



Agenda Date: 3/9/22
Agenda Item: 8A

STATE OF NEW JERSEY
Board of Public Utilities
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CLEAN ENERGY

IN THE MATTER OF THE CLEAN ENERGY)
PROGRAMS AND BUDGET FOR FISCAL YEAR 2022 –) ORDER
TRUE-UP, REVISED BUDGETS AND PROGRAM)
CHANGES) DOCKET NO. QO21040720

Parties of Record:

- Brian O. Lipman, Esq., Director**, New Jersey Division of Rate Counsel
- Phillip J. Passanante, Esq.**, Atlantic City Electric Company
- Deborah M. Franco, Esq.**, Elizabethtown Gas Company and South Jersey Gas Company
- Joshua R. Eckert, Esq.**, Jersey Central Power & Light Company
- Andrew K. Dembia, Esq.**, New Jersey Natural Gas Company
- Matthew M. Weissman, Esq.**, Public Service Electric and Gas Company
- Margaret Comes, Esq.**, Rockland Electric Company
- Michael Ambrosio**, TRC Energy Services

BY THE BOARD:

This Order memorializes action taken by the New Jersey Board of Public Utilities (“Board” or “BPU”) at its March 9, 2022 public meeting, where the Board considered revisions to the Fiscal Year 2022 (“FY22”) budget for New Jersey’s Clean Energy Program (“NJCEP”) and approval of revisions associated with FY22 Programs.¹

BACKGROUND & PROCEDURAL HISTORY

On February 9, 1999, the Electric Discount and Energy Competition Act (“EDECA” or “Act”), N.J.S.A. 48:3-49 et seq., was signed into law, creating the Societal Benefits Charge (“SBC”) to fund programs for the advancement of energy efficiency (“EE”) and renewable energy (“RE”) in New Jersey. The Act also provided for the Board to initiate proceedings and undertake a Comprehensive Resource Analysis (“CRA”) of EE and RE programs in New Jersey every four (4) years. The CRA would then be used to determine the appropriate level of funding over the next four (4) years for the EE and Class I RE programs, which are part of what is now known as the NJCEP. Accordingly, in 1999, the Board initiated its first CRA proceeding, and in 2001, it issued

¹ The budgets approved in this Order are subject to State appropriations law.

an order setting funding levels, the programs to be funded, and the budgets for those programs, for years 2001 through 2003. Since then, the Board has issued numerous Orders setting the funding levels, related programs, and program budgets for the years 2004 – FY22.²

The Board established FY22 programs and budgets through a Board Order entered on June 24, 2021.³ On January 12, 2022, Board Staff (“Staff”) released a proposal for the draft true-up budget, revised budgets, and program changes. Staff provided a summary of the proposed true-up budget process, budget reallocations, and changes to associated documents via a webinar on January 22, 2022. Public comments were accepted through January 28, 2022. The comments are summarized below.

FY22 BUDGET TRUE-UP AND REALLOCATIONS

1. True-Up

The FY22 NJCEP budget was established, in part, based upon an estimate of expenses expected to be incurred during Fiscal Year (“FY21”). Once actual expenses become available, the Board typically approves what is known as a “True-up Budget” which calculates the difference between estimated expenses for budgetary purposes and expenses actually incurred. Consistent with that practice, and now that all expenses actually incurred during FY21 are final, a budget true-up of the differences between estimated and actual expenses (“True-Up”), which results in an additional \$599,396 being available for the NJCEP, is shown in the tables below:

(In \$)

<i>FY21 Program/Budget Line</i>	<i>FY21 Final Budget</i>	<i>FY21 Actual Expenses</i>	<i>FY21 Actual Year End Commitments</i>	<i>FY21 Actual Expenses plus Year End Commitments</i>	<i>FY21 Budget Less Actual Expenses and Commitments</i>
<i>Total - NJCEP + State Initiatives</i>	540,196,754	294,153,430	237,303,087	532,584,036	7,612,719
State Energy Initiatives	115,409,285	115,281,211	-	115,281,211	128,074
Total NJCEP	424,787,469	178,872,219	237,303,087	417,302,825	7,484,645
Energy Efficiency Programs	311,185,279	135,409,053	181,273,685	317,810,256	(6,624,977)*
Distributed Energy Resources	28,686,309	5,977,956	16,480,330	22,458,286	6,228,023
RE Programs	21,634,749	2,180,831	17,429,346	19,610,177	2,024,572
EDA Programs	130,393	66,254	-	66,254	64,139
Planning and Administration	27,302,854	11,886,270	10,118,695	22,004,966	5,297,888

² In the early years, the budgets and programs were based on calendar years, but in 2012, the Board determined to begin basing the budgets and programs on fiscal years in order to align with the overall State budget cycle.

