



# **New Jersey's Clean Energy Program: Overview of Chapter 8 Rule Readoption**

**Scott Hunter, Office of Clean Energy NJBPU**  
**Charlie Garrison, NJCEP RE Market Managers**  
**Tammy Gray, NJCEP RE Market Managers**

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# Chapter 8 Rule Readoption

New Jersey Administrative Code

Title 14. Public Utilities

Chapter 8. Renewable Energy and Energy Efficiency

Subchapters 1 thru 8; RPS, Net Metering, Interconnection, Env'l Disclosure..

- March 30, 2011 - Readoption of the regulations with amendments proposed
- May 2, 2011 – Proposal published in the New Jersey Register
- July 1, 2011 - End of sixty day public comment period
- May 1, 2012 - The Board approved the rule readoption with amendments, readopted provisions effective on this date
- June 4, 2012 - Rule adoption is published in the New Jersey Register, new provisions (amendments) effective on this date



# Accessing the New Jersey Administrative Code

## Rules

- All currently effective BPU rules are now available from the New Jersey Office of Administrative Law (OAL) and Lexis/Nexis at this link:

<http://www.lexisnexis.com/njoal>

- To see currently effective rules, log in and click on “search New Jersey Administrative Code”.
- Go to Title 14 Public Utilities then Chapter 8, Subchapter 2 Renewable Portfolio Standards
- N.J.A.C. 14:8-2.4 Energy that qualifies for an SREC; registration requirement



# Renewable Portfolio Standards Rule Readoption

- Two important provisions of the RPS amendments with transition or grace periods were triggered on 6/4/12.
  - SREC Registration Submittal Requirements at N.J.A.C. 14:8-2.4
  - Production Meter Requirements for Solar Electricity to be eligible for SRECs in NJ's RPS at N.J.A.C. 14:8-2.9 (c)



# SREC Registration Submittal Requirements N.J.A.C. 14:8-2.4 (c)

N.J.A.C. 14:8-2.4 Energy that qualifies for an SREC; registration requirement

...

(c)...

1. The submittal of an initial registration package under (f)1 below shall occur no later than:

i. Ten business days after execution of the contract for purchase or installation of the photovoltaic panels to be used in the solar facility;

ii. If a contract for purchase and/or installation of photovoltaic panels for the solar facility was executed prior to June 4, 2012, the deadline for submittal of an initial registration package shall be July 4, 2012;



# SREC Registration Submittal Requirements N.J.A.C. 14:8-2.4 (e)

N.J.A.C. 14:8-2.4 Energy that qualifies for an SREC; registration requirement

...

(e) If the applicable submittal deadline in (c) 1 is met, SRECs based on electricity generated by the solar facility shall be usable for compliance...

...If the applicable submittal deadline is not met, any SRECs based on electricity generated by the solar facility shall not be usable for compliance with the NJ RPS until 12 months after the solar facility has received authorization to energize by the EDC in accordance with the Board's interconnection rules at N.J.A.C. 14:8-5.



# 30 Day Grace Period and 10 Business Day Rule

	Contract	SRP Registration	Compliant	Non-Compliant
<b>30 Day Grace Period</b>	Contract signed prior to June 4 <sup>th</sup>	SRP received on or after June 4 <sup>th</sup> and on or before July 4 <sup>th</sup>	Yes- <b><u>COMPLIANT</u></b> Acceptance Letter sent	
<b>Complete SRP 10 Business Day Rule (Compliant)</b>	Contract signed on or after June 4 <sup>th</sup> -Executed last contract signature date is within 10 business days of SRP submittal date (date received by MM)	Complete SRP received on or after June 4 <sup>th</sup>	Yes- <b><u>COMPLIANT</u></b> Acceptance Letter sent	
<b>Complete SRP 10 Business Day Rule (Non-Compliant)</b>	Contract signed on or after June 4 <sup>th</sup> -Executed last contract signature date is <u>NOT</u> (exceeds) within 10 business days of the SRP submittal date (date received by MM)	Complete SRP received on or after June 4 <sup>th</sup>	No	Yes- <b><u>NON-COMPLIANT</u></b> Acceptance Letter sent
<b>Incomplete SRP Registration</b>			No	SRP is returned to customer/ system owner



# Treatment of SRP Registrations “Non-Compliant” with N.J.A.C. 14:8-2.4 (c) 1

When an otherwise complete SRP Registration is submitted that is Non-Compliant with the 10 day requirement for submittal upon contract execution, the registrant will receive an SRP Acceptance letter from the Market Manager.

1. The registrant has 12 months from the date of the Non-Compliant SRP Acceptance letter to resubmit a revised Compliant SRP Registration.
2. Once the Final As-Built package has been received the Non-Compliant SRP Registration is locked in and a new SRP Registration will not be accepted. The SRECS cannot be used for compliance in NJRPS for 1 year.
3. A Cancellation letter from the registrant for Non-Compliant SRP Registration must be included with the revised SRP Registration submitted to the Market Manager.
4. The new Compliant SRP Registration will receive a new SRP #, SRP Acceptance letter, approval and expiration date.
5. Once an Non-Compliant SRP Acceptance letter has been issued, construction cannot begin, prior to submitting a revised SRP Registration for compliance without being subject to consequences of N.J.A.C. 14:8-2.4 (e).





# Contract Requirements

- The SRP registration submittal must include the key elements of the executed contract between the relevant parties.
  - **Key Elements:** Should at a minimum include the contract execution date which is demonstrated by the contract signature date of the last party to sign the contract, identification of the Host Facility Owner, the System Owner and the Installer, the site address, total install cost, total system capacity, equipment summary information, etc.
- Only one contract is needed if the Host Facility Owner and the System Owner are the same. If there is a contract between the Host Facility Owner and the System Owner and a separate contract between the System Owner and Installer, then both of those contracts are required.
- The 10 Business Day contract rule is based on the most recent date on the executed contract involving the Host Facility Owner.
- If no dates are included on the contract the SRP Registration packet will be deemed incomplete and returned for resubmittal



# Production Meter Requirements N.J.A.C. 14:8-2.9 (c)

N.J.A.C. 14:8-2.9 (c) “Beginning on December 4, 2012, in measuring generation to determine the number of RECs or SRECs to issue, the Board or its designee shall accept only readings of a meter that records kilowatt-hour production of electrical energy, and which meets all applicable requirements at (c)1 and 2 below...” (revenue grade meter)

- Since the GATS Operating Rules do not allow for a combination of meter readings and estimated production within the same month; the revenue grade meter must be operational by 11/30/12 to enable all of the December 2012 solar electricity generation to be eligible for SRECs in NJ’s RPS.



# Production Meter Requirements

- Market Manager notification plans
  - Notification letters to end use customers and solar installers
  - Notification to Renewable Energy Committee email distribution list
  - NJCEP website updates
    - ANSI C12.1-2008 accuracy requirements
    - List of meter suppliers contained in the NJCEP Trade Ally database
    - Two lists provided to provide assistance in identifying a revenue grade meter that meets the accuracy requirements
    - <http://www.njcleanenergy.com/renewable-energy/programs/metering-requirements>



# Production Meter Requirements

- PJM GATS

- Notification to GATS account holders will be sent after the Market Manager notifications are sent.
- GATS already provides the mechanism for switching from estimated production to a revenue grade meter.
- Additional messaging and instructions for switching from estimated production to a revenue grade meter will be provided.



## For More Information

<http://www.lexisnexis.com/njoal> go to N.J.A.C. 14:8-2

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