



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 December 17, 2025 at the Board's Hearing Room at 44 South Clinton Avenue, Trenton and online @ <https://www.youtube.com/live/m55-4PFMJVv?si=P5edM9-V5EAI4t68>.

Public notice was given pursuant to N.J.S.A. 10:4-18 by posting notice of the meeting at the 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, Commissioner¹

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 January 14, 2026, 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.

¹ Commissioner Bange appeared remotely.
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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. QO22010020 – In the Matter of Customer Relationship Management System for Benchmarking.

BACKGROUND: This matter involves a contract scope of work change related to the Customer Relationship Management (“CRM”) System for the Energy and Water Benchmarking Program (“Program”) implemented by the New Jersey Board of Public Utilities (“Board” or “BPU”) pursuant to the New Jersey Clean Energy Act (“CEA”) [N.J.S.A. 48:3-87.10(b)].

Board Staff (“Staff”) seeks approval to expand the scope of work of the BPU’s current CRM contractor, ClearlyEnergy, Inc. (“ClearlyEnergy”), to include the development of a preliminary benchmarking report covering the 2022-2024 benchmarking reporting years as well as a first annual benchmarking compliance report covering the year 2025.

Staff recommends that the Board approve a contract scope of work change and budget modification with ClearlyEnergy for deliverables that would be supported through the State Clean Energy fund.

C. Docket No. QO25110591 – In the Matter of a Memorandum of Understanding Between Board of Public Utilities and Department of Environmental Protection to Fund DEP’s FY26 Electric School Bus Program V2G Pilot.

BACKGROUND: This matter involves a proposed Memorandum of Understanding (“MOU”) between the New Jersey Board of Public Utilities (“Board” or “BPU”) and the New Jersey Department of Environmental Protection (“DEP”), both being instrumentalities of the State of New Jersey.

Pursuant to the proposed MOU, the Board would distribute funds to the DEP to conduct a V2G Pilot Program (“Pilot”) to support the Board’s legislatively mandated Electric School Bus (“ESB”) grant program.

Board Staff (“Staff”) recommends that the Board approve the MOU and authorize President Guhl-Sadovy to execute the MOU for distribution of the Funds on behalf of the Board.

D. Docket No. QO25100582 – In the Matter of a Memorandum of Understanding Between the New Jersey Board of Public Utilities and the Rutgers University Regarding Funding for the New Jersey Climate Action Fellowship Program Year 2026-2027.

BACKGROUND: The New Jersey Board of Public Utilities' ("Board") Division of Clean Energy ("DCE") proposes entering into a Memorandum of Understanding ("MOU") between the Board and Rutgers University, on behalf of its Eagleton Institute of Politics ("Institute"), to renew the Climate Action Track within the Institute's Science and Politics Fellowship Program ("Fellowship Program"). Because Climate Action Track fellows are embedded within the DCE, having the Climate Action Track fellowships within the Fellowship Program ("Climate Action Fellowships") helps to support the DCE's work to develop effective clean energy policy.

Board Staff ("Staff") and the Institute have developed the MOU to formalize this agreement, and Staff recommends the Board approve the MOU and authorize President Guhl-Sadovy to execute on behalf of the Board.

CONSENT AGENDA

I. AUDITS

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

EE25050291L	Hercules Energy, LLC	I – EA
EE25100563L GE25100564L	Murillo Consulting, LLC	I – EA/PA/EC
EE25100561L GE25100562L	True Point Energy LLC	I – EA/PA

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 an initial registration as an energy agent:

- Hercules Energy, LLC
- Murillo Consulting, LLC
- True Point Energy LLC

II. ENERGY

A. Docket No. GR25110627 – In the Matter of the Petition of South Jersey Gas Company for Approval of Increased Base Tariff Rates and Charges for Gas Service, Changes to Depreciation Rates and Other Tariff Revisions.

