

ENERGY YEAR 2019 RPS REPORTING INSTRUCTIONS

The Renewable Portfolio Standards at N.J.A.C. 14:8-2.1 applies to BGS providers and Third Party retail electric suppliers (TPSs). BGS providers must submit to each EDC for which they serve load the compliance documentation specific to the load served in that territory. The data reported to the EDC must be specific and relevant to the load served and the compliance sought by the BGS Providers for that particular EDC market. Each EDC must compile and summarize the reports provided by the BGS Providers serving load in their market and submit this information under one cover to the Office of Clean Energy (OCE). TPSs report directly to the OCE for their entire load regardless of where in New Jersey it was served.

Each BGS Providers must provide the following to each EDC for which they serve load. TPSs report the same information directly to the OCE. Please note that any claims of confidentiality **must** be submitted in compliance with N.J.A.C. 14:1-12 – Procedures for Determining the Confidentiality of Submitted Information.

Current rules may be viewed at:

<http://www.lexisnexis.com/njoal>.

To see currently effective rules, log in and click on “search New Jersey Administrative Code”. The online New Jersey Administrative Code is updated quarterly.

Note: At the December 18, 2018 Agenda Meeting, the Board approved Docket No. EO18111250 – I/M/O the Provision of Basic Generation Service (“BGS”) – Renewable Portfolio (“RPS”) Allocation. This Order includes provisions for calculating a BGS provider’s solar obligation under the new requirements as a function of whether the electricity supplied is exempt or non-exempt due to the Clean Energy Act of 2018. The obligation of the TPSs is also addressed. Also in this order, the Board approved the extension of the deadline for filing the Solar Annual RPS Compliance Reports for the period ending May 31, 2019 to December 1, 2019 given the complexities of the required Solar calculation.

Total Statewide Solar, Class I and Class II Obligations for EY 2019:

Table A
What Percentage of Energy Supplied Must be Solar, Class I
or Class II Renewable

<u>Energy Year</u>	<u>Solar</u>	<u>Class I</u>	<u>Class II</u>	<u>Total</u>
June 1, 2018 - May 31, 2019	4.30%	14.175%	2.50%	20.975%
June 1, 2018 - May 31, 2019*	3.29%*	14.175%*	2.50%*	19.965%*

(*BGS Providers with existing contracts)

Notwithstanding any other provision of this section, if a BGS provider has, prior to May 23, 2018, executed a BGS contract to provide retail electricity, the solar obligation resulting from the electricity supplied under that contract shall be determined using the provisions of this subchapter that were in effect at the time the contract was executed. For the purpose of this section, the electricity supply covered by these contracts shall be called “**exempt electricity**,” and electricity supply not covered by such a contract shall be called “**non-exempt electricity**.”

EY 2019 Solar Calculations

1. **Total Solar Requirement = 4.30% times Total Retail Sales (I), But**
2. **All BGS Provider Sales are Exempt, therefore**
3. **BGS Providers Solar Requirement = Exempt Sales times 3.29% (II)**
4. **TPS Solar Requirement = Non-Exempt Sales times 4.30% (III)**
5. **BGS Deferred Solar Requirement Split Between EY 20 and EY 21 = I – (II + III)**

Requirements For Reporting Compliance

1. Printout from GATS (**JUST THE SUMMARY PAGE**) demonstrating compliance with Solar, Class I and Class II RPS requirements based on guidance from PJM EIS. Please ensure with committed supply numbers that that you give Staff the name of the generator, you are the owner of these RECs and they have been retired. (There is a report from PJM GATS that will eliminate the need to go to multiple reports to get this information; See below.) **Please calculate your RPS obligations based on Total Retail Sales and not by PJM Zone!!!**
2. The completed **EY 19 BGS TPS Reporting Spreadsheet** showing how the TPS/BGS Providers met compliance. **Please calculate your RPS obligations based on Total Retail Sales and not by PJM Zone!!!**

3. Board approved affidavits, titled Class I and Class II Certification Forms for biomass facilities who had a Biomass Sustainability Determination completed by the NJDEP and out of state resource recovery facilities respectively, certifying that the facilities that generated the RECs continue to operate in compliance with their permits (see attached, EY 2019 RPS Compliance Instructions.PDF Form). All BGS providers and TPSs must obtain a copy of these affidavits or obtain documentation demonstrating that the biomass or resource recovery facility has submitted it directly to the BPU. If the BPU does not receive these affidavits with the RPS report or directly from the facility by October 1st, the RECs **cannot** be used to satisfy your Class I or Class II RPS obligations. **The affidavit must be completed and signed by the generator!!!**

Note: The Class I and Class II Certification Forms, for biomass and resource recovery facilities respectively, are still required since they contain affirmative attestation from representatives of the generating facility that the facility generating the electricity was operated in conformity with the NJDEP requirements which has not been verified with GATS.

