstanding Eligible Loan or Lease balance independent of the OBR Charge, the Customer ~~must~~ is expected to send such payment directly to the Participating FI, rather than to Utility. ~~Any Prepayments paid directly to the Utility may, at Utility's sole discretion, be applied proportionally to subsequent Utility Charges and OBR Charges and Utility shall have no obligation to credit such prepayments exclusively to subsequent OBR Charges~~ Utility is not authorized to keep funds a customer intended to pre-pay all or a substantial portion of the Loan or Lease balance.

(Continued)

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ON-BILL REPAYMENT
(Pilot Programs)
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Sheet 6

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

~~12~~14. Bill Impacts: OBR Charges may increase the amount of the Bill. OBR Charges may or may not be offset in whole or in part by a reduction in Customer's energy usage resulting from the installation of Qualified Measures and Customer shall not be entitled to claim any reduction in OBR Charges based on the extent to which Qualified Measures achieve their anticipated benefits. OBR Charges must be paid by Customer whether or not the Qualified Measures result in a reduction in Customer's energy usage or Bill savings. Utility disclaims any warranty including warranty of merchantability or fitness for a particular purpose regarding any Qualified Measures.

~~13~~15. Loan Disclosures: Nothing in this Rule shall relieve Participating FIs from any obligation by law to make disclosures or to provide periodic statements or other information to Customers with respect to Eligible Loans and Leases. Utility assumes no responsibility with respect to such disclosures and reporting by virtue of providing OBR services pursuant to this Rule Schedule.

~~14~~16. Payment Arrangements: Utility ~~will not be able to~~ may extend payment arrangements as defined by Rule ~~14~~9 to Customers with OBR Charges on their Bills, according to the specific directions provided by the Master Servicer on behalf of the CHEEF in consultation with the CPUC. Such payment arrangements will be according to agreements directly between the Financial Institution and customer, and will not include involvement by the utility provider.

G. REQUIRED AGREEMENTS

1. Loan or Lease Agreement: Customers participating in the OBR Pilots must execute a Loan or Lease Agreement with a Participating FI which specifies the repayment obligations in accordance with the OBR Rules and any other associated agreements required by the FI.
2. Customer Billing Agreement: Customer is required to sign a "Authorization to Add Charges to Utility Bill" (Form 7200) with Utility that specifies the terms and conditions under which Utility will include the OBR Charges, along with confirmation of Utility disconnect provisions.
3. Customer must sign ~~Form 8204 "Authorization or Revocation of Authorization to Receive Customer Interval Usage Information"~~ or Form 8206 "Authorization to Receive Customer Information or Act Upon a Customer's Behalf" to provide the CHEEF and a Participating Lender or Lessor authorization to access customer billing information and any other relevant customer specific data necessary to implement this program.

H. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES

1. Responsibility to pay OBR Charges may be voluntarily assumed by the subsequent customer of record at the same Premise. In order to assume OBR Charges, the subsequent customer at the same Premises must consent to assume the obligation to pay the balance due on the Eligible Loan or Lease in a writing as deemed appropriate by the Participating FI and must fully execute an "Authorization to Add Charges to Utility Bill" (Form 7200) whereby the subsequent customer accepts and assumes the responsibility to pay the remaining OBR Charges on the Bill. Utility will include OBR Charges on the Bill of the subsequent customer only pursuant to instructions received from the CHEEF. At that point, the subsequent customer becomes the Customer for the purposes of this Rule.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Dec 19, 2013
EFFECTIVE _____
RESOLUTION NO. _____

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 7

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N
N

H. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES (Continued)

- 2. In the event the Customer ceases to be the Customer of record at the Premises where the Qualified Measures funded by proceeds from the Eligible Loan or Lease are installed, and the subsequent customer does not assume responsibility to pay all further OBR Charges, Customer remains fully responsible for all remaining amounts due under the terms of the Eligible Loan or Lease to the Participating FI pursuant to the terms of the Loan or Lease Agreement, and Utility will have no further obligation to collect OBR Charges.

I. BILLING INQUIRIES OR DISPUTES

- 1. Customer inquiries concerning Utility Charges should be directed to the Utility.
- 2. Customer inquiries concerning the OBR Charges should be directed to the Participating FI.
- 3. Where the Customer disputes its obligations to pay an OBR Charge, the dispute shall be resolved between the Customer and the Participating FI and the Utility shall not be a party to the dispute. Utility will continue to include the OBR Charge on the Bill pending dispute resolution unless otherwise instructed by the CHEEF or court of competent jurisdiction as set forth in ~~F.2 above~~ Section BILLING AND PAYMENT OF OBR CHARGES, paragraph 2, above. Where the customer disputes its obligation to pay non-OBR charges, and impounds any disputed amount with the Commission in accordance with Rule 11, customer payments for OBR charges will be allocated to the non-disputed charges including the OBR charges consistent with the payment process used for current payments.
- 4. If a Customer subsequently contacts the CHEEF regarding the Utility billing service, rather than a dispute with the Participating FI, the Customer will be referred to the CPUC's Consumer Affairs Branch (CAB) for assistance through its dispute resolution process. Disputes with the Participating FI regarding any terms of the Eligible Loan or Lease must be resolved directly with the Participating FI and cannot be resolved by CAB.

