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/

MINUTES OF THE REGULAR MEETING OF THE BOARD OF PUBLIC UTILITIES

A regular board meeting of the New Jersey Board of Public Utilities was held on August 13, 2025 at the Board's Hearing Room at 44 South Clinton Avenue, Trenton and online @ https://www.youtube.com/live/_7intzjT1gY?si=NXPigLajSkXZ1CPj.

Public notice was given pursuant to N.J.S.A. 10:4-18 by posting notice of the meeting at Board's Trenton Office, on the Board's website, and filing notice of the meeting with the New Jersey Department of State and newspapers of broad circulation in the State of New Jersey.

The following members of the New Jersey Board of Public Utilities were present:

President Guhl-Sadovy, President
Commissioner Christodoulou, Commissioner
Commissioner Bange, Commissioner

President Guhl-Sadovy presided at the meeting and Sherri L. Lewis, Secretary of the Board, carried out the duties of the Secretary.

It was also announced that the next regular Board Meeting will be held on September 10, 2025, at 10:00 a.m. and would be a hybrid meeting at the Board's Hearing Room at 44 South Clinton Avenue, Trenton and livestreamed via YouTube.

EXECUTIVE SESSION

After appropriate motion, the following matters, which involved N.J.S.A. 10:4-12(b)(7) attorney-client privilege and/or contract negotiations exceptions, were discussed in Executive Session.

8. CLEAN ENERGY

A. Docket No. QO25020063 – In the Matter of Request for Quotation for Consulting Services and Program Administration for the Electric Vehicle Incentive Program of New Jersey.

BACKGROUND: This matter involves a proposed Request for Quotation (“RFQ”) to solicit quotations to engage a contractor (“Contractor”) to serve as Program Administrator to manage various New Jersey Clean Transportation programs to accomplish the goals of existing programs and recommend new electric vehicle (“EV”) Programs to help achieve New Jersey’s clean transportation goals.

The proposed RFQ has a base contract period of two (2) years.

Board Staff (“Staff”) has received all required approvals including, from the Department of Treasury (“Treasury”), Office of Management and Budget (“OMB”), the New Jersey Office of Information Technology (“NJOIT”), and the Board’s Division of Information Technology (“BPU IT”).

Staff recommends that the Board approve the release of the RFQ to hire a Contractor to serve as Program Administrator as specified in the RFQ.

B. Docket No. QO25060361 – In the Matter of Selection of the Program Administrator for Federal Inflation Reduction Act (IRA) Home Efficiency Rebates (“HER” or “HOMES”) and Home Electrification and Appliance Rebates (“HEAR” or “HEEHR”) Grants for Energy Efficiency and Electrification of Residential Homes.

BACKGROUND: This matter concerns the award of a contract (“Contract”) for an administrator of Federal Inflation Reduction Act (“IRA”) Home Efficiency Rebates (“HER” or “HOMES”) and Home Electrification and Appliance Rebates (“HEAR” or “HEEHR”) grants for energy efficiency (“EE”) and electrification of residences.

I. Docket No. QO21101186 – In the Matter of the Competitive Solar Incentive (“CSI”) Program Pursuant to P.L. 2021, c. 169.

BACKGROUND: This matter was an item for discussion. No formal action was taken by the board.

CONSENT AGENDA

I. AUDITS

A. Energy Agent, Private Aggregator and/or Energy Consultant Initial Registrations

EE25050303L	Dovetail Energy Services LLC	I – EA
EE25040192L	Jamp Management Inc.	I – EA
EE25040185L	Joule EP, LLC	I – EA
EE25030114L	Think Home Solutions, LLC	I – EA

BACKGROUND: The New Jersey Board of Public Utilities ("Board") must register all energy agents, private aggregators, and energy consultants, and the Board must license all third party electric power suppliers and natural gas suppliers. Annually thereafter, third party suppliers, as well as energy agents, private aggregators, and energy consultants, are required to timely file annual information update forms and renewal fees for their licenses and registrations in order to continue to do business in New Jersey. N.J.S.A. 48:3-78 to 79; N.J.A.C. 14:4-5.6 to 5.7; N.J.A.C. 14:4-5.8 to 5.9, and N.J.A.C. 14:4-5.11.