BACKGROUND: On November 26, 2025, pursuant to N.J.S.A. 48:2-21, N.J.S.A. 48:2-21.1, and N.J.A.C. 14:1-5.12, South Jersey Gas Company (“SJG” or “Company”), a public utility of the State of New Jersey subject to the jurisdiction of the New Jersey Board of Public Utilities (“Board”), filed a petition for approval of an increase in its current base rates for natural gas service of approximately \$74.71 million, to be effective for service provided on and after December 26, 2025, but in no event later than September 1, 2026.

Because a review of this matter would not be complete prior to December 26, 2025, Board Staff recommended that the Board issue an order suspending the proposed rate increase until April 27, 2026.

III. CABLE TELEVISION

A. Docket No. CE24040284 – In the Matter of the Petition of Comcast of New Jersey II, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate, and Maintain a Cable Television System in and for the Township of Millburn, County of Essex, State of New Jersey.

BACKGROUND: On March 22, 2022, Comcast of New Jersey II, LLC (“Comcast”) filed an application with the Township of Millburn (“Township”) for renewal of municipal consent. The Township adopted an ordinance granting renewal municipal consent to Comcast on March 21, 2023. On April 10, 2024, 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 Township on April 30, 2024.

After review, Board Staff recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on November 2, 2032.

B. Docket No. CE24050316 – In the Matter of the Petition of Comcast of Monmouth County, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate, and Maintain a Cable Television System in and for the Borough of Oceanport, County of Monmouth, State of New Jersey.

BACKGROUND: On October 23, 2020, Comcast of Monmouth County, LLC (“Comcast”) filed an application with the Borough of Oceanport (“Borough”) for renewal of municipal consent. The Borough adopted an ordinance granting renewal municipal consent to Comcast on March 21, 2024. On April 10, 2024, 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 May 10, 2024.

After review, Board Staff recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on July 23, 2031.

IV. TELECOMMUNICATIONS

A. Docket No. TM25070379 – In the Matter of Verified Joint Petition of Cablevision Lightpath LLC, 4Connections, LLC, United Federal Data of New Jersey, LLC, and Cablevision Lightpath-NJ LLC for Approval of an Internal Reorganization and to Participate in Certain Financing Transactions.

BACKGROUND: On July 3, 2025, Cablevision Lightpath LLC (“Lightpath”); 4Connections, LLC (“4Connections”); United Federal Data of New Jersey LLC (“UFD-NJ”); and Cablevision Lightpath-NJ LLC (“Lightpath-NJ”), (“Joint Petitioners”), pursuant to N.J.S.A. 48:2-51.1, 48:3-7, 48:3-9 and 48:3-10 and the applicable regulations, filed a petition with the New Jersey Board of Public Utilities (“Board”), requesting Board approval, (1) to undertake an

internal restructuring (“Pro Forma Transaction”) that would result in a pro forma change in ownership and control of 4Connections, UFD-NJ, and Lightpath-NJ (collectively, “Licensees”) and (2) for Lightpath and the Licensees to participate in certain financing arrangements (with the Pro Forma Transaction, “Transactions”) (“Petition”).

According to the Petition, the Transactions will serve the public interest by enhancing their business operations and service capabilities to better satisfy evolving marketplace demands and provide Lightpath with access to capital and financial resources that the Joint Petitioners collectively require to continue to compete effectively in the telecommunications market. The Transactions will be imperceptible to the Joint Petitioners’ customers and will not affect the rates, terms, and conditions of the regulated services that Joint Petitioners provide to customers in New Jersey. Joint Petitioners stated that, collectively, Licensee and its affiliates have seventy (70) employees in New Jersey and that the Transactions will have no effect on the employees, operations, or ultimate ownership or control of the Joint Petitioners, and that the pensions and benefits of the Joint Petitioners’ employees will not be impacted by the Transaction.

The New Jersey Division of Rate Counsel submitted comments on the matter indicating that it did not oppose Board approval of the Petition.

Following review of the records in the proceedings, Board Staff recommended approval of the Petition.

V. WATER

A. Docket No. WE25070385 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of a Municipal Consent Granted by the Township of Pilesgrove, County of Salem.

