

STATE OF NEW HAMPSHIRE



NHPUC 26JAN18AM8:10

OFFICE OF LEGISLATIVE SERVICES

STATE HOUSE
107 NORTH MAIN STREET, ROOM 109
CONCORD, NEW HAMPSHIRE 03301-4951

January 24, 2018

Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

Re: Conditional Approval Confirmation of Final Proposal 2017-131

Dear Commission Members:

At its meeting on January 19, 2018, the Joint Legislative Committee on Administrative Rules (Committee) voted, pursuant to RSA 541-A:13, IV, to conditionally approve Final Proposal 2017-131 of the Public Utilities Commission (Commission) containing Puc 2500 relative to the electric renewable portfolio standard rules. The Committee's approval was conditioned on amending Final Proposal 2017-131 as specified in the Commission's amended conditional approval request received on January 16, 2018, as further amended by the Commission's submission of January 18, 2018 containing amendments to Puc 2505.14.

The Committee also (1) petitioned you pursuant to RSA 541-A:4 to immediately initiate a further rulemaking proceeding to address the relevant renewable energy certificate (REC) eligibility issues, with a target completion date of the earlier of August 31, 2018 or 90 days following enactment of clarifying legislation, and (2) recommended that the Committee consider legislation to clarify the eligibility of methane gas as a potential source of Class I thermal REC's.


On January 24, 2018, our office received a copy of your written response indicating how Final Proposal 2017-131 was amended in accordance with the conditional approval. We have reviewed the explanation pursuant to RSA 541-A:13, V(a), and have determined that Final Proposal 2017-131 has been amended in accordance with the conditional approval and RSA 541-A:13, V(a). Therefore you may now adopt and file the rules in Final Proposal 2017-131, as amended.

The response cover letter states that, "The Commission also acknowledges the Committee's petition for rulemaking included in the conditional approval motion, and will initiate a further rulemaking proceeding consistent with that petition." I understand that this means that the Commission has granted the Committee's petition pursuant to RSA 541-A:4, I, and therefore will commence rulemaking within 120 days of receipt by the Commission of the Committee's petition included in the conditional approval letter sent on January 22, 2018.

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If you have any questions concerning the provisions in RSA 541-A relative to conditional approvals or responses, or responses to rulemaking petitions, please call me at 271-3680.

Very truly yours,

A handwritten signature in cursive script, reading "Scott F. Eaton", written over a horizontal line.

Scott F. Eaton
Administrative Rules Director

SFE

cc: David Wiesner, Esq., Staff Attorney/Hearings Examiner, PUC