



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

NOTICE OF MEETING¹

Pursuant to the Open Public Meetings Act notice is hereby provided that the Board of Public Utilities will hold a meeting on Wednesday, May 10, 2023 at 10:00 a.m.

The meeting is in person and will be held at the Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton, at which time and place formal action may be taken on all items identified below.

The meeting is also available to Watch Online:
https://www.youtube.com/watch?v=gOLs1k_9uZY

Executive Session

1. AUDITS

- A. Docket No. GA22020074 – In the Matter of an Audit of the Affiliated Transactions Between New Jersey Natural Gas Company and New Jersey Resources Corporation and its Affiliates and NJNG'S Compliance with Affiliate Relations and Fair Competition Standards and Electric Discount and Energy Competition Act and a Comprehensive Management Audit of New Jersey Natural Gas Company Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-58 and N.J.A.C. 14:3-12.1 – 14:3-12.4, 14:4-3 et seq.

The Board will consider staff's recommendations related to the scope of the audit and related discovery matters.

9. MISCELLANEOUS

- A. Docket No. EO23040266 – In the Matter of a Request for Quotation ("RFQ") Related to Assistance in Administering the Board of Public Utilities' Zero Emission Certificate ("ZEC") Program for Eligible Nuclear Power Plants Pursuant to N.J.S.A. 48:3-87.3 to 87.7.

The Board will consider releasing a Request for Quotation to engage a consultant to assist Staff in the Zero Emission Certificate ("ZEC") Program.

¹ Not a paid legal advertisement.



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CONSENT AGENDA FOR BOARD MEETING

The meeting will be held on
Wednesday, May 10, 2023 – 10:00 a.m.

Open to the Public: Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton
or available to Watch Online:

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I. AUDITS

NO ITEMS FOR CONSIDERATION

II. ENERGY

- A.** Docket No. GF23020063 – In the Matter of the Petition of Elizabethtown Gas Company to Issue Long-Term Debt and Security Therefor and For Authority to Issue and Sell Short-Term Indebtedness, All Through December 31, 2025.

The Board will consider Elizabethtown Gas Company's request to issue and sell up to \$1,400 Million of Long-term First Mortgage Bonds and \$300 Million of Short-term Notes.

- B.** Docket No. GF23020064 – In the Matter of the Petition of South Jersey Gas Company to Issue Long-Term Debt and Security Therefor and For Authority to Issue and Sell Short-Term Indebtedness, All Through December 31, 2025.

The Board will consider South Jersey Gas Company's request to issue and sell up to \$1,400 Million of Long-term First Mortgage Bonds and \$300 Million of Short-term Notes.

III. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

IV. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

A. Docket Nos. GS23030180K, GS23030181K, GS23030182K, GS23030183K, GS23030184K, GS23030185K, GS23030186K, WS23030187K, WS23030188K, WS23030189K, WS23030190K, GS23030191K, GS23030192K, GS23030193K, GS23030194K, GS23030195K, and GS23030196K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.

The Board will consider Offers of Settlement for alleged violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.

B. Docket No. GS23040230K – In the Matter of the Alleged Violation of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91 by P&A Construction Corporation.

The Board will consider issuing a Final Order of Penalty Assessment to P&A Construction Corporation.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION



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The Board will consider staff's recommendations related to the scope of the audit and related discovery matters.

2. ENERGY

- A. Docket No. GR22080486 – In the Matter of the Petition of Marcal Manufacturing, LLC for a Three-Year Extension in Electric and Natural Gas Societal Benefits Charges; and

Docket No. GR22100657 – In the Matter of the Rate Schedule CSG Transportation Service Agreement Between Public Service Electric and Gas Company and Marcal Manufacturing, LLC.

The Board will consider a petition filed regarding discounted electric and natural gas Societal Benefits Charge rates for Marcal Manufacturing, LLC ("Marcal") and a petition filed for a Rate Schedule Contract Service Gas Transportation Service Agreement between Marcal and Public Service Electric and Gas Company through December 1, 2025.

