

APPENDIX II-C

RULEMAKING NOTICE FORM

NOTE: ADDITIONAL NOTICE See page one of the instructions regarding additional notice.

Notice Number _____ Rule Number Puc 2500

1. Agency Name & Address: Public Utilities Commission 21 South Fruit Street, Suite 10 Concord, NH 03301	2. RSA Authority: <u>RSA 362-F:13; RSA 365:8</u> 3. Federal Authority: _____ 4. Type of Action: Adoption _____ Amendment _____ Repeal _____ Readoption _____ Readoption w/amendment <u>X</u>
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5. Short Title: **Puc 2500 – Electric Renewable Portfolio Standard Rules**

6. (a) Summary of what the rule says and of any proposed amendments:

The Commission intends to readopt with amendments its Puc 2500 rules. Puc 2500 sets forth the rules applicable to administration of the electric renewable portfolio standard (RPS), including RPS compliance by retail electricity providers, eligibility of renewable energy sources, issuance and transfer of renewable energy certificates (RECs), metering and reporting standards, the qualifications and roles of independent monitors and REC aggregators, and funding of initiatives from the renewable energy fund (REF). The initial proposal contains a number of amendments and updates to the Puc 2500 rules, such as the addition of biodiesel production as an eligible renewable energy technology, as required by recent legislation, amendments intended to address other recent statutory changes, and updating of the rules based on the Commission’s administrative experience during the past few years.

6. (b) Brief description of the groups affected:

The Puc 2500 rules affect retail providers of electricity, electric distribution utilities, sources producing renewable energy, and consumers of renewable electricity.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

STATUTORY CROSS-REFERENCE TABLE:

Rule	Statute
Puc 2501.01	RSA 362-F:13
Puc 2501.02	RSA 362-F
Puc 2501.02(a)	RSA 362-F:13; RSA 362-F:3
Puc 2501.02(b)	RSA 362-F:13; RSA 362-F:6
Puc 2501.02(c)	RSA 362-F:13; RSA 362-F:10
Puc 2501.02(d)	RSA 362-F:13; RSA 362-F:6 and 7
Puc 2502.01	RSA 362-F:13; RSA 362-F:10
Puc 2502.02(a)	RSA 362-F:13; RSA 362-F:2, I; RSA 362-F:4, I(j)
Puc 2502.02(b)	RSA 362-F:13; RSA 362-F:2, I; RSA 362-F:4, I(j)
Puc 2502.03	RSA 362-F:13; RSA 362-F:2, II
Puc 2502.04	RSA 362-F:13; RSA 362-F:4, I(m); RSA 362-A:1-a, I-b
Puc 2502.05	RSA 362-F:13; RSA 362-F:4, I(i)
Puc 2502.06	RSA 362-F:13; RSA 362-F:2, III
Puc 2502.07(a)	RSA 362-F:13; RSA 362-F:4, I(a), (c), (d), (e), and (f)
Puc 2502.07(b)	RSA 362-F:13; RSA 362-F:4, I(b), (g), and (l)
Puc 2502.07(c)	RSA 362-F:13; RSA 362-F:4, I(h)
Puc 2502.07(d)	RSA 362-F:13; RSA 362-F:4, I(i)
Puc 2502.07(e)	RSA 362-F:13; RSA 362-F:4, I(j)
Puc 2502.07(f)	RSA 362-F:13; RSA 362-F:4, I(k)
Puc 2502.07(g)	RSA 362-F:13; RSA 362-F:4, I(m)
Puc 2502.08	RSA 362-F:13; RSA 362-F:4, II
Puc 2502.09	RSA 362-F:13; RSA 362-F:4, III
Puc 2502.10	RSA 362-F:13; RSA 362-F:4, IV
Puc 2502.11	RSA 362-F:13; RSA 362-F:4, I(k)
Puc 2502.12	RSA 362-F:13; RSA 362-F:2, IV
Puc 2502.13	RSA 362-F:13; RSA 362-F:2, XII
Puc 2502.14	RSA 362-F:13; RSA 362-F:2, V
Puc 2502.15	RSA 362-F:13; RSA 362-F:2, VI
Puc 2502.16	RSA 362-F:13; RSA 362-F:2, VII
Puc 2502.17	RSA 362-F:13
Puc 2502.18	RSA 362-F:13; RSA 362-F:2, VIII
Puc 2502.19	RSA 362-F:13; RSA 362-F:2, IX
Puc 2502.20	RSA 362-F:13
Puc 2502.21	RSA 362-F:13; RSA 362-F:6, I
Puc 2502.22	RSA 362-F:13; RSA 362-F:2, X
Puc 2502.23	RSA 362-F:13; RSA 362-F:6, I
Puc 2502.24	RSA 362-F:13; RSA 362-F:4, I(i)
Puc 2502.25	RSA 362-F:13; RSA 362-F:6, II
Puc 2502.26	RSA 362-F:13; RSA 362-F:4, I(m)
Puc 2502.27	RSA 362-F:13; RSA 362-F:2, XV-a
Puc 2502.28	RSA 362-F:13; RSA 362-F:2, XI
Puc 2502.29	RSA 362-F:13; RSA 362-F:6, II
Puc 2502.30	RSA 362-F:13; RSA 362-F:3
Puc 2502.31	RSA 362-F:13; RSA 362-F:2, XIII
Puc 2502.32	RSA 362-F:13; RSA 362-F:2, XIV
Puc 2502.33	RSA 362-F:13; RSA 362-F:10
Puc 2502.34	RSA 362-F:13; RSA 362-F:2, XV