Board Staff recommended that the following applicants be issued initial registrations as an energy agent:

- Dovetail Energy Services LLC
- Jamp Management Inc.
- Joule EP, LLC
- Think Home Solutions, LLC

II. ENERGY

A. Docket No. EF25030121 – In the Matter of the Petition of Jersey Central Power & Light Company for Authority to Issue and Sell Up to $1.7 Billion Aggregate Principal Amount of Senior Notes in One or More Series and to Make, Execute, and Deliver One or More Supplemental Indentures in Connection Therewith.

BACKGROUND: On March 14, 2025, Jersey Central Power & Light Company ("JCP&L" or "Company"), submitted a petition to the New Jersey Board of Public Utilities ("Board"), pursuant to N.J.S.A. 48:3-9 and N.J.A.C. 14:1-5.9, requesting approval to issue and sell, in one or more series from time to time through December 31, 2025, notes ("New Senior Notes") in an aggregate principal amount not to exceed $1,700,000,000 ("Petition").

According to the Petition, the purpose of the issuance of the New Senior Notes is to provide a portion of the permanent financing required by the Company to provide safe, adequate and proper service to the public. The Company indicated that it expects to apply the net proceeds of the sale of the New Senior Notes to refinance existing long-term debt that is maturing, for the repayment of outstanding short-term debt, to address storm recovery and restoration costs and expenses, capital expenditures, working capital requirements, and for other general corporate purposes, including to reimburse the Company's treasury for funds previously expended therefrom for the above purposes.

On July 10, 2025, the New Jersey Division of Rate Counsel submitted comments on the Petition.

The Office of the Economist after review of the information submitted in this proceeding, determined that the action requested is in accordance with the law and in the public interest and recommended approval of the Petition, subject to certain conditions.

III. CABLE TELEVISION

A. Docket No. CE23080554 – In the Matter of the Petition of Comcast of New Jersey, LLC, for a Certificate of Approval to Continue to Construct, Operate, and Maintain a Cable Television System in and for the Borough of Lakehurst, County of Ocean, State of New Jersey.

BACKGROUND: In April 2022, Comcast of New Jersey, LLC ("Comcast") filed an application with the Borough of Lakehurst ("Borough") for renewal of municipal consent. On December 15, 2022, the Borough adopted an ordinance granting renewal municipal consent to Comcast. On April 3, 2023, Comcast formally accepted the terms and conditions of the ordinance. Comcast filed with the New Jersey Board of Public Utilities ("Board") Board for a renewal of its Certificate of Approval for the Borough on August 9, 2023.

After review, Board Staff recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on January 23, 2033.

B. Docket No. CE23070428 – In the Matter of the Petition of Spectrum New Jersey, LLC, Indirect Subsidiary of Charter Communications, Inc., for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Englewood Cliffs, County of Bergen, State of New Jersey.

BACKGROUND: On January 15, 2018, Time Warner Cable New York City LLC, l/k/a Charter Communications filed an application with the Borough of Englewood Cliffs ("Borough") for renewal of municipal consent. On October 14, 2020, the Board approved the internal reorganization of Charter Communications Inc. and Spectrum New York Metro, LLC, f/k/a Time Warner Cable New York City, LLC and the transfer of Charter's New Jersey cable assets and franchises into a newly created subsidiary, Spectrum New Jersey, LLC ("Spectrum") in Docket No. CO20090598. The Borough adopted an ordinance granting renewal municipal consent to Spectrum on March 9, 2022. On June 12, 2023, Spectrum formally accepted the terms and conditions of the ordinance. Spectrum filed with the New Jersey Board of Public Utilities ("Board") for a renewal of its Certificate of Approval for the Borough on June 23, 2023.

After review, Board Staff ("Staff") recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on October 29, 2032.

C. Docket No. CE24020106 – In the Matter of the Petition of Comcast of Ocean County, LLC, for a Certificate of Approval to Continue to Construct, Operate, and Maintain a Cable Television System in and for the Borough of Mantoloking, County of Ocean, State of New Jersey.

