

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DE 22-022

**CITY OF KEENE
City Manager's Office
3 Washington Street
Keene, NH 03431**

Request for Approval of Keene Community Power Electric Aggregation Plan

Commission Approval of Community Power Aggregation Plan

O R D E R N O. 26,695

October 3, 2022

In this order, the Commission approves the City of Keene's (Keene) Community Power Electric Aggregation Plan (Plan).

I. BACKGROUND

On April 11, 2022, Keene submitted a request for approval of a community power aggregation plan to provide electric power supply and services for residents, businesses, and other entities in Keene pursuant to RSA chapter 53-E. Accompanying its request, Keene submitted the text of its Plan with attachments.

Following notice and comment, the Commission issued Order No. 26,639 (June 9, 2022) denying Keene's April 11, 2022 request without prejudice. In Order No. 26,639 the Commission determined that although Keene's Plan substantially met the procedural requirements of RSA chapter 53-E:7, II and contained an adequate level of detail of the RSA 53-E:6, III criteria, it lacked specificity addressing the CPA's relationship and interface with the franchised electric energy distribution utility. The Commission noted that these interactions will be regulated in part by future rules,

N.H. Code Admin R. chapter Puc 2200, which were still under development as of June 2022.

On August 2, 2022, Keene submitted a revised request for approval of its community power aggregation plan, and the revised text of its Plan with attachments.

On August 3, 2022, the Commission issued an order of notice establishing a deadline for comments on Keene's Plan.

On August 24, 2022, Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) filed comments on Keene's Plan. Eversource concluded that Keene's Plan is consistent with the final rulemaking proposal adopted by the Commission for the Puc chapter 2200 rules. Eversource noted that it may have to seek partial or complete rule waivers for certain provisions of the Puc 2200 rules.

Keene's request, along with all subsequent docket filings, other than any information for which confidential treatment is requested of or granted by the Commission, is posted at: <https://www.puc.nh.gov/Regulatory/Docketbk/2022/22-022.html>.

II. COMMISSION ANALYSIS

The Commission has reviewed Keene's Plan pursuant to RSA 53-E:7, II, as amended, which states that

[t]he commission shall approve any plan submitted to it unless it finds that it does not meet the requirements of this chapter and other applicable rules and shall detail in writing addressed to the governing bodies of the municipalities or counties concerned, the specific respects in which the proposed plan substantially fails to meet the requirements of this chapter and applicable rules.

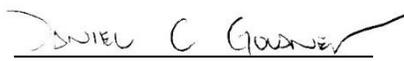
RSA 53-E:7, II also provides specific direction on the process to be used for the submission of such plans, including the following requirements: 1) on the same day the plan is submitted to the Commission, copies shall be provided to the Office of the

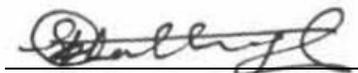
Consumer Advocate and any electric distribution utility providing service within the jurisdiction of the municipality; 2) the Commission shall accept public comments for 21 days thereafter; and 3) the Commission's review of the plan and comments shall not require a contested case.

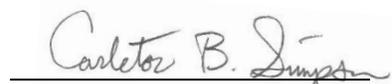
Keene's submission complied with these procedural requirements. Eversource filed the only comment. Eversource did not express any concerns that the Plan failed to meet statutory requirements, and affirmatively stated that the plan complies with the final rulemaking proposal for the Puc chapter 2200 rules. We have determined that Keene's Plan does not substantially fail to meet the applicable requirements of RSA Chapter 53-E, including an adequate level of detail of the RSA 53-E:6, III statutory criteria and applicable rules, including the soon to be adopted Puc chapter 2200 rules.

Based upon the foregoing, it is hereby determined that the City of Keene's Request for Plan Approval is APPROVED.

By order of the Public Utilities Commission of New Hampshire this third day of October, 2022.


Daniel C. Goldner
Chairman


Pradip Chattopadhyay
Commissioner


Carleton B. Simpson
Commissioner

Service List - Docket Related

Docket# : 22-022

Printed: 10/3/2022

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