Puc 2502.35	RSA 362-F:13; RSA 362-F:3
Puc 2502.36	RSA 362-F:13
Puc 2502.37	RSA 362-F:13; RSA 362-F:2, XV-a
Puc 2502.38	RSA 362-F:13; RSA 362-F:12
Puc 2502.39	RSA 362-F:13; RSA 362-F:2, XV-a
Puc 2502.40	RSA 362-F:13; RSA 362-F:2, XV-a
Puc 2503.01	RSA 362-F:13; RSA 362-F:3; RSA 362-F:14; RSA 362-F:15
Puc 2503.02	RSA 362-F:13; RSA 362-F:10
Puc 2503.03	RSA 362-F:13; RSA 362-F:8
Puc 2503.04	RSA 362-F:13; RSA 362-F:6, II-a
Puc 2503.05	RSA 362-F:13; RSA 362-F:7
Puc 2504.01	RSA 362-F:13; RSA 362-F:6, IV; RSA 362-F:4, I(m)
Puc 2504.02	RSA 362-F:13; RSA 362-F:7
Puc 2505.01	RSA 362-F:13; RSA 362-F:11
Puc 2505.02	RSA 362-F:13; RSA 362-F:11, I
Puc 2505.03	RSA 362-F:13; RSA 362-F:13, V
Puc 2505.04	RSA 362-F:13; RSA 362-F:4, I(l); RSA 362-F:11, III; RSA 362-F:12
Puc 2505.05	RSA 362-F:13; RSA 362-F:4, I(i)
Puc 2505.06	RSA 362-F:13; RSA 362-F:4, I(j)
Puc 2505.07	RSA 362-F:13; RSA 362-F:4, I(l)
Puc 2505.08	RSA 362-F:13; RSA 362-F:4, I(l)
Puc 2505.09	RSA 362-F:13; RSA 362-F:4, I(m)
Puc 2505.10	RSA 362-F:13; RSA 362-F:6, II
Puc 2505.11	RSA 362-F:13; RSA 362-F:12
Puc 2505.12	RSA 362-F:13; RSA 362-F:4, I(m); RSA 362-F:11
Puc 2505.13	RSA 362-F:13; RSA 362-F:11
Puc 2505.14	RSA 362-F:13; RSA 362-F:11, II
Puc 2505.15	RSA 362-F:13; RSA 362-F:11; RSA 362-F:12
Puc 2506.01	RSA 362-F:13; RSA 362-F:6
Puc 2506.02	RSA 362-F:13; RSA 362-F:6, II; RSA 362-F:7, II
Puc 2506.03	RSA 362-F:13; RSA 362-F:4, I(k)
Puc 2506.04	RSA 362-F:13, VI-a
Puc 2506.05	RSA 362-F:13, VI-a
Puc 2506.06	RSA 362-F:13, VI-a
Puc 2506.07	RSA 362-F:13, VI-b
Puc 2506.08	RSA 362-F:13, VI-b
Puc 2507.01	RSA 362-F:13; RSA 362-F:6, II
Puc 2507.02	RSA 362-F:13; RSA 362-F:6, II
Puc 2508.01	RSA 362-F:13; RSA 362-F:10
Puc 2508.02	RSA 362-F:13; RSA 362-F:10, I
Puc 2508.03	RSA 362-F:13; RSA 362-F:10, I
Puc 2508.04	RSA 362-F:13; RSA 362-F:10, I

APPENDIX II-C (Continued)

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7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name:	David K. Wiesner, Esq.	Title:	Staff Attorney
Address:	Public Utilities Commission 21 South Fruit Street, Suite 10 Concord, NH 03301	Phone #:	603-271-6030
		Fax#:	603-271-4033
		E-mail:	David.Wiesner@puc.nh.gov
		TTY/TDD Access:	Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **October 25, 2017**

☒ Fax

☒ E-mail

☐ Other format (specify):

9. Public hearing scheduled for:

Date and Time: **October 18, 2017, at 10:30 a.m.**

Place: **N.H. Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

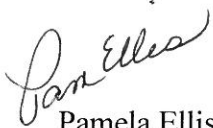
FIS # **FIS 17:126** , dated **Sept. 7, 2017**

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rules do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision of the State of New Hampshire, and therefore do not violate Part I, Article 28-a of the N.H. Constitution by necessitating additional local expenditures by a political subdivision.

STATE OF NEW HAMPSHIRE
Inter-Department Communication

DATE: September 7, 2017

FROM:  Pamela Ellis
Office of Legislative Budget Assistant
State House, Room 102
Concord, New Hampshire 03301

RE: FIS 17:126

TO: David Wiesner, Esq. (david.wiesner@puc.nh.gov)
Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

Attached is the fiscal impact statement listed above. It should be reviewed and then submitted to the Division of Administrative Rules, Office of Legislative Services, in accordance with the N.H. Rulemaking Manual dated July 2016.

Attachment

Fiscal Impact Statement for Public Utilities Commission rules governing Electric Renewable Portfolio Standard Rules. [Puc 2500]

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

When compared to the existing rules, the proposed rules may increase costs to independently owned businesses by an indeterminable amount. Not applicable to Puc 2506.07, Puc 2506.08, and Puc 2506.09 as these are new rules.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

The following provisions of the proposed rules may increase costs to independently owned businesses by an indeterminable amount:

- Puc 2506.07 establishes requirements for the metering of biodiesel production.
- Puc 2506.08 creates quarterly reporting requirements for biodiesel production.
- Puc 2506.09 establishes a methodology that independent monitors must adhere to relative to renewable energy certificates.
- Puc 2507.02 amends the existing rules concerning prohibited relationships by adding facilities producing biodiesel.