J. LIABILITY IN CONNECTION WITH OBR CHARGES AND CONDUCT BY PARTICIPATING LENDERS, LESSORS, CONTRACTORS, AND SERVICE PROVIDERS

Utility shall not be liable to Customer for any damages caused by Participating FI's failure to perform any commitment to the Customer or misrepresentation to the Customer. The amount of the OBR Charges shall be provided to Utility by the CHEEF. Utility shall not be liable to Customer if the amount of such charges is inaccurate in any way or contains charges that are in violation of the Loan or Lease Agreement or any state or federal laws. The Participating FI is not Utility's agent for any purpose by virtue of the OBR billing procedures set forth in this Rule. Utility shall not be liable to the Customer for any damages resulting from any acts, omissions, or representations made by a Participating FI or a contractor or service provider in connection with soliciting customers for Qualified Measures or for the Eligible Loan or Lease.

N

N

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4582
DECISION NO. 13-09-044

ISSUED BY
Lee Schavrien
Senior Vice President

(TO BE INSERTED BY CAL. PUC)
DATE FILED Dec 19, 2013
EFFECTIVE _____
RESOLUTION NO. _____



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



You have applied for, or have been given, a lease or loan to finance improvements to your building. The loan or lease is being made by the financial institution described below. By signing this Authorization, you consent to allow the Southern California Gas Company ("SoCalGas" or "Utility") to include monthly loan or lease repayment charges in your monthly utility bill, and you agree to pay those charges, on the terms described below.

Please note that this Authorization contains summary information about the On-Bill RePayment (OBR) Pilots. Before you sign this document, you should first review the more detailed program rules regarding the OBR Pilots and the Schedule OBR, developed by the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA).

In this document:

"Loan or Lease Charges" means any and all principal, interest and other charges and fees payable by you in connection with your loan or lease, as determined by your Financial Institution, including fees for late or deficient payments.

"Financial Institution" means the lender or lessor shown in the Account Information section below.

"Service Address(es)" means the property or properties serviced by the Utility as shown in the Account Information section below.

"You" means you, the customer(s) signing this authorization.

- 1. Authorization to Bill Loan Charges.** You authorize the Utility to include Loan or Lease Charges in your utility bills for the Service Address(es) until further notice. The Financial Institution will determine the amount of the Loan or Lease Charge that is to be included in each bill, and the Utility will include that amount in your utility bill. The Utility does not verify the information provided by the Financial Institution. The Loan or Lease Charges may increase or decrease from month to month based on the terms of the loan or lease, the inclusion of late charges and interest, in accordance with the loan or lease terms, and variations in the periods of time covered by each Utility billing cycle.
- 2. Payment.** You agree to pay the Loan or Lease Charges along with the other charges in your utility bill by the due date for payment of the utility bill. All payments should be made to the Utility. The Utility will forward your Loan or Lease Charge payments to the Financial Institution. If a funding account for the Utility payment is a credit card or checking account, the Utility will not forward your payment to the Financial Institution unless that account has sufficient available credit to pay the full amount of the energy charges and the Loan or Lease Charges. ~~If your funding account closes or is restricted for any reason, all pending payments to the Financial Institution associated with the account will be cancelled and it is your sole responsibility to make all pending and future payments to the Financial Institution.~~
- 3. Partial Payments.** If you pay less than the total amount of your utility bill (including Loan or Lease Charges), the amount you pay will be allocated to payment charges as follows: delinquent charges first, current energy charges including deposits, energy related charges, and then any remaining amount will be applied to payment of your Loan Charges and other third party charges according to the Utility's approved payment process.

Please note that, if the Utility stops billing you for Loan or Lease Charges before the Loan or Lease is paid in full, you are still responsible for making loan or lease payments directly to the Financial Institution. Late payments may be subject to reporting to credit agencies by the Financial Institution.

- 4. Overpayments.** Overpayments will be applied to the amounts due currently or in the future to the Utility for energy charges ~~and will not be applied to and for~~ the Loan or Lease Charges. If you want to fully or substantially prepay Loan or Lease Charges, you must send the payment directly to the Financial Institution.
- 5. Billing Inquiries and Disputes.** If you have any questions about your Loan or Lease or your Loan or Lease Charges, including any concerns that you may have been incorrectly charged, please contact the Financial Institution at the number shown in the Account Information section below. Any disputes about your Loan or Lease Charges must be resolved between you and the Financial Institution in accordance with your loan or lease documentation and applicable law. The



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



Utility will not be involved in resolving such disputes. Questions about the energy charges on your utility bill should be directed to the Utility at the number shown on the bill.