³ In re the Clean Energy Programs and Budget for FY22, BPU Docket No. QO21040720, Order dated June 24, 2021.

<i>FY21 Program/Budget Line</i>	<i>FY21 Final Budget</i>	<i>FY21 Actual Expenses</i>	<i>FY21 Actual Year End Commitments</i>	<i>FY21 Actual Expenses plus Year End Commitments</i>	<i>FY21 Budget Less Actual Expenses and Commitments</i>
BPU Initiatives	35,847,885	23,351,854	12,001,031	35,352,885	495,000

*This number represents an accounting adjustment that was previously made to reflect the actual year end commitments for the State Facilities Initiative. There is sufficient funding budgeted in FY22 to cover these commitments.

<i>FY21 Estimated Uncommitted Carryforward</i>	<i>FY21 Budget Less Actual Expenses and Commitments</i>	<i>Difference Between FY21 Estimated Uncommitted Carryforward and Actuals</i>	<i>Other Revenues (Interest Payments, Application Fees, etc.)</i>	<i>Additional FY21 Carryforward and Other Revenues</i>
7,404,846	7,612,719	207,873	391,524	599,396

**Numbers presented in the above two tables may not add up precisely to totals provided due to rounding.

In addition to the above True-Up, a reallocation of funds among the programs is described in more detail below.

2. Reallocations and Rationale for Programs Administered by the Division of Clean Energy (“DCE”)⁴

a. Program Evaluation/Analysis

- The increased budget of \$2,999,396 will ensure adequate funding is available to the NJCEP to continue to support the development and implementation of goals established in the Energy Master Plan. This amount includes \$599,396 in additional FY21 carryforward.

b. Sustainable Jersey

- The additional funds of \$75,000 will enable Sustainable Jersey to provide additional technical assistance on EE to municipalities.

c. Offshore Wind (“OSW”)

- The decrease of \$100,000 to the OSW budget line is due to the full FY22 amount not anticipated to be utilized this year and the funds can be reallocated to other programs/initiatives.

⁴ More information about the programs administered by the Division of Clean Energy is included in NJCEP’s FY22 revised compliance filing (“DCE Compliance Filing”).

3. Reallocations and Rationale for Programs Administered by TRC⁵

a. Residential New Construction

- The budget has been increased by \$1.5 million to reflect an updated forecast of participation levels.

b. EE Products

- Due to an updated forecast to cover additional applications prior to the closure of the program, the budget has been increased by \$100,000.

c. Direct Install

- The budget has been increased by \$4 million to reflect an updated forecast of existing commitments.

d. Outreach, Website, Other

- The increase of \$25,000 to this budget line will support additional outreach initiatives.

e. Residential Retrofit

- This budget has been reduced by \$2 million to reflect updated participation levels.

f. Commercial and Industrial Buildings

- This budget has been reduced by \$6 million to reflect updated participation levels.

4. Reallocations and Rationale for the Comfort Partners Program⁶

Staff is recommending a reallocation within the Comfort Partners Program budget amongst the previously approved allocations to each utility. The total budget for the Comfort Partners program will remain unchanged. The reallocation is being proposed as a result of the fluctuation of program demand in response to current participation rates. Some service areas have experienced an influx of work compared to original forecasts, while others have seen a slight reduction. To ensure the continuity of the Comfort Partners Program, this request of budget reallocation amongst the utilities will ensure that the impacted program contractors can continue their work unimpeded. This budget change would align the Comfort Partners' budgets to ensure that funds are properly allocated in needed utility territories and to ensure that all funding will be utilized.

⁵ More detail about the programs administered by TRC is included in TRC's FY22 revised compliance filing.