BACKGROUND: On July 9, 2025, New Jersey-American Water Company, Inc. (“NJAWC” or “Company”) filed a petition with the New Jersey Board of Public Utilities (“Board”) seeking approval of the Municipal Consent Ordinance No. 25-02 (“Municipal Consent”) adopted on March 11, 2025 by the Township of Pilesgrove, County of Salem (“Township” or “Pilesgrove”) pursuant to N.J.S.A. 48:2-14, N.J.A.C. 14:1-5.5, and such other regulations and statutes as may be deemed applicable and appropriate by the Board (“Petition”).

The Municipal Consent would permit NJAWC to construct, lay, maintain, and operate the necessary water mains, pipes, and appurtenances to furnish water service to an approved development in portion of the Township identified as Block 45, Lots 1.01, 1.02, 1.03, 1.04, and 1.06 as shown on the Tax Map of Pilesgrove (“Proposed Franchise Area”). The Proposed Franchise Area is not currently within NJAWC’s existing franchise, but the proposed Municipal Consent would allow the Company to extend its franchise territory to include the proposed commercial development referred to as the North Point Pilesgrove Industrial Development.

Additionally, NJAWC would incorporate the customers in the Proposed Franchise Area into the Company's tariff to pay general metered service tariff rates under Rate Schedule A-1 in the Company's Board approved tariff.

On October 9, 2025, the Board conducted a duly noticed virtual public hearing on the Petition. One (1) member of the public attended without identifying themselves or providing comments, and the Board received no additional written public comments on this matter.

On October 22, 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 recommends that the Board approve NJAWC's proposed tariff revisions.

VI. RELIABILITY AND SECURITY

There were no items in this category.

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, IVA, and VA:

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. ER25070444 – In the Matter of the Combined and Consolidated Application of Atlantic City Electric Company to Adjust the Level of its “Rider RGGI” Charges Associated with its Legacy Solar Renewable Energy Certificate (“SREC I”) Financing Program, its Successor Solar Renewable Energy Certificate (“SREC II”) Financing Program, its Solar Transition Incentive (“TREC”) Program, its Successor Solar Incentive (“SuSI”) Program, its Energy Efficiency (“EE”) T1 and T2 (“EE T1 and “EE T2”, Respectively) Programs, its Community Solar Energy Pilot (“CSEP”) Program and its Proposed Time of Use (“TOU”) Program Modifications (2025).**

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

BACKGROUND: On July 24, 2025, Atlantic City Electric (“ACE”) filed a petition seeking authority to adjust the level of its Rider Regional Greenhouse Gas Initiative Recovery Charge associated with the company's solar and energy efficiency programs. As part of the petition, and the subsequent update, ACE proposed to decrease the administrative fee associated with its SREC-II program to \$14.79 for calendar year 2026.

As the parties continue to review the petition, Staff recommends that the Board issue an order approving the reduction of ACE's SREC-II administrative fee to \$14.79.

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. ER25020028 – In the Matter of the Verified Petition of Jersey Central Power & Light Company Seeking Adjustment of the Rider RRC-RGGI Recovery Charge, Including Approval of the Deferred Balances Relating to, and Adjustment of, Each Individual Component, Approval of the SREC II Administrative Fee Effective as of January 1, 2026, and Approval of the SREC II Program Administrative Deferred Balance From January 1, 2024, Through December 31, 2024 (“2024 Rider RRC Filing”).**

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

BACKGROUND: On January 31st of 2025, JCP&L filed a petition seeking an adjustment to its Rider Regional Greenhouse Gas Initiative Recovery Charge rate. As part of the petition, JCP&L sought to maintain the company's SREC-II program administrative fee of \$17.00 for calendar year 2026.

As the parties continue to review the petition, Staff recommends the Board issue an order approving the maintenance of JCP&L's SREC-II administrative fee at the previously approved rate of \$17.00 per SREC for calendar year 2026.

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. ER25010026 – In the Matter of Rockland Electric Company’s Annual RGGI Surcharge Filing Reconciling Costs for Calendar Year 2024 and Estimating Costs for Calendar Year 2025.

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

BACKGROUND: On January 31st of 2025, Rockland Electric filed a petition seeking review and true-up of the company's Regional Greenhouse Gas Initiative Surcharge component rates. As part of the petition, Rockland sought to maintain the SREC-II administrative fee at the previously approved \$30.00 per SREC.