BACKGROUND: On July 30, 2016, Comcast of Ocean County, LLC ("Comcast") filed an application with the Borough of Mantoloking ("Borough") for renewal of municipal consent. The Borough adopted an ordinance granting renewal municipal consent to Comcast on October 17, 2023. On November 20, 2023, Comcast formally accepted the terms and conditions of the ordinance. Comcast filed with the New Jersey Board of Public Utilities ("Board") for a renewal of its Certificate of Approval for the Borough on February 12, 2024.

After review, Board Staff recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on April 30, 2027.

IV. TELECOMMUNICATIONS

A. Docket No. TF25030125 – In the Matter of the Petition of CenturyLink Communications, LLC, Level 3 Communications, LLC, Broadwing Communications, LLC, Global Crossing Telecommunications, Inc., Global Crossing Local Services, Inc., Level 3 Telecom of New Jersey, LP, TelCove Operations, LLC, and WilTel Communications, LLC for Approval to Participate in Financing Arrangements.

BACKGROUND: On March 19, 2025, CenturyLink Communications, LLC, together with Level 3 Communications, LLC, Broadwing Communications, LLC, Global Crossing Telecommunications, Inc., Global Crossing Local Services, Inc., Level 3 Telecom of New Jersey, LP, TelCove Operations, LLC, and WilTel Communications, LLC (collectively, "Petitioners"), filed a petition, pursuant to N.J.S.A. 48:3-7 and N.J.S.A. 48:3-9, requesting approval from the New Jersey Board of Public Utilities ("Board") to participate in certain financing arrangements described in detail in the petition ("Financing Arrangements").

The Petitioners sought Board approval to: i) act as guarantors; and ii) have their respective assets and equity pledged in support of the debt-for-debt exchanges of debt with near term maturity dates. These additional Financing Arrangements, which were set out in detail in the Petition, consist of debt-for-debt exchanges and subsequent all cash debt repurchases. The Petitioners stated that these Financing Arrangements collectively enabled Lumen and its subsidiaries to reduce their outstanding indebtedness and extend the maturity date for near term debt set to mature between 2026 and 2029 to a more favorable maturity date of 2032. The Petitioners also asserted that the additional Financing Arrangements enable Lumen to: i) strengthen its balance sheet and overall liquidity position; ii) further reduce near-term refinancing risk associated with the notes tendered in the exchanges; and iii) have more time to execute Lumen's business transformation.

Board Staff, after review of the information submitted in this proceeding, determined that the action requested is in accordance with the law and in the public interest and therefore recommended approval of the Petition, subject to certain conditions.

V. WATER

A. Docket No. WO25020098 – In the Matter of the Petition of Veolia Water New Jersey, Inc. for Approval to Expand its Franchise Area in the Township of Vernon in the County of Sussex, State of New Jersey.

BACKGROUND: On February 27, 2025, Veolia Water New Jersey, Inc. ("Veolia" or "Company") filed a petition with the New Jersey Board of Public Utilities ("Board") seeking approval of a municipal consent granted by the Township of Vernon, County of Sussex ("Township" or "Vernon") via Ordinance No. 24-16 ("Municipal Consent") on December 9, 2024, pursuant to N.J.A.C. 14:1-5.1, N.J.A.C. 14:1-5.5, and other related statues and regulations ("Petition"). The Company also sought authority to incorporate this franchise area into the Company's tariff, setting forth the Company's expanded service area.

The Municipal Consent would permit Veolia to access public streets and places for the construction and maintenance of water facilities and contribution of water service to certain properties in the Township. The Company currently holds a franchise to provide water service to certain parts of the Township, but the proposed Municipal Consent would allow Veolia to expand its franchise to include the residents and businesses within Vernon Town Center.

On May 20, 2025, the Board conducted a duly noticed virtual public hearing on the Petition. No members of the public attended the hearing, and the Board received no written public comments on this matter.

On May 27, 2025, the New Jersey Division of Rate Counsel filed comments stating that it did not object to Board approval of the Municipal Consent, subject to certain conditions. Rate Counsel recommended that the Board modify the term of the Municipal Consent to be limited to fifty (50) years for the specific authorization to provide water service and to access public streets and places within the Township under N.J.S.A. 48:3-15.