⁶ More detail about the Comfort Partners Program is included in the Comfort Partners Program FY22 revised compliance filing.

FY22 Approved Comfort Partners Budget								
		Admin and Program Development	Sales, Marketing, Call Centers, Web Site	Training	Rebates, Grants and Other Direct Incentives	Rebate Processing, Inspections, Other QC	Evaluation & Research	Contractor Perf. Incentives
ACE	\$2,142,357.00	\$256,671.00	\$36,949.00	\$34,999.00	\$1,713,665.00	\$100,073.00	\$0.00	\$0.00
JCP&L	\$5,049,929.00	\$573,738.00	\$122,354.00	\$84,354.00	\$4,061,286.00	\$195,197.00	\$13,000.00	\$0.00
PSE&G- Elec	\$9,065,255.00	\$496,255.00	\$250,538.00	\$225,517.00	\$7,749,798.00	\$343,147.00	\$0.00	\$0.00
RECO	\$430,000.00	\$71,000.00	\$16,000.00	\$16,000.00	\$300,000.00	\$27,000.00	\$0.00	\$0.00
NJNG	\$5,741,406.00	\$344,308.00	\$115,609.00	\$108,942.00	\$4,980,438.00	\$192,109.00	\$0.00	\$0.00
Elizabethtown	\$3,372,793.00	\$243,576.00	\$68,557.00	\$64,789.00	\$2,854,776.00	\$141,095.00	\$0.00	\$0.00
PSE&G-Gas	\$16,795,335.00	\$802,178.00	\$440,140.00	\$387,608.00	\$14,591,355.00	\$574,054.00	\$0.00	\$0.00
SJG	\$3,332,925.00	\$339,251.00	\$62,970.00	\$60,233.00	\$2,762,587.00	\$107,884.00	\$0.00	\$0.00
TOTAL	\$45,930,000.00	\$3,126,977.00	\$1,113,117.00	\$982,442.00	\$39,013,905.00	\$1,680,559.00	\$13,000.00	\$0.00
PSE&G - Combined	\$25,860,590.00	\$1,298,433.00	\$690,678.00	\$613,125.00	\$22,341,153.00	\$917,201.00	\$0.00	\$0.00

FY22 Revised Comfort Partners Reallocations								
		Admin and Program Development	Sales, Marketing, Call Centers, Web Site	Training	Rebates, Grants and Other Direct Incentives	Rebate Processing, Inspections, Other QC	Evaluation & Research	Contractor Perf. Incentives
ACE	\$2,128,476.00	\$256,671.00	\$36,949.00	\$34,999.00	\$1,713,665.00	\$86,192.00	\$0.00	\$0.00
JCP&L	\$5,049,929.00	\$573,738.00	\$122,354.00	\$84,354.00	\$4,061,286.00	\$195,197.00	\$13,000.00	\$0.00
PSE&G- Elec	\$10,344,235.00	\$519,373.00	\$276,271.00	\$245,250.00	\$8,936,461.00	\$366,880.00	\$0.00	\$0.00
RECO	\$430,000.00	\$71,000.00	\$16,000.00	\$16,000.00	\$300,000.00	\$27,000.00	\$0.00	\$0.00
NJNG	\$5,741,406.00	\$344,308.00	\$115,609.00	\$108,942.00	\$4,980,438.00	\$192,109.00	\$0.00	\$0.00
Elizabethtown	\$3,372,793.00	\$243,576.00	\$68,557.00	\$64,789.00	\$2,854,776.00	\$141,095.00	\$0.00	\$0.00
PSE&G-Gas	\$15,516,355.00	\$779,060.00	\$414,407.00	\$367,875.00	\$13,404,692.00	\$550,321.00	\$0.00	\$0.00
SJG	\$3,346,806.00	\$334,583.00	\$62,970.00	\$60,233.00	\$2,762,587.00	\$126,433.00	\$0.00	\$0.00
TOTAL	\$45,930,000.00	\$3,122,309.00	\$1,113,117.00	\$982,442.00	\$39,013,905.00	\$1,685,227.00	\$13,000.00	\$0.00
PSE&G - Combined	\$25,860,590.00	\$1,298,433.00	\$690,678.00	\$613,125.00	\$22,341,153.00	\$917,201.00	\$0.00	\$0.00