As the parties continue to review the petition, Staff recommends the Board issue an order approving the maintenance of Rockland's SREC-II fee of \$30.00 per SREC for calendar year 2026.

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. GR25090528 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of a Base Rate Adjustment Pursuant to the Infrastructure Investment Program.

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

BACKGROUND: On September 5th of 2025 New Jersey Natural Gas Company filed a petition seeking approval to adjust the Infrastructure Investment Program Tariff Component of its base rates to recover investments associated with its IIP program made through October 31st of 2025. The company subsequently updated its requested revenue requirement to 3.33 million based on actual information.

Following a review of the petition and the update, the parties executed a stipulation recommending that the Board authorize New Jersey Natural to adjust its IIP tariff component to recover a revenue requirement of 3.33 million. As a result of the stipulation, a typical residential heating customer will experience an increase in their monthly bill of 52 cents.

Staff recommends the Board issue an order approving the stipulation and directing New Jersey Natural to file revised tariffs prior to January 1.

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. GR25050319 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of the Cost Recovery Associated with Energy Efficiency Programs.

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

BACKGROUND: On May 30, New Jersey Natural Gas Company filed a petition requesting modifications to the company's Energy Efficiency Rate Components for programs established between 2013 and 2024, which was subsequently updated to provide actual information through June 30. Following a review, the parties executed a stipulation resolving the matter.

As a result of the stipulation, a typical residential customer would see an increase in their monthly bill of \$1.95. Staff recommends that the Board issue an order approving the stipulation and directing New Jersey Natural to file revised tariffs by January 1.

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. GR25050318 – In the Matter of the Petition of New Jersey Natural Gas Company for the Annual Review and Revision of its Basic Gas Supply Service (BGSS) and Conservation Incentive Program (CIP) Rates for F/Y 2026.

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

BACKGROUND: On May 30, New Jersey Natural filed a petition requesting authority to modify its periodic BGSS Rate, its Balancing Charge Rate, and its Conservation Incentive Program rates. Through discovery the company provided updated CIP schedules to reflect actual results through July 31.

Following initial review and discussions, the parties determined that, while additional time is needed to complete a review of the petition, it is reasonable and in the public interest for New Jersey Natural to implement provisional Balancing Charge and CIP rates subject to refund with interest. Accordingly, the parties executed a stipulation of settlement for provisional rate.

Based upon the provisional stipulation, the combined impact of the proposed changes on a monthly residential heating customer is a decrease of \$3.74. Staff recommends the Board issue an order adopting the provisional Balancing Charge and CIP stipulation to be effective as of January 1. Staff further recommends the Board direct New Jersey Natural to file revised tariffs prior to January 1 and transmit this matter to the Office of Administrative Law.

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. GR25050311 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in its Gas Conservation Incentive Program (2025 PSE&G Gas Conservation Incentive Program).

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

BACKGROUND: On May 30, 2025, PSE&G filed a petition seeking approval of adjustments to the company's Conservation Incentive Program rates on the gas side and Associated Customer Class rates. Following an initial review, the parties executed a stipulation for provisional rates that recommends implementing the company's proposed gas CIP rates on a provisional basis subject to refund with interest.

As a result of the provisional stipulation, a typical residential heating customer would see an increase in their average monthly bill of 44 cents. Staff recommends the Board issue an order approving the provisional stipulation and directing PSE&G to file revised tariffs by January 1.

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. GR25050312 – In the Matter of Public Service Electric and Gas Company's 2025 Annual Margin Adjustment Charge ("MAC").

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

BACKGROUND: On May 30, 2025, PSE&G filed a petition requesting approval to decrease its per-therm Margin Adjustment Charge rate, which the company subsequently updated. Following a review of the petition and the update, the parties executed a stipulation resolving the matter.

As a result of the stipulation, a typical residential heating customer will see a decrease in their monthly bill of 11 cents. Staff recommends that the Board issue an order approving the stipulation and directing PSE&G to file revised tariffs prior to January 1.