Board Staff ("Staff") recommended that the Board approve the Municipal Consent, subject to the certain conditions. Staff recommended that the Board limit the Company's authority to provide water service to the Township to fifty (50) years to enable periodic review, as suggested by the New Jersey Division of Rate Counsel ("Rate Counsel"), in addition to the fifty (50) year limit for use of the streets required by N.J.S.A. 48:3-15. Staff also recommended that the Board approve Veolia's proposed tariff revisions.

VI. RELIABILITY AND SECURITY

A. Docket Nos. ES25050232K, ES25050233K, ES25050234K, ES25050235K, ES25050236K, ES25050237K, ES25050238K, GS25050253K, GS25050254K, GS25050255K, GS25050256K, GS25050257K, GS25050258K, GS25050259K, GS25050260K, GS25050261K, GS25050262K, GS25050263K, GS25050264K, GS25050265K, GS25050266K, GS25050267K, GS25050268K, GS25050269K, GS25050270K, GS25050271K, GS25050272K, GS25050273K, GS25050274K, CS25060334K, CS25060335K, ES25060336K, ES25060337K, ES25060338K, ES25060339K, ES25060340K, ES25060341K, ES25060342K, ES25060343K, ES25060344K, ES25060345K, ES25060346K, ES25060347K, ES25060348K, ES25060349K, ES25060350K, ES25060351K, ES25060352K, ES25060353K, and ES25060354K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.

BACKGROUND: This matter involved settlements of alleged violations of the Underground Facility Protection Act ("Act") by multiple underground facility operators and excavators. This matter did not contain settlements involving catastrophic situations, death, or major property damage. The categories of infraction include not having a proper mark out request at the time of excavation, failure to hand dig and locate, failure to use reasonable care, and failure to properly mark. There were fifty (50) settlements which total $136,000.

Staff of the New Jersey Board of Public Utilities ("Board") recommended that the Board approve the settlements provided in Appendix A of the Board's Order.

VII. CUSTOMER ASSISTANCE

There were no items in this category.

VIII. CLEAN ENERGY

There were no items in this category.

IX. MISCELLANEOUS

There were no items in this category.

After appropriate motion, consent agenda items IA, IIA, IIIA, IIIB, IIIC, IVA, VA, and VIA

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

Decision: The Board adopted the recommendation of Staff as set forth above.

AGENDA

1. AUDITS

There were no items in this category.

2. ENERGY

A. Docket No. ER24110855 – In the Matter of the Verified Petition of Rockland Electric Company for Approval of Deferred Accounting Treatment for Storm Preparation Costs for Anticipated Major Storm Events from December 2023 through August 2024; and for Other Relief.

Stacy Peterson, Division of Energy, presented in this matter.

BACKGROUND: On November 22nd of 2024 Rockland Electric Company filed a petition seeking approval of deferred accounting treatment for storm preparation costs of approximately $5 million for major storm events that occurred between December 2023 and August of 2024.

Following a review of the petition and discussions, the parties have executed a stipulation recommending that the Board authorize Rockland to defer, for accounting purposes only, approximately 5 million in incremental storm preparation costs. These costs would be subject to a prudence review in the company's next rate case. Staff recommends that the Board issue an order a propping the stipulation.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

B. Docket No. EO25070453 – In the Matter of Jersey Central Power & Light Company's Attainment of Minimum Reliability Levels.

Dean Taklif, Division of Engineering, presented in this matter.

BACKGROUND: This matter concerns JCP&L's compliance with the Board's Electric Distribution Service Reliability and Quality Standards. Pursuant to the New Jersey Administrative Code, performance that fails to meet the minimum reliability levels as measured by the system average interruption frequency index and the customer average interruption duration index each year is a violation of the Board's regulations and may be subject to penalty. Electric Distribution Companies that did not meet the standards may also be subject to certain Board issued penalties.