Revised Budget Table:

The True-Up Budget, with the previously described reallocations, are shown in the table below:

FY22 True-Up Budget (In \$)

<i>FY22 Program/Budget Line</i>	<i>Initial FY22 Budget</i>	<i>Additional FY21 Carryforward and Other Revenue*</i>	<i>Line Item Transfers</i>	<i>Revised FY22 Budget</i>
Total NJCEP + State Initiatives	586,106,880	599,396	-	586,706,276
State Energy Initiatives	87,100,000	-	-	87,100,000
Total NJCEP	499,006,880	599,396	-	499,606,276
Energy Efficiency Programs	311,225,053	-	(2,400,000)	308,825,053
Res EE Programs	31,786,739	-	(400,000)	31,386,739
Residential Retrofit	17,898,503	-	(2,000,000)	15,898,503
RNC	12,726,165	-	1,500,000	14,226,165
EE Products	1,162,071	-	100,000	1,262,071
Res Low Income	45,930,000	-	-	45,930,000
Comfort Partners	45,930,000	-	-	45,930,000
C&I EE Programs	147,934,372	-	(2,000,000)	145,934,372
C&I Buildings	130,234,969	-	(6,000,000)	124,234,969
LGEA	5,075,411	-	-	5,075,411
DI	12,623,992	-	4,000,000	16,623,992
Energy Efficiency Transition	23,340,494	-	-	23,340,494
State Facilities Initiative	57,733,448	-	-	57,733,448
Acoustical Testing Pilot	4,500,000	-	-	4,500,000
Distributed Energy Resources	24,635,545	-	-	24,635,545
CHP - FC	20,635,545	-	-	20,635,545
Microgrids	4,000,000	-	-	4,000,000
RE Programs	29,384,270	-	(100,000)	29,284,270
Offshore Wind	26,715,262	-	(100,000)	26,615,262
Solar Registration	2,669,008	-	-	2,669,008
EDA Programs	15,359,085	-	-	15,359,085
Clean Energy Manufacturing Fund	109,085	-	-	109,085
NJ Wind	11,500,000	-	-	11,500,000
R&D Energy Tech Hub	3,750,000	-	-	3,750,000
Planning and Administration	45,510,870	599,396	2,500,000	48,610,266
BPU Program Administration	5,185,000	-	-	5,185,000
Marketing	13,601,927	-	-	13,601,927
CEP Website	400,000	-	-	400,000
Program Evaluation/Analysis	19,724,922	599,396	2,400,000	22,724,318
Outreach and Education	6,210,000	-	100,000	6,310,000
Sustainable Jersey	1,000,000	-	75,000	1,075,000
NJIT Learning Center	750,000	-	-	750,000
Conference	700,000	-	-	700,000
Outreach, Website, Other	3,760,000	-	25,000	3,785,000
Memberships	389,021	-	-	389,021

<i>FY22 Program/Budget Line</i>	<i>Initial FY22 Budget</i>	<i>Additional FY21 Carryforward and Other Revenue*</i>	<i>Line Item Transfers</i>	<i>Revised FY22 Budget</i>
BPU Initiatives	72,892,057	-	-	72,892,057
<i>Community Energy Grants</i>	1,000,000	-	-	1,000,000
<i>Storage</i>	20,000,000	-	-	20,000,000
Electric Vehicle Program	47,392,057	-	-	47,392,057
Fund Plug In EV Incentive	33,388,171	-	-	33,388,171
Fund CUNJ Administrative	3,503,886	-	-	3,503,886
CUNJ Residential Charger Incentive	3,000,000	-	-	3,000,000
(EDA) EV Grid Assessment	500,000	-	-	500,000
State Vehicle Fleet	6,000,000	-	-	6,000,000
Municipal Clean Fleet	1,000,000	-	-	1,000,000
Workforce Development	4,500,000	-	-	4,500,000

*Other revenue includes interest earnings from the Clean Energy Fund and EDA Programs.