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

A. Docket No. CE25020029 – In the Matter of the Application for Renewal of a System-Wide Television Franchise for CSC TKR, LLC; and

In the Matter of the Application for CSC TKR, LLC for a System-Wide Cable Television Franchise in the Township of Winfield, Union County, New Jersey.

Lawanda Gilbert, Division of Cable Television, presented in this matter.

BACKGROUND: This matter seeks approval of an amendment to the systemwide cable TV franchise held by CSC TKR, LLC, a subsidiary of Optimum, adding the Township of Winfield in Union County.

By way of background, on February 11, 2010, the New Jersey Board of Public Utilities issued an order memorializing the conversion by CSC TKR of its municipal consent based franchise in the Borough of Allentown to a systemwide franchise for a term of seven years to expire on January 10, 2017. CSC TKR added an additional 35 municipalities to the franchise during that term.

On February 22, 2017, the Board issued a renewal franchise to CSC TKR for a term of seven years, which expired on January 10, 2024. On January 31, 2025, CSC TKR filed an application for renewal of its franchise with the Board and for approval to construct a system to provide service to seven additional municipalities, for a total of 43 municipalities.

By order dated March 19, 2025, the Board approved CSC TKR's renewal application including the extension of its franchise to the seven additional municipalities. Thereafter, on October 7, 2025, CSC TKR filed an application to amend the franchise to add Winfield Township. On November 10, 2025 two virtual public hearings were held to receive public comment on the application at which comments were provided by the company and the New Jersey Division of Rate Counsel. Written comments were also accepted by the Board until November 17, 2025. Written comments were received from Rate Counsel, which provided that upon review it found that the parameters of the statutory criteria outlined to review the application in N.J.S.A. 48:5A-17 and 48:5A-28 appeared to have been substantially met and it did not object to approval of the application. No other comments were received.

CSC TKR certified that it would comply with the statutory commitments as delineated in subsections N.J.S.A. 48:5A-28 (h)-(n) and asserted that it had been granted right-of-way access in Winfield by the municipal body.

Having reviewed the petition and the documents provided in this matter, Board Staff therefore recommends that the Board approve this amendment to CSC TKR systemwide franchise to add Winfield Township subject to the conditions outlined in the order.

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

4. TELECOMMUNICATIONS

There were no items in this category.

5. WATER

A. Docket No. WR25080475 – In the Matter of the Petition of Aqua New Jersey, Inc., for Approval of an Increase in its 2026 Purchased Wastewater Treatment Adjustment Clause (“PSTAC”) Rate, True-up of its 2024 PSTAC Rates, and Other Required Approvals.

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

BACKGROUND: On August 15, 2025, Aqua New Jersey filed a petition seeking to modify its Purchased Wastewater Treatment Adjustment Clause rates for calendar year 2026 and to true-up its 2024 PSTAC rates, which the company subsequently updated. Following a review of the petition, the update, and after conducting discovery and having discussions, the parties executed a stipulation resolving their petition.

As a result of the stipulation, the typical residential customer will experience a monthly increase of \$2.04. Staff recommends the Board adopt the stipulation and direct the company to file revised tariffs prior to January 1.

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. WR25100558 – In the Matter of the Petition of the Atlantic City Sewerage Company to Increase the Level of its Purchased Sewerage Treatment Adjustment Clause.

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

BACKGROUND: On October 2, 2025, the Atlantic City Sewerage Company filed a petition seeking approval of an increase in the level of its Purchased Sewerage Treatment Adjustment Clause rates. Following a review of the petition, conducting discovery, and discussions among the parties, the parties executed a stipulation resolving the matter. Although Atlantic City sewerage customers are billed on a quarterly basis, based on the stipulation the average residential customer bill will increase by the equivalent of approximately \$3.72 per month.

Staff recommends the Board issue an order approving the stipulation and directing the company to file revised tariffs prior to January 1.

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. WR22010017 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of Proposed Cost Recovery of Lead Service Replacement Plan.