According to its annual system performance report for the calendar years 2022 through 2024, JCP&L failed to meet certain minimum reliability levels and further failed to implement sufficient measures to correct those deficiencies to improve reliability and performance in accordance with the Board's rules. Additionally, JCP&L's calendar year 2024 annual system performance report indicates that the company experienced a ten-year high for all outage types in 2024.

Staff recommends that the Board issue an Order to Show Cause alleging that JCP&L violated portions of the New Jersey Administrative Code and any other statute and regulations as may apply. Staff further recommends that the Board direct JCP&L to: (1) show cause why the Board should not find the company in violation of those provisions in relation to JCP&L's alleged failure to achieve minimum reliability levels for the calendar years 2022 through 2024; (2) show cause why the Board should not assess a monetary penalty for the company's failure to comply with these requirements pursuant to the New Jersey Administrative Code; and (3) file an answer to show the cause order with supporting evidence upon which it may rely by September 10, 2025.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

3. CABLE TELEVISION

There were no items in this category.

4. TELECOMMUNICATIONS

There were no items in this category.

5. WATER

There were no items in this category.

6. RELIABILITY AND SECURITY

There were no items in this category.

7. CUSTOMER ASSISTANCE

There were no items in this category.

8. CLEAN ENERGY

A. Docket No. QO25020063 – In the Matter of Request for Quotation for Consulting Services and Program Administration for the Electric Vehicle Incentive Program of New Jersey – Executive Session.

Aviv Bernstein, Division of Clean Energy, presented in this matter.

BACKGROUND: This matter was discussed in executive session. It concerns the release of a request for quotation to solicit quotations to engage a contractor to serve as the program administrator to manage programs that support the electric vehicle market in New Jersey in order to realize the benefits associated with electrification of transportation in the state.

Staff of the New Jersey Board of Public Utilities seeks approval to hire a contractor to create and administer programs that include a point of sale incentive for vehicle purchases and leases and to support EV charging infrastructure. Staff recommends approval.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

B. Docket No. QO25060361 – In the Matter of the Selection of the Program Administrator for Federal Inflation Reduction Act (IRA) Home Efficiency Rebates ("HER" or "HOMES") and Home Electrification and Appliance Rebates ("HEAR" or "HEEHR") Grants for Energy Efficiency and Electrification of Residential Homes – Executive Session.

Rupa Deshmukh, Division of Clean Energy, presented in this matter.

BACKGROUND: This matter involves the selection of a contractor for services as a program administrator to manage Inflation Reduction Act, or IRE, Home Efficiency Rebates, which are also known as HER or HOMES, and Home Electrification and Appliance Rebates, also known as HEAR or HEEHR. These are programs for energy efficiency and electrification of residential homes.

Respectively, these programs provide funding for energy efficiency improvements and electrification of residences. New Jersey has been allocated $182,962,089.00 in HER and HEAR formula funding to support energy efficiency and electrification projects in New Jersey.

Staff recommends that the Board award the contract to the selected vendor as discussed in the executive session, subject to Treasury approval.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

C. Docket No. QO22030153 – In the Matter of the Community Solar Energy Program;

Docket No. QO21101186 – In the Matter of the Competitive Solar Incentive ("CSI") Program Pursuant to P.L. 2021, c. 169; and

Docket No. QO21010085 – In the Matter of Modernizing New Jersey's Interconnection Rules, Processes, and Metrics.

Sawyer Morgan, Division of Clean Energy, presented in this matter.

BACKGROUND: This item concerns the Community Solar Energy Program and the Competitive Solar Incentive Program, as well as the interconnection process and requirements related to grid modernization. There are currently 451 conditionally registered projects in the CSEP community solar pipeline and five awarded projects in the CSI pipeline. Many of these projects have experienced unexpected delays due to the interconnection process. The large number of projects entering the program simultaneously resulted in lengthy wait times for completion of facilities or engineering studies. Many projects also require substantial site or substation upgrades for interconnection due to limited grid capacity on distribution circuits around the state. Due to these issues, the program manager, registration manager has received more than 160 requests for an administrative extension to project completion deadlines. Stakeholders have reported concerns about the progress of interconnection with the EDCs and the opacity and unpredictability of the process.