2. ENERGY (CONT'D)

- B.** Docket No. ER20120767 – In the Matter of the Verified Petition of Jersey Central Power & Light Company Constituting Its Annual Filing With Respect to the Tax Act Adjustment of Its Filed Tariff (“2019 TAA Filing”); and

Docket No. ER21121258 – In the Matter of the Verified Petition of Jersey Central Power & Light Company Constituting Its Annual Filing With Respect to the Tax Act Adjustment of Its Filed Tariff (“2020 TAA Filing”).

The Board will consider Jersey Central Power & Light Company’s 2019 and 2020 Tax Act Adjustment Clause rate filings. The Parties have executed a stipulation which, if approved by the Board, will result in no impact to customers’ bills.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

NO ITEMS FOR CONSIDERATION

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO22050358 – In the Matter of the Petition for Clarification and Interpretation of the Remote Net Metering (“RNM”) Program Pursuant to the Board’s Application and Approval Process Implementing Provisions of the Clean Energy Act of 2018;

Docket No. QO22040251 – In the Matter of the Remote Net Metering Application Filed Pursuant to the Board's Application and Approval Process Implementing Provisions of the Clean Energy Act of 2018 the Phoebus Fund Airspace A – Town of Phillipsburg; and

Docket No. QO22040252 – In the Matter of the Remote Net Metering Application Filed Pursuant to the Board's Application and Approval Process Implementing Provisions of the Clean Energy Act of 2018 the Phoebus Fund Airspace B – Town of Phillipsburg.

The Board will consider the petition of Phoebus Fund LLC for an interpretation of the Remote Net Metering Order to incorporate the concept of airspace development and clarification of certain terms in the Remote Net Metering Order. The Board will also consider two Remote Net Metering applications submitted by Petitioner.

- B.** Docket No. QO22050351 – In the Matter of the Petition of Intersect Energy, LLC for a Declaratory Ruling Pursuant to N.J.S.A. 52:14B-8 and N.J.S.A. 2A:16-50 et seq. -- Solar Condominiums -- and for Ancillary Relief.

The Board will consider the petition of Intersect Energy, LLC for a declaratory ruling on the eligibility of solar condominiums for remote net metering and the Successor Solar Incentive Program.

- C.** Docket No. QO23030172 – In the Matter of the United States Department of Energy – State Energy Program – July 1, 2023 - June 30, 2024.

The Board will consider Staff’s recommendations for the 2023-2024 State Energy Program Plan for submission to the United States Department of Energy.

- D.** Docket No. QO20020184 – In the Matter of a Successor Solar Incentive Program Pursuant to P.L. 2021, c.169; and

Docket No. QO23040206 – In the Matter of Certification of Energy Year 2022 Cost Cap Calculation and Setting ADI Program Megawatt Blocks for Energy Year 2024.

The Board will consider certifying the calculation of the Energy Year 2022 Cost Cap and setting the ADI Program megawatt block allocations for Energy Year 2024.

9. MISCELLANEOUS

- A.** Docket No. EO23040266 – In the Matter of a Request for Quotation (“RFQ”) Related to Assistance in Administering the Board of Public Utilities’ Zero Emission Certificate (“ZEC”) Program for Eligible Nuclear Power Plants Pursuant to N.J.S.A. 48:3-87.3 to 87.7 – **Executive Session.**

The Board will consider releasing a Request for Quotation to engage a consultant to assist Staff in the Zero Emission Certificate (“ZEC”) Program.

- B.** Docket No. AO20060471 – In the Matter of the New Jersey Board of Public Utilities’ Response to the COVID-19 Pandemic.

The Board will consider a standardized reporting template consistent with the requirements of P.L. 2022, c. 107.

- C.** Docket No. AO20060471 – In the Matter of the New Jersey Board of Public Utilities’ Response to the COVID-19 Pandemic.

The Board will consider extending the deadline for utilities to make recovery filings related to the COVID Regulatory Asset.