- 6. **Transfer of Payment Obligation:** Responsibility to pay OBR Charges may be transferred to the subsequent customer of record at the same location. You must first obtain the permission of your Financial Institution to transfer your payment obligation to the next customer who occupies the same property where the improvements were installed. If the Financial Institution and subsequent customer agree in writing to transfer the charges, the new customer must sign this "Authorization to Add Charges to Utility Bill" and submit this form to the Utility.
- 7. **Service Disconnection for Non-Payment of Loan or Lease Charges (Non-Residential Customers only):** You acknowledge that non-payment of your loan or lease charges will result in a disconnection of your utility service consistent with the rules that generally apply to non-payment of your utility bill, until such time that your Loan or Lease payments and your Utility charges are made current. Other rules for reconnection of service, including a requirement to post a security deposit, are set forth in Utility Rules No. 07 and 09.
- 8. **Jurisdiction.** This Authorization at all times shall be subject to such modifications as the California Public Utilities Commission may direct from time to time in the exercise of its jurisdiction.
- 9. **Authorization to Release Information.** If you choose to participate in the On-Bill Repayment Pilot Program, you must also sign ~~two~~ an additional forms to allow the release of confidential information regarding your utility bill payment history and energy usage: (1) ~~Form 8204, "Authorization Or Revocation Of Authorization To Receive Customer Usage Information" to authorize access to the customer's electricity and/or natural gas meter usage data only; and (2) Form 8206, "Authorization to Receive Customer Information or Act Upon a Customer's Behalf"~~ to provide the California Hub for Energy Efficiency Financing (CHEEF) and your Financial Institution authorization to access Customer Billing information and other relevant data. SoCalGas shall provide the CHEEF at the request of the CPUC or CHEEF accurate and timely data on customer-specific collection events that SoCalGas initiates in keeping with Rule No. 42 procedures. SoCalGas will share only customer-specific data relevant to implement this program.
- 10. **Utility not Liable for Improvements and Loan or Lease Process.** ~~Utility is not involved in the improvements to your building, the assessment of potential benefits and costs associated with the improvements, or Financial Institution's procedures. You acknowledge that Utility does not accept any responsibility for the improvements, the anticipated energy efficiency or energy savings benefits, or other benefits, or for any aspect of the loan or lease process. Any questions or claims regarding those matters should be directed to the Financial Institution or to the installation contractor. Utility shall have no liability in connection with, and makes no warranties, expressed or implied, regarding the Work. Customer will be responsible for any and all losses and damage it may suffer in connection with, and any claims by third parties resulting from, the Work. Customer shall indemnify and hold harmless Utility, its affiliates, and their respective owners, officers, directors, employees and agents thereof, from and against all claims, demands, liabilities, damages, fines, settlements or judgments which arise from or are caused by (a) any breach of the Agreement by Customer; (b) any defects or problems with the Work, or the failure of the Work to deliver any anticipated energy efficiencies; (c) Customer's failure to pay any amount due or claimed by Contractor with respect to the Work; or (d) the wrongful or negligent acts or omissions of any party (including Contractor) in the conduct or performance of the Work.~~

ACCOUNT INFORMATION

(Please Print or Type)

CUSTOMER DETAILS¹

Name(s): _____
Address: _____

¹ If there is more than one customer of record for a Service Address, all customers must complete and sign this form.



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



Service Agreement Number: _____

FINANCIAL INSTITUTION AND LOAN OR LEASE INFORMATION

Name of Financial Institution: _____

Address: _____

Contact telephone number: _____

Loan or Lease Number: _____

Principal amount of Loan/Lease: _____

Estimated Monthly Payment/Duration: _____

[other identifying information] _____

SERVICE ADDRESSES INCLUDED IN THIS AUTHORIZATION:

- | | | | |
|----|-----------------|-------|------------------------|
| 1. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |
| 2. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |
| 3. | _____ | _____ | _____ |
| | SERVICE ADDRESS | CITY | UTILITY ACCOUNT NUMBER |

By signing below, You hereby authorize Utility to add Loan Charges to Your utility bills for the Service Address(es) shown above.

| | |
|----------------------------------|-------------------------------|
| _____ | _____ |
| AUTHORIZED CUSTOMER SIGNATURE | TELEPHONE NUMBER |
| Executed this _____ day of _____ | at _____. |
| MONTH YEAR | CITY AND STATE WHERE EXECUTED |

| | |
|--|-------------------------------|
| _____ | _____ |
| ADDITIONAL AUTHORIZED CUSTOMER SIGNATURE | TELEPHONE NUMBER |
| Executed this _____ day of _____ | at _____. |
| MONTH YEAR | CITY AND STATE WHERE EXECUTED |

Financial Institution Approval:

Financial Institution confirms that the Account Information shown above accords with its records.

| | |
|----------------------------------|------------------|
| _____ | _____ |
| SIGNATURE | TELEPHONE NUMBER |
| _____ | |
| COMPANY | |
| Executed this _____ day of _____ | |
| MONTH YEAR | |