First, in recognition of these issues that have delayed project construction and operability, Staff recommends that the Board extend the commercial operation deadlines for all projects currently registered in the CSEP and CSI programs by nine months. Projects may so request one additional six month extension if they have not already done so.

Second, to increase the likelihood of future registrants in the CSEP completing construction within the permitted timeline, Staff recommends that the Board specify that the program registration maturity requirement for written authorization from the EDC providing conditional approval to construct include the completion of a facilities study or equivalent feasibility or engineering study. Staff also notes that the rules require that, "the EDCs shall process interconnection requests following normal procedures," including the processes and timelines laid out in the grid modernization rules adopted by the Board on May 22, 2025.

Third, Staff believes that transparency in the interconnection queue is important to ensure interconnection applications are addressed in a timely manner and to inform developers of the feasibility of their projects and expected timelines for interconnection studies.

Staff therefore recommends the Board require the EDCs to publish a monthly interconnection queue inventory with data including the locations of projects applying for interconnection, progress through the interconnection process, and other requirements.

Staff recommends that the Board direct Staff to undertake public rulemaking proceedings regarding program registration deadlines and interconnection reporting to make any appropriate amendments to the rules to ensure efficient completion of solar projects.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

D. **Docket No. QO20080555 – In the Matter of the Opening of Offshore Wind Renewable Energy Certificate (OREC) Application Window for 1,200 to 2,400 Megawatts of Offshore Wind Capacity in Furtherance of Executive Order No. 8 and Executive Order No. 92; and**

Docket No. QO21050824 – In the Matter of the Board of Public Utilities Offshore Wind Solicitation 2 for 1,200 to 2,400 MW – Atlantic Shores Offshore Wind Project 1, LLC.

Kevin Dillion, Division of Clean Energy, presented in this matter.

BACKGROUND: This item addresses a petition to terminate submitted by Atlantic Shores Project 1, LLC. On June 4, 2025 the petition requests the Board terminate the Board order approving the Atlantic Shores Project 1 as a qualified offshore wind project.

On September 9, 2020, the Board opened its second solicitation to secure ORECs targeting 1,200 to 2,400 megawatts of offshore wind capacity. On June 30, 2021, the Board issued an order designating that Atlantic Shores Offshore Wind 1's 1,509.6 megawatt project as a qualified offshore wind project eligible to receive ORECs.

On June 4, 2025, Atlantic Shores filed a petition to terminate asking the Board to terminate this June 30, 2021 OREC order. They stated that uncertainty and delays due to actions taken by the federal government since January 2025, as well as industrywide financial challenges from, that took place in 2021 and 2022 have caused the project to no longer be viable under the terms of their OREC order.

Upon consideration and review of the filed petition, Board rules, the relevant statute and comments received, Staff recommends that the Board vacate the June 30, 2021 OREC order in BPU Docket Numbers QO 20080555 and QO021050824, vacating the Atlantic Shores Project's status as a qualified offshore wind project as requested in the petition.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

E. Docket No. QW25030112 – In the Matter of Request for Determination of Eligibility in the Administratively Determined Incentive Program – Ed Jenks NJADRE1558195117 Self-Installed.

James McGuire, Division of Legal, presented in this matter.

BACKGROUND: This agenda item concerns a petition for Mr. Edward Jenks, a residential self-installer who request the Board waive Administratively Determined Incentive, or ADI, program rules N.J.A.C. 14:8-11.4(b) and (c) to allow his system to earn ADI incentives.

The ADI program launched on August 28, 2021. The ADI rule prohibits self-generation facilities from registering in the program if they began construction prior to receipt of a notice of conditional registration. They are also prohibited if they include equipment that is not new.

In reviewing the matter and considering the various specific circumstances, Staff recommends that the Board waive the two ADI program rules, N.J.A.C. 14:8-11.4(b) and (c) and allow Mr. Jenks to register his entire system in the ADI program. This solution will allow Mr. Jenks to earn ADI incentives without needing to install a second net meter. At the same time, this solution will reduce costs to ratepayers.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

F. Docket No. QO25070389 – In the Matter of the Establishment of the Residential Universal Bill Credit ("RUBC").

David Titus, Division of Clean Energy, presented in this matter.

