Agenda Date: 2/7/07 Agenda Item: LSA



STATE OF NEW JERSEY

Board of Public Utilities Two Gateway Center Newark, NJ 07102 www.bpu.state.nj.us

CLEAN ENERGY

STANDARDS RECOMMENDATIONS FOR ALTERNATIVE COMPLIANCE PAYMENTS AND SOLAR ALTERNATIVE COMPLIANCE PAYMENTS FOR ENERGY YEAR 2008, A STAKEHOLDER PROCESS REGARDING ALTERNATIVE COMPLIANCE PAYMENT AND SOLAR ALTERNATIVE COMPLIANCE PAYMENT LEVELS FOR ENERGY YEARS 2009	Recommendations for Alternative) Compliance Payments and Solar) Alternative Compliance Payments) for Energy Year 2008, Clarification) of Intent Regarding SREC-Only) Pilot Participation))
AND 2010 AND BEYOND, AND A SOLAR))
REC-ONLY PILOT	DOCKET NO. E006100744

(SERVICE LIST ATTACHED)

BY THE BOARD1:

This action clarifies the intention of the Board in the Order issued on January 19, 2007 which memorialized the action taken by the Board at its December 21, 2006 agenda meeting in the matter of the Renewable Portfolio Standard, the Alternative Compliance Payments and the Solar Renewable Energy Credit (SREC) only pilot.

Potential market participants have requested clarification of Board's intent as it pertains to phase one pilot registrants' treatment in regards to the ability for phase one projects to "upgrade" to potentially higher SREC values in the future. Without pre-judging the outcome of

¹ Commissioner Connie O. Hughes recused herself from this matter due to the potential of a conflict of interest.

the proceeding directed by the Board to be conducted, the Board hereby clarifies its January 19, 2007 Board Order. The Board <u>DETERMINES</u> that a phase one pilot registrant is not precluded or prevented from any determination that the Board makes in the ongoing proceeding.

DATED

2/7/07

BOARD OF PUBLIC UTILITIES

BY:

JEANNE M. FOX

FREDERICK F. BUTLER COMMISSIONER JOSEPH L. FIORDALISO

COMMISSIONER

CHRISTINE V. BATOR COMMISSIONER

ATTEST:

SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public

Utilities