



MSEIA SOLAR REPORT FOR DELAWARE SEPTEMBER 2016 SUMMARY

Strategic Highlights

Delaware Renewable Energy Task Force held a meeting to discuss solar subsidies. At the task force's September 7 meeting, the Delaware Public Advocate recommended an end to the SREC auction process, and to limit SREC procurement from new PV systems sized up to 25kW, to one-third of Delmarva's RPS compliance requirements...

MDV-SEIA weighs in on DC's investigation into interconnection standards. [MDV-SEIA advised](#) the DCPSC on September 1 that its members have reported delays in the registration of systems with PJM GATS; these delays have caused a measurable financial impact on their member-companies and customers, as well as hindering DC's ability to meet its RPS...

Maryland electric cooperatives seek FERC review of Community Solar rules. Southern Maryland Electrical Cooperative and Choptank Electric Cooperative filed a petition with FERC on August 23 for review of the new community solar regulations promulgated by the MDPSC. The cooperatives allege the regulations do not comply with federal law....

Comments continue to be filed in the PAPUC's review of its Tier 1 resource calculations for utilities and suppliers. Parties are disputing how to handle the calculation error discovered by the PAPUC earlier this summer. A number of parties filed comments between August 29 and 31 that opposed putting the obligation to procure the suppliers' shortfall of credits on the utility - and expressed preference for the option to delay the true-up period to give suppliers the time to make up the shortfall of credits. Competitive suppliers, on the other hand, expressed strong support for using a nonbypassable surcharge collected by the utilities to make up the shortfall. Other suggestions include a delay of the supplier's new AEC obligations as a result of the error and a proposal that the adjusted percentages only apply prospectively for the 2017 energy compliance year since the error was the PAPUC's...

Pennsylvania's Alternative Energy Portfolio Standards Act (AEPS) met with disapproval. Lancaster County Solid Waste Management Authority and East Lycoming School District each filed comments earlier this month with Attorney General urging the AG to disapprove implementation of the PAPUC's regulations modifying the AEPS. The proposed changes, were rejected twice by the Independent Regulatory Review Commission. Because the legislature failed to endorse the IRRC's opposition, however, the PAPUC has the authority to move forward with implementing the regulation; only the Attorney-General now stands in the way...



Delaware - Renewable Energy

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
Delaware Renewable Energy Task Force <i>Opened on 08/14/2014</i>	Working group for discussing renewable energy issues.	Could provide interesting intelligence and insight into the Delaware solar industry.	<p>Meeting held (9/7/16). Agenda available here. The DPA recommends an end to the SREC auction process, and to limit SREC procurement from new PV systems up to 25kW to 1/3 of Delmarva’s RPS compliance requirements. The DPA also suggests DNREC permit a three to one conversion of SRECs to Renewable Energy Credits, and should allow double-counting of SREC/REC from all new wind and solar projects built in Delaware.</p> <p><i>For more information on this item, please contact PRQ.</i></p>	Awaiting next action.

Delaware - Renewable Energy - Net Metering

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.	Letter filed by parties advising the hearing examiner of settlement in this matter (8/8/16).	Awaiting filing of settlement agreement.



Delaware - Renewable Energy - RPS

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
DEPSC Docket No. 15-1462 <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. N15A-12-002 (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>Oral argument held; decision taken under advisement (9/13/16).</p>	<p>Awaiting next action.</p>



Delaware - Renewable Energy - RPS

Reference No.	Description	Why It Matters	Most Recent Action	Next Action
House Bill HB414 (Smyk) <i>Opened on 06/09/2016</i>	Would clarify certain issues related to Renewable Energy Portfolio Standards Act (“REPSA”). Would make clear the intent of the Delaware General Assembly that purchases be frozen if the statutory thresholds are reached, and that any such freeze will be lifted if the cost of the compliance with the REPSA can reasonably be expected to be under the statutory thresholds. Also clarifies the items that the DEPSC is to consider in calculating the cost of complying with the REPSA and the total retail cost of electricity for purposes of determining whether a freeze is required.	Would impact current proceedings and court cases related to RPS freeze issues.	Introduced and referred to House Energy Committee (6/9/16).	Awaiting House committee action.



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