BACKGROUND: This matter pertains to the proposed establishment of the Residential Universal Bill Credit. The Residential Universal Bill Credit will provide direct energy bill assistance to all New Jersey residents with an active electric account with one of the public investor-owned utilities. The residential credits are meant to alleviate burdens stemming from increases in the cost of electricity driven by PJM's base residual auction last year and coinciding with the hottest period of the year when usage increases.

The Residential Universal Bill Credit will be structured so that residents with electric utility accounts will receive two $50.00 credits in both September and October 2025 totaling $100.00. Funding will come from the Regional Greenhouse Gas Initiative, or RGGI, and the Solar Alternative Compliance Payment, or SACP. SACP funds will be exhausted before using RGGI funds to cover the remaining difference. Currently the SACP account holds around $263 million and the RGGI account has at least $123 million in available funds.

Within 15 days of the order, each utility must file a certification form stating the number of accounts eligible for the credit. Following approval of the certifications, Staff will transmit funds to each EDC based on the number of identified accounts.

Staff recommends that the Board approve the establishment of the Residential Universal Bill Credit using funds in the SACP and RGGI accounts. Staff also recommends structuring the bill credits so that residents receive two $50.00 bill credits in September and October 2025.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

G. Docket No. QO21071021 – In the Matter of Petition by DSM Nutritional Products to Direct JCP&L to Provide Net Metering Credit for Existing On-Site Solar Generation Facility.

Sawyer Morgan, Division of Clean Energy, presented in this matter.

BACKGROUND: This item involves a petition from DSM Nutritional Products regarding net metering. New Jersey's net metering rules are designed to incent installation of new solar energy systems and the statute limits net metering to customers generating with a class one renewable generation source.

DSM offers a manufacturing facility in JCP&L's service territory. In 2012 DSM installed a fossil fueled combined heat and power plant on its property followed by two solar generation plants in 2015 and 2019. JCP&L initially approved the second solar plant for net metering, but after it had been built and received PTO, JCP&L informed DSM that the presence of the CHP plant meant that no net metering credit could be received without additional metering or other measures to ensure that only the solar generation was receiving credit.

On July 29, 2021, DSM filed a petition with the Board requesting that the Board direct JCP&L to net meter the electricity produced by an onsite solar facility owned by DSM and to provide DSM with a retail credit on its electric bill for the value of the energy exported to the grid by the solar facility since receiving PTO in February 2019.

Staff recommends that the Board deny the petition and find that DSM's solar system was ineligible for net metering, because it was co-located with a fossil fuel CHP plant and lacked the metering or other controls necessary to determine how much of the energy exported was produced by the solar system.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

H. Docket No. QO20020184 – In the Matter of a Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169.

Zainab Durda, Division of Clean Energy, presented in this matter.

BACKGROUND: This agenda item relates to recommendation from Staff for the Board to consider a limited waiver of the New Jersey Administrative Code 14:8-11.4(b) to allow projects to submit a complete registration package in the online administrative portal of the Administratively Determined Incentive, or ADI, program to begin construction before they receive conditional registration and remain eligible for the ADI program.

On July 4, 2025, the US House of Representatives Bill 1, or HR1, amended the Clean Energy Tax Credit Program for residential solar by advancing the termination date to December 31, 2025. The HR1 also amended the commercial Investment Tax Credit, or the ITC, by moving the begin construction deadline to July 4, 2026 and advancing the termination date from December 31, 2034 to December 31, 2027. These changes have prompted a surge in residential applications to the ADI program as developers seek conditional registration to allow them to begin construction and meet the substantial portion threshold before the December 31, 2025 ITC deadline. As a result, the program administrator reports delays of approximately two to four weeks between submission of a complete initial registration and issuance of a conditional approval.

In order to mitigate administrative delay and ease time pressures created by the revised federal ITC deadline, Staff recommends that the Board waive the provision of N.J.A.C. 14:8-11.4(b) against commencing construction prior to receiving conditional registration for the ADI projects that submit a complete initial registration and require instead that projects submit a registration package prior to starting construction.

