



## ***MSEIA SOLAR REPORT FOR DELAWARE JULY 2016 SUMMARY***

### **Strategic Highlights**

**Pennsylvania bill seeks to “close the border” on SREC purchases.** Senate Bill [SB1343](#) was introduced into the Senate on July 28. This bill directs electric utilities and competitive suppliers to purchase their credits created within Pennsylvania, thereby limiting the available supply of these SRECs. For solar developers, this legislation will have a positive economic impact for projects within Pennsylvania, but may harm projects located outside the state...

**District of Columbia bill altering RPS Standards becomes law.** District of Columbia Mayor Bowser [signed](#) Bill No. [B21-0650](#) into law on July 25. Of note, and among other actions, the law raises the renewable portfolio and solar requirements to 50% and 5% by the year 2032, respectively; increases financial penalties for electricity suppliers who fail to comply with the renewable energy portfolio standard for the applicable year; and establishes a program within the Department of Energy and the Environment to assist low-income homeowners with installing solar systems on their homes. The law will take effect upon a 30-day period of congressional review...

**The Obama Administration’s new initiative to promote community solar.** On July 19, the Administration, in partnership with six federal agencies, [announced](#) the Clean Energy Savings for All Americans Initiative in an effort to increase installations of solar power for low-income households 10-fold to one gigawatt by 2020. Among other actions, the initiative establishes the “Community Solar Challenge.” Through the Department of Energy, low-income communities will receive up to \$100,000 to develop their own models to increase solar access...

**A first-of-its-kind consumer guide to community solar is released.** On July 1, the Solar Energy Industries Association and the Coalition for Community Solar Access jointly released the [Residential Consumer Guide to Community Solar](#), a primer for consumers informing them about the benefits of community solar as well as tips on how to be an informed consumer, questions solar consumers should ask before entering into an agreement and links to other resources...

**Nevada approves net metering for the ballot.** On July 12, the Nevada Secretary of State's Office qualified the Solar Rate Restoration Referendum for the ballot for November of 2016. Voters may have the opportunity to restore Nevada's net metering program to more favorable rates for all rooftop customers. This measure still must proceed through a legal challenge currently in process before the state Supreme Court...

**State legislature calendar update:** The Delaware General Assembly adjourned on July 1, 2016. All pending bills are effectively now dead and may or may not be re-introduced in the next session. The Legislature will convene its next session in 2017



## Delaware - Renewable Energy

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
DEPSC Docket No. 16-0105  <i>Opened on            01/15/2016</i>	Complaint filed by LCP Development against Delmarva Power alleging a deceptive rate design. In effect, LCP objects to Delmarva charging for the relatively small amount of station power consumed when the solar panels are not engaged (including standby demand charges) rather than just purchasing the electricity directly (not metering) as is done by utilities in other states that LCP owns solar stations in.	Rate treatment of utility-scale solar vs. net metered distributed generation.	All actions in this matter are stayed until <a href="#">8/5/16</a> .	This proceeding is stayed until 8/5/16 to provide LCP Development, Delmarva, and Tangent Energy more time in order to propose a joint settlement agreement.  <i>All due dates on the procedural schedule are temporarily stayed.</i>



## Delaware - Renewable Energy

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
<a href="#">DEPSC Docket No. 15-1462</a>  <i>Opened on 10/17/2015</i>	<p>The Division of Public Advocate (DPA) petitioned the DEPSC to issue regulations governing when a freeze of the minimum percentages of eligible energy resources and solar PV may be declared.</p> <p><i>Also tracked under DE Superior Court Civil Action No. <a href="#">N15A-12-002</a> (opened 12/8/15).</i></p>	<p>Places greater authority of qualifying renewable energy for the RPS in the hands of the DEPSC.</p> <p>Could have a significant impact on supplier RPS compliance costs.</p>	<p>Argument assigned to Judge Legrow. Hearing notice issued advising that oral argument is scheduled for 8/25/16 (7/26/16).</p>	<p>Oral argument scheduled for 10:00 a.m. ET on 8/25/16.</p>
<a href="#">Delaware Renewable Energy Task Force</a>  <i>Opened on 08/14/2014</i>	<p>Working group for discussing renewable energy issues.</p>	<p>Could provide interesting intelligence and insight into the Delaware solar industry.</p>	<p>Intelligence from staff at DEPSC advised that a meeting notice for the upcoming Renewable Energy Taskforce; meeting is scheduled to be held on 8/24/16.</p> <p><i>For more information on this item, please contact PRQ.</i></p>	<p>Renewable Energy Taskforce meeting scheduled for 9:30 a.m. on 8/24/16.</p>



## Delaware - Renewable Energy

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
<a href="#">House Resolution HR47</a> <a href="#">(Rep. Kowalko)</a> <a href="#">(Sen. Lavelle &amp; Sen. Sokola)</a>  <i>Opened on 06/24/2015</i>	<p>This resolution provides that the Delaware Public Service Commission (DEPSC) should consider only approving electricity generating projects being developed to assist the state in meeting its Renewable Energy Portfolio Standards that utilize eligible energy resources, and to consider certifying new renewable installations that are generated from projects developed after the enactment of this legislation that utilize only eligible energy resources.</p> <p><i>As this is a resolution and not a bill, this would simply have the legislature recognize this issue. No law would be put in place.</i></p>	<p>Places greater authority of qualifying renewable energy for the RPS in the hands of the DEPSC.</p>	<p>The Delaware Legislature adjourned for the year (7/1/16).</p>	<p>The resolution died in the House Floor.</p> <p>This entry will be archived on 8/12/16.</p>



## Delaware - Renewable Energy

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
<a href="#">Senate Bill SB136 (Simpson)</a>  <i>Opened on 06/11/2015</i>	<p>The 3% Cost Cap for the Renewable Compliance Charge to electric customers established in the Renewable Energy Portfolio Standards Act is being exceeded by the cost of contracts for energy credits that cannot be re-negotiated, or canceled.</p> <p>This bill provides a mechanism for electric customers to be reimbursed for that portion of their Renewable Compliance Charge that exceeds 3%, up to the total amount of the Utility Tax.</p>	<p>Provides financial reimbursement for customers' charges exceeding the 3% cost cap for the Renewable Energy Compliance charge.</p>	<p>The Delaware Legislature adjourned (7/1/16).</p>	<p>This bill died in committee.</p>



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