4. Documentation confirming Alternative Compliance Payment (ACP) and/or Solar Alternative Compliance Payments (SACP) payment, if needed, in the form of copies of checks for each ACP and/or SACP payment. ACP and SACP payments are to be made separately according to the attached instructions. A supplier's report should document the need to pay ACPs or SACPs and include a copy of each check or checks made payable to **"Treasurer, State of New Jersey"**. A template has been developed titled "EY 19 BGS TPS RPS Reporting Spreadsheet.xls" which satisfies the ACP/SACP obligation calculation and reporting requirement. The ACP and SACP payments must be mailed directly to NJBPU Office of Clean Energy as described in the attached procedure. (See attached, EY 2019 ACP SACP Payment Instructions) TPS/BGS Providers also have the option of sending the ACP or SACP payment electronically directly to the Treasury Department. The wiring instructions are also in the payment instruction document.

SREC and REC Eligibility For EY 2019

“Class I RECs and ORECs shall be eligible for use in renewable energy portfolio standards compliance in the energy year in which they are generated, and for the following two energy years. SRECs shall be eligible for use in renewable energy portfolio standards compliance in the energy year in which they are generated, and for the following four energy years.”

Therefore SRECs based on electricity generated between June 1, 2014 and May 31, 2019 can be used for RPS compliance in EY 2019.

Class I RECs based on electricity generated on or after June 1, 2016 thru May, 31, 2019 can be used for RPS compliance in EY 2019.

Finally:

Class II RECs based on electricity generated between June 1, 2018 and May, 31, 2019 (EY 19) can only be used for RPS compliance in EY 2019. Also a reminder, Only Class II RECs can be used to satisfy the Class II Requirement.

Requirement for Non-New Jersey Behind the Meter (BTM) Facilities

Beginning in Energy Year 2011, all Class I “behind-the-meter” (BTM) generators located outside of New Jersey but within the PJM footprint must have been recertified after choosing one of three ways to continue to have their RECs certified for use in the NJ RPS.

1. the renewable energy generator’s sale of the energy is settled in the PJM wholesale market;
2. the renewable generator can report its energy output to PJM-EIS electronically at least monthly via a meter that satisfies the requirements of American National standards Institute (“ANSI”) “Electric Meters Code for Electricity Metering,” C12.1-2008 (as amended or supplemented);
3. the renewable generator can report its energy output at least monthly to an electric distribution company which is a member of PJM, via a meter that satisfies the requirements of ANSI “Electric Meters Code for Electricity Metering,” C12.1-2008 (as amended or supplemented). The renewable generator could then earn RECs, provided that the electric distribution company then provides the generator’s report electronically no less frequently than monthly to PJM-EIS.

Thank you in advance for your cooperation in documenting your company's compliance with New Jersey's Renewable Portfolio Standard. Please direct questions or comments to ronald.jackson@bpu.nj.gov.

GATS My RPS Compliance Report Information:

To All Company Account Managers:

For Energy Year 2019, New Jersey RPS Compliance Reports for Class I and Class II resources are due by October 1, 2019 and the Solar reports are due by December 1, 2019

If you serve BGS Load then the EDC's will be reporting directly to the BPU for you. You must transfer over your load obligation as well as the number of certificates that are needed for you to comply. **These transactions should be completed early in September 2019 to ensure the RPS Annual Compliance Reports are submitted by the October 1, 2019 due date for Class I and Class II! The Solar Reports are due by December 1, 2019!** Please contact your EDC for further instructions.

If you serve Third Party load, you will be reporting directly to the NJ BPU.

If you are using certificates from your CEPS account please remember that you CANNOT transfer them to your Retail LSE Subaccount. They must be transferred to your Reserve Subaccount with the RPS reason being selected.

PJM EIS has implemented a report in GATS, "My RPS Compliance Report", to make reporting easier. You can find the "My RPS Compliance Report" listed under the Reports/My Reports menu at the top of your GATS Home page. This report consists of two tabs. The first tab is a Summary tab of what the GATS Load obligations are in your Retail LSE Subaccount for that reporting year. There is a column for RPS Load where you can enter your actual RPS obligation if it is different from the load data that is reported in GATS. You will also see a breakdown of the total certificates used for RPS. The second tab is a detailed breakdown of the certificates that were placed into either the Retail LSE Subaccount or the Reserve Subaccount. This report eliminates the need to go to multiple reports within GATS to obtain the data that is needed.

For more information regarding New Jersey Reporting Requirements, please review the rules at the New Jersey Office of Administrative Law (OAL) and Lexis/Nexis website at this link:

<http://www.lexisnexis.com>

You will have to register with the site before you can view the rules at Title 14: Board of Public Utilities, Chapter 8; Renewable Energy and Energy Efficiency; Subchapter 2: Renewable Portfolio Standards.

For questions directly pertaining to the New Jersey requirements please contact Ron Jackson at the NJ BPU ronald.jackson@bpu.nj.gov.

Please feel free to contact PJM-EIS if you have any GATS questions:

PJM-EIS GATS
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