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

BACKGROUND: By order dated October 12th of 2022, the Board approved a stipulation executed by several parties resolving New Jersey American Water Company's lead service line replacement plan. On March 10, 2025, the company filed a letter update to the petition as well as associated schedules. Following public hearing on the update, several parties held numerous conferences to discuss issues raised during the public hearings. Subsequently, several parties executed a stipulation amending the 2022 stipulation. There is no immediate impact on customer rates as a result of the Board's consideration of this stipulation.

Staff recommends that the Board issue an order approving the 2025 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

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. QO22010020 – In the Matter of Customer Relationship Management System for Benchmarking – Executive Session.

Alexis Trautman, Division of Clean Energy, presented in this matter.

BACKGROUND: On May 23, 2018, the Clean Energy Act, or CEA, was signed into law mandating a benchmarking requirement for commercial buildings. Specifically, the CEA mandated that no later than five years after the date of its enactment, the Board will require the owner or operator of each commercial building over 25,000 square feet in the state to benchmark the energy and water use for a prior calendar year using the United States Environmental Protection Agency's Portfolio Manager tool.

On August 16, 2023, the Board approved a contract with Clearly Energy as CRM vendor for the benchmarking program for a term of three years. The contract also contained an extension option.

As discussed in executive session, Staff recommends that the Board approve a contract scope of work change and budget modification with respect to the CRM contract 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

B. Docket No. QX25080483 – In the Matter of the Proposed Readoption of N.J.A.C. 14:8 et seq., Renewable Energy and Energy Efficiency.

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

BACKGROUND: Pursuant to N.J.S.A. 52:14B-5.1, which provides that a rule shall expire seven years following the effective date of the rule, the rules of the New Jersey Administrative Code, Title 14, Chapter 8 are scheduled to expire on February 27, 2026. Chapter 8 encompasses the regulatory framework of the renewable energy developments regulated by the Board. The chapter: (1) defines terms used generally in the renewable energy realm within the state; (2) establishes provisions for statewide solar incentives, net metering, offshore wind incentives, and interconnection to the grid; and (3) regulates the state's renewable portfolio standards. Readoption of this chapter ensures continuity in the development of renewable energy sources within the state, helping to bring additional generation capacity online in times of historically high grid demand and capacity market prices. Board Staff is also separately developing proposals for updates to several sections of this chapter.

Board Staff recommends Board readopt N.J.A.C. 14, Title 14, Chapter 8 without changes.

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. QO25110591 – In the Matter of a Memorandum of Understanding Between Board of Public Utilities and Department of Environmental Protection to Fund DEP’s FY26 Electric School Bus Program V2G Pilot – Executive Session.

Cathleen Lewis, Division of Clean Energy, presented in this matter.

BACKGROUND: This matter involves a proposed MOU between the New Jersey Board of Public Utilities and the New Jersey Department of Environmental Protection. Pursuant to the proposed MOU, the Board would distribute \$4 million to the DEP to conduct a V2G pilot program to support the Board's legislatively mandated Electric School Bus grant program.

Staff recommends that the Board approve the MOU and authorize President Guhl-Sadovy to execute the MOU for distribution of the funds on behalf of the Board.

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. QO25100582 – In the Matter of a Memorandum of Understanding Between the New Jersey Board of Public Utilities and the Rutgers University Regarding Funding for the New Jersey Climate Action Fellowship Program Year 2026-2027 – Executive Session.

Dr. Natalie Stuart, Division of Clean Energy, presented in this matter.

BACKGROUND: Rutgers University's Eagleton Institute of Politics administers an Eagleton Science and Politics Fellowship program in which doctoral-level scientists and engineers are placed within New Jersey state government's executive and legislative branches to apply their training and expertise in the development and implementation of state policy.

Since 2020, the New Jersey Board of Public Utilities, Division of Clean Energy has annually hosted fellows from the fellowship program to support the division's work. Given the success of the program over the last five years and the division's ongoing need for technical expertise, Staff has worked with the Eagleton Institute staff to develop a climate action track within the fellowship program and has prepared a memorandum of understanding for the Board's consideration.

As discussed in executive session, Staff recommends that the Board approve the MOU and authorize President Guhl-Sadovy to execute the MOU on behalf of the Board.

