



***REVISED – December 15, 2020**

**STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/**

**AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, December 16, 2020 – 10:00 a.m.**

**Listen Via Teleconference: 1 312 626 6799 – Webinar ID: 997 1392 5740
Passcode: 333907**

Watch Online: <https://youtu.be/9K7ai1rFX1w>

Executive Session

(Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 a.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.)

NO ITEMS FOR CONSIDERATION



STATE OF NEW JERSEY
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CONSENT AGENDA FOR BOARD MEETING
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I. AUDITS

A. Energy Agent, Private Aggregator and/or Energy Consultant Initial Registrations

EE20100649L	Green Day Energy, LLC	I – EA/PA/EC
GE20100650L	d/b/a Green Day Energy	

This matter relates to an application for initial registrations as an energy agent, private aggregator and energy consultant for one year.

Energy Agent, Private Aggregator and/or Energy Consultant Renewal Registrations

EE20070507L	Wholesale Gas and Electric, LLC	R – EA
EE20110703L	Ameresco, Inc.	R – E
EE20080523L GE20080524L	JMI Consultants, LLC	R – EA/PA
EE20080526L GE20080527L	HealthTrust Purchasing Group, L.P.	R – EA/PA/EC
EE20070497L GE20070498L	US Energy Solutions, Inc.	R – EA/PA/EC

These matters relate to the above applicants being issued renewal registrations as an energy agent, private aggregator and/or energy agent consultant for one year.

I. AUDITS (CONT'D)

Natural Gas Supplier Initial License

[GE20100652L](#) SmartEnergy Holdings, LLC

I – GSL

This matter relates to the above applicant being issued an initial license as an gas supplier for one year.

- B.** [Docket No. TE20090626 – In the Matter of the Petition of Engine Communications Infrastructure, Inc. for an Order of Approval to Provide Competitive Intrastate Interexchange and Local Exchange Telecommunications Services Throughout the State of New Jersey.](#)

The Board will consider a petition filed by Engine Communications Infrastructure, Inc. seeking approval to provide Competitive Local Exchange Carrier services and intrastate interexchange telecommunications services throughout the State of New Jersey.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

IV. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

V. WATER

- A.** [Docket No. WF18010063 – In the Matter of the Application of Middlesex Water Company for Authority to Borrow up to \\$14.0 Million and to Issue Evidences of Indebtedness Pursuant to the New Jersey Water Infrastructure Bank Financing Program.](#)

The Board will consider a petition from Middlesex Water Company requesting that the deadline to borrow up to \$14 million be extended from December 31, 2020 to June 30, 2022, due to COVID-related delays at New Jersey Infrastructure Bank (NJIB), the entity issuing the loan.

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A. Approval of the Minutes for the October 2, 2020 Agenda Meeting and October 14, 2020 Agenda Meeting.



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1. AUDITS

- A. [Docket No. EA17020137 – In the Matter of an Audit of the Affiliated Transactions between Rockland Electric Company, Orange and Rockland Utilities, Inc., Consolidated Edison, Inc. and Affiliates, Pursuant to N.J.S.A. 48:3-49, 48:3-55, 48:3-56, 49:3-58; and N.J.A.C. 14:4-3.7\(e\) and \(f\), and a Comprehensive Management Audit of Rockland Electric Company, Pursuant to N.J.S.A. 48:2-16.4 and N.J.A.C. 14:3-12.1 - 12.4.](#)

[1A. Report](#)

This matter involves the Final Report in the Audit of affiliated transactions between Rockland Electric Company, Orange and Rockland Utilities, Inc., Consolidated Edison, Inc. and affiliates, and, a Comprehensive Management Audit of Rockland Electric Company. The Board will be rendering its decision on the 11 recommendations set forth in the Final Audit Report of Silverpoint Consulting LLC.

- B. [Docket No. WA18080849 – In the Matter of an Audit of the Affiliated Transactions between New Jersey American Water Company, American Water Works Company, Inc. and its Affiliates Including a Review of Operational and Financial Performance of New Jersey American Water Company and a Comprehensive Management Audit of New Jersey American Water Company Pursuant to N.J.A.C. 14:3-12.1 - 14:3-12.4 – Acceptance of Audit Report “for filing purposes only”.](#)

[1B. Report](#)

The Board will consider the Final Report “for filing purposes only” of the Audit of the Affiliated Transactions between New Jersey American Water Company, and American Water Works Company, Inc. and its Affiliates including a review of Operational and

Financial Performance of New Jersey American Water Company and a Comprehensive Management Audit of New Jersey American Water Company.

1. AUDITS (CONT'D)

- C.** Docket No. EA20110733 – In the Matter of an Audit of the Affiliated Transactions between Jersey Central Power and Light Company, First Energy Corp. and its Affiliates Pursuant to N.J.S.A. 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:4-3.7(e) and (f).