5. Detailed Budgets

The detailed budgets below allocate the budget revisions among the appropriate cost categories for each of the programs managed by the DCE and were identified above, with the resulting detailed budgets as shown in the table below:

		FY22 Detailed Budget - Cost Category Budgets (\$)					
Program/Budget Line	Total Budget	Administration	Sales, Marketing, Website	Training	Rebates, Grants and Other Direct Incentives	Rebate Processing and QA	Evaluation
Total NJCEP	249,265,612	36,595,544	3,141,150	16,217,500	162,171,838	-	31,139,580
Energy Efficiency Programs	85,573,942	14,004,296	-	-	71,569,646	-	-
<i>Energy Efficiency Transition</i>	23,340,494	14,004,296	-	-	9,336,198	-	-
<i>State Facilities Initiatives</i>	57,733,448	-	-	-	57,733,448	-	-
<i>Acoustical Testing Pilot</i>	4,500,000	-	-	-	4,500,000	-	-
Distributed Energy Resources	4,000,000	-	-	-	4,000,000	-	-
<i>Microgrids</i>	4,000,000	-	-	-	4,000,000	-	-
RE Programs	26,615,262	1,000,000	-	-	20,000,000	-	5,615,262
<i>Offshore Wind</i>	26,615,262	1,000,000	-	-	20,000,000	-	5,615,262
EDA Programs	15,359,085	341,585	-	12,717,500	-	-	2,300,000
<i>Clean Energy Manufacturing Fund</i>	109,085	109,085	-	-	-	-	-

<i>NJ Wind</i>	11,500,000	45,000	-	9,155,000	-	-	2,300,000
<i>R&D Energy Tech Hub</i>	3,750,000	187,500	-	3,562,500	-	-	-
Planning and Administration	44,825,266	16,745,777	3,141,150	-	2,214,021	-	22,724,318
<i>BPU Program Administration</i>	5,185,000	5,185,000	-	-	-	-	-
<i>Marketing</i>	13,601,927	11,560,777	2,041,150	-	-	-	-
<i>CEP Website</i>	400,000	-	400,000	-	-	-	-
<i>Program Evaluation/Analysis</i>	22,724,318	-	-	-	-	-	22,724,318
<i>Program Evaluation</i>	22,724,318	-	-	-	-	-	22,724,318
Outreach and Education	2,525,000	-	700,000	-	1,825,000	-	-
<i>Sustainable Jersey</i>	1,075,000	-	-	-	1,075,000	-	-
<i>NJIT Learning Center</i>	750,000	-	-	-	750,000	-	-
<i>Conference</i>	700,000	-	700,000	-	-	-	-
Memberships	389,021	-	-	-	389,021	-	-
BPU Initiatives	72,892,057	4,503,886	-	3,500,000	64,388,171	-	500,000
Community Energy Grants	1,000,000	-	-	-	1,000,000	-	-
Storage	20,000,000	-	-	-	20,000,000	-	-
Electric Vehicles	47,392,057	3,503,886	-	-	43,388,171	-	500,000
<i>Plug In EV Incentive Fund</i>	33,388,171	-	-	-	33,388,171	-	-
<i>CUNJ Administrative Fund</i>	3,503,886	3,503,886	-	-	-	-	-
<i>CUNJ Residential Charger Incentive</i>	3,000,000	-	-	-	3,000,000	-	-
<i>EV Grid Assessment (EDA)</i>	500,000	-	-	-	-	-	500,000
<i>State Vehicle Fleet</i>	6,000,000	-	-	-	6,000,000	-	-
<i>Municipal Clean Fleet</i>	1,000,000	-	-	-	1,000,000	-	-
Workforce Development	4,500,000	1,000,000	-	3,500,000	-	-	-

6. Program Changes

The following is a program change and updates to the DCE, TRC, Comfort Partners, Electric Vehicle Compliance Filings and the Division of Property Management and Construction Designated Project List (“DPMC DPL”).

Electric Vehicles Program

The Electrical Vehicle Compliance Filing has been updated to reflect a change to improve the administrative efficiency of the Charge Up NJ Program. Specifically, there will now be a flat incentive of \$250 for Phase Three – The Electric Vehicle Charger Incentive.

DCE, TRC, and Comfort Partners Compliance Filings

The DCE, TRC, and Comfort Partners Compliance Filings have been updated to reflect previously approved developments and Board actions. Also, the detailed budgets in the respective compliance filings have been revised, so are consistent with the aforementioned reallocations.