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. QW25110589 – In the Matter of the Verified Petition of Active Solar Development, LLC for a Waiver Pursuant to N.J.A.C. 14:8-11.4(f) to Allow the Construction of a 2.601 MW dc Community Solar Facility at the Phillipsburg Landfill.

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

BACKGROUND: This agenda item concerns a petition for a waiver of the rules of the Administratively Determined Incentive program, the ADI program, opened to new registrations August 28, 2021, for net metered residential facilities, net metered nonresidential facilities of five megawatts or less, and community solar facilities. In order to provide tailored incentives for projects of different types and sizes, the ADI program includes restrictions on colocations of multiple facilities sited on the same property or on contiguous properties.

Active Solar Development filed a petition on July 18, 2025 requesting waiver of the ADI program rules at N.J.A.C. 14:8-11.4(f) regarding the combined capacity limitation of five megawatts for colocated community solar projects. The waiver request is for a proposed 2.6 megawatt community solar project that would be located on a landfill in Phillipsburg, New Jersey adjacent to Active Solar's already existing 4.992 megawatt community solar project. Both projects have been previously conditionally certified by the Board under subsection (t) of L. 2021, chapter 24.

Staff believes that the record shows good cause and, therefore, recommends that the Board grant the colocation waiver.

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. QX25080469 – In the Matter of the Petition of Vitol, Inc. and VC Renewables, LLC for a Rulemaking Proceeding Allowing Out-of-State Solar to Qualify for Class I Renewable Energy Credits.

Ronald Jackson, Division of Clean Energy, presented in this matter.

BACKGROUND: On August 11, 2025, Vitol, Incorporated and VC Renewables, LLC, collectively the petitioners, filed a petition with the New Jersey Board of Public Utilities for rulemaking to amend the eligibility requirements for Class 1 Renewable Energy. The amendments sought would allow out of state solar generated within PJM Interconnection region or deliver into PJM region to serve as a basis for the New Jersey Class 1 renewable energy certificate market to be used by third-party suppliers and Basic Generation Service providers to satisfy the New Jersey renewable portfolio standard obligations.

Petitioners stated that the proposed rule amendment would amend the definition of eligible Class 1 renewable energy to remove the requirement that only solar energy from a facility previously certified as eligible to generate energy for the creation of solar renewable energy certificates may serve as a basis for a Class 1 REC.

On October 6, notice of the receipt of the petition for rulemaking was published in the New Jersey Register at 57 NJR 2317. At the October 8, 2025 agenda meeting, the Board referred the matter for further deliberation. As required by the rule, the Board must render a decision within 90 days of that referral, unless it obtains written consent from the petitioner for further extension, pursuant to N.J.A.C. 1:30-4.2(a)(3).

On December 15, the petitioner filed its written consent with the Board Secretary for a further extension of 100 days for the Board's deliberation. The 90 days would have expired on January 8, 2026 without the petitioner's written consent. Since the petitioner has now filed its written consent, the Board has until April 18, 2026 to render a decision.

Board Staff recommends that the Board refer the matter for further deliberation and as required by the rules render a decision within 100 days of the current January 8, 2026 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

G. Docket No. QO22080479 – In the Matter of the Establishment of Programming for the 2020-2022 RGGI Strategic Funding Plan; and

Docket No. QO22080480 – In the Matter of the Establishment of the RGGI Medium and Heavy Duty Electric Vehicle Charging Program.

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

BACKGROUND: This matter concerns issuing a NOFA for the RGGI medium and heavy duty EV charging program which was initiated by Board order dated October 26, 2022. By the order, the Board allocated \$16,150,648.00 in RGGI auction proceeds to fund the medium-heavy duty charging program for networked, dual port, direct current fast chargers of at least 150 kilowatts. Staff identified approximately \$10,275,648.00 in unused program funds.

During the first application period, the program involved two funding pathways. The first were community chargers, which offered up to \$225,000.00 in funds for chargers accessible to multiple businesses. The second tract composed of fleet chargers, which were only accessible to a single business. Eligible entities received a New Jersey Economic Development Authority NJ ZIP voucher. At the time, EDA did not provide funding for chargers.

