

**California High-Cost Fund-B Administrative Committee (CHCF-B AC)**  
**Meeting Minutes for *Thursday, May 19, 2022, at 11 am***

**Venues:**

California Public Utilities Commission  
505 Van Ness Ave., Room 3204  
San Francisco, CA 94102

Telephone Conference Phone Bridge:

Access: 415-655-0002

Participant/Access Code: 2482 369 5627

**Attendees**

Present – Committee Members

- Patrick Hogle, CPUC – Public Advocates Office (Chairperson)
- Charlie Born, Frontier Communications
- Michael Foreman, AT&T (Vice Chair) (via Webex)

**Others**

Present – Others

- Felix Robles, CPUC – Communications Division
- Hannah Steiner, CPUC – Communications Division
- Nancy Lee, CPUC – Communications Division
- Danny Tse, CPUC – Communications Division (via Webex)
- Lucia Magaña, CPUC – Communications Division (via Webex)
- Sindy Yun, CPUC – Legal Division (via Webex)
- Lalaine Semana, CPUC – Fiscal Office (via Webex)

**Minutes:**

**1. Introductions – Patrick Hogle, Chairperson**

This is our first in-person meeting since the pandemic started in March 2020. Attendees introduced themselves. A quorum was present, and the meeting commenced at 11:01 am.

**2. Announcements – None**

**3. Public Comments – None**

**4. Review and Approval of the March 10, 2022, Meeting Minutes**

The meeting minutes remained unchanged. Michael Foreman made a motion to approve and adopt the meeting minutes. Charlie Born seconded the motion. The committee voted unanimously to approve the March 10, 2022 minutes. Nancy Lee will post the adopted minutes on the CHCF-B AC webpage.

**5. Liaison Staff Reports:**

**a. Fiscal Report –**

Lalaine Semana presented the quarterly financial report as of April 30, 2022, stating the budget appropriation for Fiscal Year 2021-2022 is \$48 million and the total appropriation balance is \$37.7 million.

Ms. Semana also reported the B Fund has a total revenue collected of \$979,625 and the total cash available as of April 30, 2022 is \$20.9 million.

The previous three loans remain outstanding at \$84 million. No estimated repayment dates on the three loans at this time, Ms. Semana will keep us posted.

**b. Legal Division Report –**

- i. Sindy Yun reported that there will be another hearing next week for Legislation SB 857 to extend the CHCF-B Program for another five years to January 2028. The current program sunset date is January 2023. Charlie Born stated the bill will go to the Senate floor next week, then it will move to the Assembly Committee.
- ii. Ms. Yun gave an overview on the Teleconferencing Rules for Advisory Committee Meetings. There are two teleconference options for conducting advisory committee meetings pursuant to the Bagley-Keene Opening Meeting Act in Government Code § 11230 *et seq.*

Link to the Bagley-Keene Act here:

[https://leginfo.legislature.ca.gov/faces/codes\\_displayText.xhtml?lawCode=GOV&division=3.&title=2.&part=1.&chapter=1.&article=9](https://leginfo.legislature.ca.gov/faces/codes_displayText.xhtml?lawCode=GOV&division=3.&title=2.&part=1.&chapter=1.&article=9).

Option 1 is in Govt Code Section 11123; the following are the key requirements:

1. Each remote location must be identified/listed in the meeting notice.
2. Each remote location must be identified/listed in the meeting agenda.
3. Each remote location must post the meeting agenda.
4. Each remote location must be accessible to the public (\*\* this would prevent committee members from calling-in from a car).
5. At least one member of the committee must be physically present at the main meeting location.

Option 2 is in Govt Code section 11123.5; the following are the key requirements:

1. Identify who will be calling -in/attending remotely at least 24 hours before the meeting by posting a notice on the Web – 24 hour notice rule.
2. A quorum of the members must be physically present at the main location.
3. Each remote location does not need to be disclosed in the meeting notice, does not need to be publicly accessible and does not need to post agenda.

**c. Communications Division Report –**

Felix Robles reported that Communications Division (CD) is working towards a decision in the surcharge transition rulemaking. The Administrative Law Judge issued a ruling on March 30, 2022 defining what an access line is. CD received nine sets of Comments on April 29, 2022 and seven sets of Reply Comments on May 16, 2022.

Mr. Robles stated it is very important that we have a clear definition of what an access line is because if a transition is made from the current regime of assessing surcharges based on Intrastate revenue to a per access line charge, we must ensure that it's equitable and we capture all lines that should be reporting are being reported.

**6. Other administrative matters –**

**a. FY 2023-24 Budget Proposal (Due June 1)**

Nancy Lee presented the budget spreadsheet and explained the projections and proposed appropriation for FY 2023-24. Nancy recommended that the CHCF-B local assistance and state operations appropriations for FY 2023-24 remain the same as for FY 2022-23. The proposed appropriation is higher than projected expenditures.

Charlie Born and Michael Foreman abstained, they are not permitted to vote because they represent companies that are receiving funds from CHCF-B. Patrick Hoglund voted to approve the proposed budget of \$22.368 million for FY 2023-24.

**b. Annual Election of Chair and Vice Chair**

For the CHCF-B AC Chairperson, Michael Foreman nominated Patrick Hoglund and Charlie Born seconded the motion. Patrick Hoglund accepted the nomination. The committee voted unanimously to approve the nomination of Patrick Hoglund for the Chair. For the Vice Chair, Charlie Born nominated Michael Foreman and Patrick Hoglund seconded the motion. Michael Foreman accepted the nomination. The committee voted unanimously to approve the nomination of Michael Foreman for Vice Chair.

**c. Alternate AC Member Nominations Update**

Patrick Hoglund stated for Public Advocates Office they have a number of new staff that management is currently considering who they are going to appoint as an alternate.

Michael Foreman stated he is still working on getting an alternate for AT&T. They had a potential candidate but that fell through. Mr. Foreman has another candidate in mind, and he is hopeful that the candidate will agree to be the alternate for AT&T. Mr. Foreman will keep us posted.

Charlie Born stated he doesn't have anyone to be Frontier's alternate at the moment.

**d. Recruitment/Nominations for Fourth and Fifth Primary Member**

Two Community Based Organization (CBO) seats are currently vacant, and the committee does not have any nominations. Sindy Yun suggested that it would be beneficial if we have someone from the tribal community to be on our committee. CD will reach out to our Public Advisor's Office for assistance in recruiting for the two vacant CBO seats.

**7. New agenda items for next meeting**

- a. Update on the Surcharge proceeding
- b. Annual Report
- c. Update on Legislation SB 857
- d. Recruitment/nominations for fourth and fifth primary member
- e. Standard agenda items

**8. Date and time for next meeting:**

The next meeting will be held on Monday, August 15, 2022, at 10:30 am.  
Tentative meeting location will be in the Sacramento CPUC Office.

**9. Adjournment:**

The meeting was adjourned at 11:57 am.