DPMC DPL

Due to updated timelines and cost projections, \$1.2 million has been reallocated in the DPMC DPL. This change does not impact the total funding level and better aligns the budget with the status of these projects.

SUMMARY OF COMMENTS FROM PUBLIC STAKEHOLDERS

On January 12, 2022, Staff posted on the NJCEP website and distributed to the listservs a Request for Comments regarding the proposed FY22 True-Up, budget revisions, and program changes. Comments were accepted through January 28, 2022. Written comments submitted by ChargeVC-NJ, Energy Efficiency Alliance of New Jersey (“EEA-NJ”), Green Waste Energy, New Jersey Coalition of Automotive Retailers (“NJCAR”), and New Jersey Utilities Association (“NJUA”) are summarized below, along with Staff’s responses.

Budget

Comment: NJUA expressed their support for the budget reallocations, specifically the increases to the Residential New Construction Program, EE Products Program, and the Direct Install Program budget lines. NJUA believes that these changes will continue to ensure long-term confidence in the market for customers and contractors.

Response: Staff appreciates NJUA support.

Clean Energy Equity and Comfort Partners Program

Comment: EEA-NJ provided their support for the proposed reallocations for the EE budget lines. EEA-NJ also advocated for completion of the Comfort Partners Location Based Eligibility Pilot and supported the subsequent expansion of using location-based eligibility for income statewide.

Response: Staff thanks EEA-NJ for their support. Comfort Partners is currently undertaking the Location Based Eligibility Pilot in specific locations across the utility territories. The goal of this pilot is to explore reducing barriers to program participation that incomes verification can create. As with most pilots, the decision was made to implement it in test locations to evaluate its impact and feasibility while managing any obstacles and barriers that may arise. Once the pilot is completed, the working group will evaluate the program and make recommendations on its expansion.

Electric Vehicles

Comment: ChargeVC-NJ provided comments suggesting that the funding allocated to the residential charger program should be allocated to the Charge Up New Jersey vehicle incentives instead. Additionally, ChargeVC-NJ noted that BPU has the ability to create a residential charger program but is not mandated to do such. ChargeVC-NJ comments also indicated that the organization believes that the residential charger incentives are redundant with the utility incentives. Further, comments suggested that vehicle incentives should receive more funds and that the BPU should fund e-mobility programs.

Response: Staff notes that the Board specifically ensured that the programs would not be redundant, allowing utilities to only cover make-ready costs associated with install home chargers. Also, the NJBPU is currently dedicating Staff time, resources, and the United States Department of Energy (“USDOE”) grant funding to studying e-mobility programs. Staff further notes that no changes have been made in the True-Up Budget to the Electrical Vehicles budget lines.

Comment: NJCAR provided comments supporting the residential charger program. NJCAR further commented that a previously released recommendation to infuse an additional \$20 million to the Charge Up New Jersey Program was not included. NJCAR supported the BPU’s decision to not adjust the Charge Up New Jersey budget.

Response: Staff thanks NJCAR for their support and notes that the True-Up Budget contains no changes to the Electrical Vehicles budget lines.

Additional Comments

Comment: Green Waste Energy commented that the NJCEP should fund new initiatives, such as Green Waste’s technology for processing municipal solid waste and other waste into energy by converting the waste into a syngas that can then be combusted to produce heat and/or electricity. They claim implementation of their proposal would improve air quality, create jobs, and have other beneficial effects, but that thus far nobody has been willing to invest in the first plant that would use this technology in New Jersey. They point to, among other things, the research and other work being conducted by the USDOE Bioenergy Technologies Office to support their work.

Response: Staff notes that its current Combined Heat and Power – Fuel Cell (“CHP-FC”) Program provides incentives to different types of CHP-FC projects. Further, that the CHP-FC Program also offers a bonus incentive to CHP-FC Projects that utilize Class I renewable fuels, including eligible biogases. The Program has paid incentives to one such project that is in operation and for which further incentives are pending the results of post-construction performance and is reviewing an application for another generally similar project. If Green Waste Energy believes it can satisfy the definitions at N.J.A.C. 14:8-2.5(b), including (b)(6) (landfill methane) and (b)(8) (gas from anaerobic digestion), it is welcome to make a detailed technical submission to Staff demonstrating how it meets those definitions. If it determined that Green Waste Energy’s submission satisfies these definitions, it would then be possible, among other things, for (a) Green Waste Energy to partner with a CHP developer on a project that would be eligible for the above-described CHP-FC bonus, and (b) Staff to begin the process of considering whether and how to otherwise support technologies like Green Waste Energy’s.

