



Chris Christie  
Governor

Kim Guadagno  
Lt. Governor

**State of New Jersey**  
BOARD OF PUBLIC UTILITIES  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

Kristi Izzo  
Secretary of the Board  
Tel. # (609) 292-1599

July 23, 2012

RE: New Solar Act (Senate Bill No. 1925)

Today, Governor Christie signed legislation that modifies a number of solar policies in the State ("Solar Act"). The New Jersey Board of Public Utilities ("Board") has a number of processes that it needs to design to implement the provisions of the Solar Act, and Board Staff will be consulting with stakeholders on the development of these processes. In the meantime, except as explained below, please refrain from filing any notices or applications related to the Solar Act until the processes necessary for the efficient administration of the Solar Act are developed, and stakeholders are notified of the procedures to be followed.

The Solar Act modifies, among other things, N.J.S.A. 48:3-87, and allows a solar electric power generation facility located on certain farmland to seek to qualify for Solar Renewable Energy Credits ("SRECs") subject to the following:

[...] a solar electric power generation facility that is not net metered or an on-site generation facility and which is located on land that has been actively devoted to agricultural or horticultural use that is valued, assessed, and taxed pursuant to the "Farmland Assessment Act of 1964," 13 P.L.1964, c.48 (C.54:4-23.1 et seq.) at any time within the 10 year period prior to the effective date of [the new solar Act], shall only be considered "connected to the distribution system" if (1) the board approves the facility's designation pursuant to subsection q. of this section; or (2) (a) PJM issued a System Impact Study for the facility on or before June 30, 2011, (b) the facility files a notice with the [the Board of Public Utilities] within 60 days of the effective date of [the new solar Act], and (c) the facility has been approved as "connected to the distribution system" by the board.

As indicated, 2(b) above requires that a facility with a PJM System Impact Study file a notice with the Board within 60 days of the effective date of the Solar Act, indicating its intent to qualify under the section quoted above. To begin the designation process, the notice filed with the Board shall include the following information: (1) location of the project; (2) size in MWs of the project; (3) date the System Impact Study was issued; and (4) the PJM queue number. Please submit all notices to [John.Garvey@bpu.state.nj.us](mailto:John.Garvey@bpu.state.nj.us).

Sincerely,

A handwritten signature in cursive script that reads "Kristi Izzo".

Kristi Izzo  
Secretary of the Board