NJ EDA is planning to open a third round of ZIP, which will incorporate funding for charging, rendering BPU's fleet charging pathway duplicative. Staff recommends that the Board approved the proposed NOFA, thereby announcing the opening of the program application, for community charging only, utilizing unencumbered program funds. In total, \$10,195,648.00 in available funding would be announced in the RGGI medium-heavy duty charging deployment projects through a competitive process. New funding is not required, because all proposed funding was already allocated in the October 2022 order.

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. QO24090673 – In the Matter of the Request for Quotation for a Program Administrator for the Garden State Energy Storage Program – Order Ruling on Motion for Reconsideration.

Michael Hornsby, Division of Clean Energy, presented in this matter.

BACKGROUND: On May 23, 2018, Governor Murphy signed the Clean Energy Act requiring the deployment of 2,000 megawatts of energy storage by 2030 to strengthen grid resilience, cut emissions, and advance New Jersey's clean energy goals. On January 15, 2025, the Board approved releasing an RFQ for a contractor to develop phases two and three of the Garden State Energy Storage program and administer phase one for two years with a possible one year extension. The RFQ was issued to 11 vendors on February 14, 2025. Three bids were received by March 28, 2025, including Cadmus and Daymark, two consultants.

Following review, the Board selected Daymark on May 21 for a two year contract with a possible one year extension. On October 1, 2025, Cadmus filed a motion for reconsideration protesting the award of the RFQ to Daymark for being nonresponsive under section 3.22 of the RFQ, which required firm fixed pricing. On October 7, 2025 Daymark filed opposition to the motion stating its proposed allowed budget reallocations only within the total fixed price.

Staff recommends that the Board deny Cadmus's motion for reconsideration in its entirety.

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. EX25040201 – In the Matter of the Proposed Readoption with Amendments to N.J.A.C. 14:4 et seq., Energy Competition.

Elsbeth Hans, Division of Legal, presented in this matter.

BACKGROUND: This matter concerns a notice of proposal for readoption of the Board's rules at Chapter 4, with both substantive and technical amendments. Chapter 4 expires on February 27, 2026. This notice of proposal, once filed with OAL, would continue the rules in effect through August 26, 2026 so that the proposed amendments can be adopted following public comment.

The rules at Chapter 4 implement the Electric Discount and Energy Competition Act, or EDECA, and are intended to ensure competition and address customer protection concerns related to gas and electric service. Staff put out draft rules in July and received comments from stakeholders, which were considered in developing the notice proposal. In the notice of proposal, Staff is proposing the following substantive amendments.

First, a new preferred supplier freeze rule, which will allow customers to contact their electric or gas public utility and freeze their current supplier, which could be either their public utility or a third-party supplier.

Second, new language to codify a currently informal process related to the return of third-party supplier surety bonds when supplier withdraws their license.

Third, increase licensing fees for third-party suppliers as these fees have remained unchanged since the rules were initially adopted.

Fourth, new language to permit Staff to review third-party supplier marketing and advertising materials upon request, and to allow Staff to direct a third-party supplier to cease marketing or advertising activities in the state for up to 60 days if Staff finds that the supplier is violating marketing or advertising requirements.

Fifth, new language to require third-party suppliers to offer variable rate contracts to include language in their contracts and contract summaries to explain the difference to customers between a variable rate and a fixed rate contract. Additionally, a new section that would require any third-party supplier that incorrectly bills ten or more customers to provide a report to the Board about the error and pay interest on any overpayment returned to the customer after 60 days.

Additionally, new language to clarify that any entity that acquires a public utility is subject to the requirements that apply to public utility holding companies under Chapter 4.

Finally, new language to clarify that the financial information about public utilities that is submitted pursuant to Chapter 4 is intended to be public, regardless of the type of entity that owns the public utility.

Staff recommends that the Board approve the notice of proposal of readoption with Chapter 4 with substantive and technical amendments and authorize its publication in the New Jersey Register.

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
Board Secretary

Date: 2/18/2026