On the other hand, and as Staff understands Green Waste Energy’s technology, that technology can produce a biomass fuel that, at best, would be covered by N.J.A.C. 14:8-2.5(d), not 2.5(b)(7)

or (b)(8). N.J.A.C. 14:8-2.5(d) or (e) provides that any of the biomass fuels it covers would be deemed a Class I renewable fuel only if the proponent of the fuel convinces the New Jersey Department of Environmental Protection (“NJDEP”) to issue a “biomass sustainability determination.” Accordingly, Staff has on several occasions informed Green Waste Energy that that in order to have its technology considered for support by the NJCEP, Green Waste Energy must first obtain the requisite sustainability determination from the NJDEP. It appears that Green Waste Energy has not done so, thereby, leaving Staff with no authority to provide the support Green Waste Energy is seeking.

Staff also notes that the NJCEP’s mission is more focused on encouraging the use of energy efficient technologies that are already in the marketplace and much less focused on funding the research and development of first-of-a-kind technology applications. Staff, therefore, also respectfully suggests that Green Waste Energy consider contacting the New Jersey Economic Development Authority (“NJEDA”) which might have a program that is a better fit for supporting the first-of-a-kind technology Green Waste is developing.

REVISION TO PROPOSED FY22 TRUE-UP BUDGET

Following the posting of the proposed True-Up Budget and stakeholder comments received, the following clarifying revision was made:

1. *Sustainable Jersey*

The \$75,000 increase to this budget line will enable Sustainable Jersey to provide additional technical assistance on energy efficiency to municipalities.

STAFF RECOMMENDATIONS

Consistent with the Board’s contract with its Program Administrator, Staff coordinated with TRC and the Comfort Partners Program Team regarding the proposed budget revisions and program revisions. The Proposed FY22 Budget Revisions include the true-up, reallocations, and detailed budgets.

Having reviewed and considered the comments, Staff recommends that the Board adopt and approve the Proposed FY22 Budget Revisions and the revised DCE, TRC, Comfort Partners, Electric Vehicle Compliance Filings, and the DPMC DPL attached hereto.

DISCUSSION AND FINDINGS

The Board **FINDS** that budget revisions will benefit customers and are consistent with the goals of reducing energy usage and associated emissions. Therefore, the Board **HEREBY APPROVES** the revised DCE, TRC, Comfort Partners, and Electric Vehicle Compliance Filings, and the DPMC DPL.

Staff distributed the Proposed FY22 Budget Revisions to the EE and RE listservs, posted them on the NJCEP website, and solicited written comments about them from stakeholders and the public. Staff and the Board considered those comments. Accordingly, the Board **FINDS** that the processes utilized in developing these proposed budget revisions and programs were appropriate and provided stakeholders and interested members of the public with adequate notice and opportunity to comment.

The Board has reviewed the FY22 Budget Revisions. The Board **FINDS** that these budget revisions and new programs will benefit customers and are consistent with the goals of reducing energy usage and associated emissions and **HEREBY APPROVES** the Proposed FY22 Budget Revisions and programs recommended by Staff.

This Order shall be effective on March 9, 2022.

DATED:

BOARD OF PUBLIC UTILITIES
BY:

JOSEPH L. FIORDALISO
PRESIDENT

MARY-ANNA HOLDEN
COMMISSIONER

DIANNE SOLOMON
COMMISSIONER

UPENDRA J. CHIVUKULA
COMMISSIONER

ROBERT M. GORDON
COMMISSIONER

ATTEST:

AIDA CAMACHO-WELCH
SECRETARY

IN THE MATTER OF THE CLEAN ENERGY PROGRAMS AND BUDGET FOR FISCAL YEAR
2022 – TRUE-UP, REVISED BUDGETS AND PROGRAM CHANGES

DOCKET NO. QO21040720

SERVICE LIST

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