Staff also recommends that the waiver be effective immediately and expire on December 31, 2025 for residential and net metered nonresidential solar projects. In light of the July 4, 2026 deadline for nonresidential projects to begin construction in order to be eligible for the ITC, Staff further recommends that the Board direct Staff to monitor the anticipated changes from the Internal Revenue Service regarding guidance on the begin construction requirement and authorize Staff to extend the waiver for commercial developers in the ADI program through July 4, 2026 if warranted.

Finally, Staff recommends that the Board direct the EDCs to expedite processing interconnection applications for residential customers as much as is feasible ahead of the December 31, 2025 deadline.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

9. MISCELLANEOUS

A. Docket No. EO25070377 – In the Matter of the Determination of the Zero Emission Certificate Price for Energy Year 2025.

Ben Witherell, Division of the Economist, presented in this matter.

BACKGROUND: Pursuant to the ZEC Act, the Board is required to determine the Zero Emission Certificate price for each energy year that eligible nuclear plants have been selected by the Board to receive ZECs. The ZEC price is the dollar per megawatt hour price that the selected nuclear units receive for their generation under the ZEC Act. The formula determining the ZEC price is defined in statute as the total dollars collected by New Jersey Electric Distribution Companies through the ZEC charge, divided by the larger of two values, either the total number of megawatt hours generated by the nuclear plants or 40 percent of the total megawatt hours of electricity sold by the EDCs.

For energy year 2025, the larger of these values was the 40 percent of total sales of electricity. As calculated by Staff, the resulting ZEC price for energy year 2025 is $10.00 per megawatt hour of generation at the nuclear plants.

In 2024 PSEG discovered an issue with the meter measuring output from Salem Unit One and Unit Two. Upon further review, PSEG determined that minor incorrect meter readings occurred from energy years 2019 through 2023. The incorrect meter readings resulted in higher than actual generation readings, which resulted in an overpayment of ZECs by the EDCs. The overall impact was small and equaled $359,831.00.

Staff, therefore, recommends that the Board determine the ZEC price for energy year 2025 to be $10.00 per megawatt hour and, additionally, order Salem Unit One and Salem Unit Two to reimburse the EDCs the amount of $359,831.00.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

LATE STARTER A

CLEAN ENERGY

Docket No. QO20100630 – In the Matter of Declaring Transmission to Support Offshore Wind a Public Policy of the State New Jersey.

Genevieve DiGiulio, Division of Clean Energy, presented in this matter.

BACKGROUND: This item concerns Jersey Central Power and Light, or JCP&L's, motion for declaratory guidance seeking to either affirm or modify the schedule for JCP&L's State Agreement Approach, or SAA, projects supporting the state's offshore wind development originally approved via order dated October 26, 2022.

As part of the October 26, 2022 order, the Board approved a series of projects to construct the onshore interconnection facilities needed to interconnect 4,890 megawatts of offshore wind energy into the PJM electric grid. Subsequently, the Board approved SAA project developers entered into designated entity agreements with PJM, which include project milestone schedules that the SAA project developers must comply with. However, a recent shift in policy by the federal administration has introduced significant uncertainty to the development timeline of offshore wind projects.

To protect New Jersey ratepayers from near term expenditures and realign the SAA project schedules with offshore wind schedules, Staff recommends that the Board take the following actions, as well as others, contained within the order: (1) direct JCP&L to delay all possible expenditures related to SAA projects with the assigned PJM upgrade ID number B3737 for a period of two and a half years; (2) request that PJM delay the current expected SAA project service dates by two and a half years from June 1, 2030 to January 1, 2033; and (3) to direct Staff to collaborate with the SAA project developers in PJM to delay all or as much as possible other SAA project expenditures concurrent with JCP&L's delay.

Decision: After discussion, the Board adopted the recommendation of Staff as set forth above.

Roll Call Vote:	**President Guhl-Sadovy**	**Aye**
	Commissioner Christodoulou	**Aye**
	Commissioner Bange	**Aye**

There being no further business before the Board, the meeting was adjourned.

Sherri L. Lewis

Sherri L. Lewis
Board Secretary

Date: 10/8/2025