This matter involves the commencement and release of a Request for Proposal (RFP) in the Audit of affiliated transactions between Jersey Central Power and Light Company, First Energy Corp. and affiliates, and, a Comprehensive Management Audit of Jersey Central Power and Light. This audit will include a review of Utility Operations and Emergency Storm Response and the interactions of First Energy and Jersey Central Power and Light Company management.

2. ENERGY

- A.** [Docket No EO18080899 – In the Matter of the Implementation of L. 2018, c. 16 Regarding the Establishment of a Zero Emission Certificate Program for Eligible Nuclear Power Plants; and](#)

[Docket No EO18091003 – In the Matter of the Application of Atlantic City Electric Company for Approval to Implement a Zero Emission Certificate \(“ZEC”\) Charge and Tariff Page\(s\) Related Thereto in Support of the ZEC Program Authorized by N.J.S.A. 48:3-87.3 et seq. and a Board Order Initiating the ZEC Program Dated August 29, 2018.](#)

The Board will consider Atlantic City Electric Company’s Zero Emission Credit Return of Excess Collections rate filing. If approved by the Board, the typical residential customer will see a decrease in their monthly bill of approximately \$0.11.

- B.** [Docket No. EO18080899 – In the Matter of the Implementation of L. 2018, c. 16 Regarding the Establishment of a Zero Emission Certificate Program for Eligible Nuclear Power Plants; and](#)

[Docket No. EO18091018 – In the Matter of the Petition of Butler Electric for Approval of a Zero Emission Certificate Recovery Charge.](#)

The Board will consider Butler Electric’s Zero Emission Credit Return of Excess Collections rate filing. If approved by the Board, the typical residential customer will see a decrease in their monthly bill of approximately \$0.10.

2. ENERGY (CONT'D)

- C. [Docket No. EO18080899 – In the Matter of the Implementation of L. 2018, c. 16 Regarding the Establishment of a Zero Emission Certificate Program for Eligible Nuclear Power Plants; and](#)

[Docket No. EO18091002 – In the Matter of the Petition of Jersey Central Power and Light Company for Approval of a Zero Emission Certificate Recovery Charge.](#)

The Board will consider Jersey Central Power and Light Company's Zero Emission Credit Return of Excess Collections rate filing. If approved by the Board, the typical residential customer will see a decrease in their monthly bill of approximately \$0.10.

- D. [Docket No. EO18080899 – In the Matter of the Implementation of L. 2018, c. 16 Regarding the Establishment of a Zero Emission Certificate Program for Eligible Nuclear Power Plants; and](#)

[Docket No. EO18091004 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of a Zero Emission Certificate Recovery Charge.](#)

The Board will consider Public Service Electric and Gas Company's Zero Emission Credit Return of Excess Collections rate filing. If approved by the Board, the typical residential customer will see a decrease in their monthly bill of approximately \$0.11.

- E. [Docket No. EO18080899 – In the Matter of the Implementation of L. 2018, c. 16 Regarding the Establishment of a Zero Emission Certificate Program for Eligible Nuclear Power Plants; and](#)

[Docket No. EO18091005 – In the Matter of the Petition of Rockland Electric Company for Approval of a Zero Emission Certificate Recovery Charge.](#)

The Board will consider Rockland Electric Company's Zero Emission Credit Return of Excess Collections rate filing. If approved by the Board, the typical residential customer will see a decrease in their monthly bill of approximately \$0.11.

- F. [Docket No. ER20100688 – In the Matter of the Verified Petition of Atlantic City Electric Company Concerning the Setting of the Administrative Fee and the Regional Greenhouse Gas Initiative Recovery Charge \("Rider RGGI"\) for 2021 Associated with its Solar Renewable Energy Certificate \(SREC II\) Program.](#)

The Board will consider the Solar Renewable Energy Certificate ("SREC") II Program administrative fee for calendar year 2021 for participants in Atlantic City Electric Company's SREC II Program. If approved by the Board, there will be no impact on a customer's monthly bill.

2. ENERGY (CONT'D)

- G. [Docket No. ER20100691 – In the Matter of the Verified Petition of Rockland Electric Company Concerning the Setting of the Administrative Fee and the Regional Greenhouse Gas Initiative \(“RGGI”\) Recovery Charge for 2021 Associated with its Solar Renewable Energy Certificate \(“SREC II”\) Program.](#)

The Board will consider the Solar Renewable Energy Certificate (“SREC”) II Program administrative fee for calendar year 2021 for participation in Rockland Electric Company’s SREC II Program. If approved by the Board, there will be no impact on a customer’s monthly bill.

- H. [Docket No. ER20110698 – In the Matter of the Verified Petition of Jersey Central Power and Light Company Seeking Review and Approval of its Deferred Balances Relating to, and an Adjustment of, the Solar Renewable Energy Certificates Financing Program Component \(“SREC”\) of the Rider RRC – RGGI Recovery Charge of its Filed Tariff \(“2019 Rider RRC Filing”\), and Seeking Review and Approval of the Administrative Fee for the SREC II Program Effective as of January 1, 2021.](#)

The Board will consider the Solar Renewable Energy Certificate (“SREC”) II Program administrative fee for calendar year 2021 for participation in Jersey Central Power and Light Company’s SREC II Program. If approved by the Board, there will be no impact on a customer’s monthly bill.

3. CABLE TELEVISION

- A. [Docket No. CE20080516 – In the Matter of the Application of Verizon New Jersey, Inc. for a Renewal of a System-Wide Cable Television Franchise.](#)

This matter is a review of Verizon NJ’s Petition seeking a Renewal of its System-wide Cable Television Franchise which is due to expire on December 18, 2020. Verizon NJ currently provides cable television service to all or parts of 379 municipalities in its service territory.

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A. Docket No. WX20110692 – In the Matter of the Re-Adoption by Notice without Change of New Jersey Administrative Code (“N.J.A.C.”) 14:9 et seq. “Water and Wastewater”.

The Board will consider to readopt without change its rules governing Water and Wastewater, found at N.J.A.C. 14:9. In accordance with N.J.S.A. 52:14B-5.1(b), these rules will expire on February 19, 2021.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO17080939 – In the Matter of Contract between Rutgers’ Bloustein School – Center for Green Buildings (RCGB) and the New Jersey Clean Energy Program.

The Board will consider approval of contract extension with Rutgers’ Bloustein School – Center for Green Buildings for 2021.

- B.** Docket No. QO20110700 – In the Matter of the Release of a Request for Quotation for Consulting Services for a Statewide Evaluator of Energy Efficiency Programs.

The Board will consider approval of the release of a Request for Quotation for consulting services for a statewide evaluator to play a central role in the evaluation, measurement, and verification of New Jersey's next generation of energy efficiency and peak demand reduction programs.

- C.** [Docket No. QO19010040 – In the Matter of the Implementation of P.L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; and](#)

[Docket No. QO20100684 – In the Matter of Butler Power and Light Company Establishing Energy Efficiency and Peak Demand Reduction Programs.](#)

The Board will consider Staff's recommendations regarding how the Clean Energy Act's energy efficiency and peak demand reduction requirements apply to Butler Power and Light Company.

8. CLEAN ENERGY (CONT'D)

- D.** [Docket No. EO12090832V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012;](#)

[Docket No. EO12090880V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012, N.J.S.A. 48:3-87\(Q\)\(R\) and \(S\) – Proceedings to Establish the Processes for Designating Certain Grid-Supply Projects as Connected to the Distribution System;](#)

[Docket No. QO16020130 – In the Matter of the Implementation of N.J.S.A. 48:3-87\(R\) Designating Grid-Supply Projects as Connected to the Distribution System – Order Conditionally Approving Applications Pursuant to N.J.A.C. 14:8-2.4\(G\);](#)

[Docket No. QO19030342 – HCE River Road Solar LLC, AC1-016;](#)
[Docket No. QO19030341 – HCE Strykers Road Solar LLC, AC1-018;](#)

[Docket No. QO20080564 – In the Matter of the Verified Petition of HCE River Road Solar, LLC – for the Return of Certain Escrow Deposits Held by the New Jersey Board of Public Utilities; and](#)

[Docket No. QO20080565 – In the Matter of the Verified Petition of HCE Strykers Road Solar, LLC – for the Return of Certain Escrow Deposits Held by the New Jersey Board of Public Utilities.](#)

The Board will address the petition submitted by Holocene Finance LLC for the return of escrow deposited pursuant to two Subsection (r) applications.

- E.** [Docket No. QO19010068 – In the Matter of a New Jersey Solar Transition Pursuant to P.L. 2018, c.17; and](#)

[Docket No. QX20030253 – In the Matter of a Rulemaking Proceeding to Amend the Renewable Portfolio Standard Rules and Create New Rules Establishing a Transition Incentive Program Pursuant to P.L. 2018, c.17 – Order Addressing Waiver of Requirements Established by N.J.A.C. 14:8-10.3\(D\).](#)

The Board considers waiving certain provisions of N.J.A.C. 14:10-3(d) relating to the implementation of the “Standing Order” provisions in the Transition Incentive Rules.

- F.** [Docket No. QO20030262 – In the Matter of the Electric Vehicle Program Compliance Filing.](#)

The Board will consider the Order addressing the start of Stage Two of the Charge Up New Jersey Program.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION

***LATE STARTER A**

CLEAN ENERGY

[Docket Nos. QO18060646 – In the Matter of the Community Solar Energy Pilot Program; and](#)

[Docket No. QO20080556 – In the Matter of the Community Solar Energy Pilot Program Year 2 Application Form and Process.](#)

The Board will consider an extension of time to review Gabel Associates' motion for reconsideration of several aspects of the Board's October 2, 2020 Order approving the application and process for Program Year 2 of the Community Solar Energy Pilot Program. The Board has 60 days to determine the motion, which is set to expire on December 18, 2020. If an extension is granted, the Board would have additional time to determine the merits of the motion.