

**From:** Springer, Darren [Darren.Springer@state.vt.us]  
**Sent:** Wednesday, February 04, 2015 10:45 AM  
**To:** 'Rebecca Ellis'  
**Subject:** Fwd: H 40 Technical Changes  
**Attachments:** image001.jpg

Sent from my iPhone

Begin forwarded message:

**From:** "Richards, Patty" <[Patty.Richards@wec.coop](mailto:Patty.Richards@wec.coop)>  
**Date:** February 4, 2015 at 10:42:33 AM EST  
**To:** "Springer, Darren" <[Darren.Springer@state.vt.us](mailto:Darren.Springer@state.vt.us)>, Aaron Adler <[AA Adler@leg.state.vt.us](mailto:AA Adler@leg.state.vt.us)>  
**Subject:** H 40 Technical Changes

Hi Darren and Aaron – I know you are both very busy with H 40 and other bills, but I wanted to check in with you about best approach on getting to you WEC's requests for technical changes in the H 40 bill. We have several areas that we would like to work on and my list is below (this was from my presentation last week).

Some of these are very significant to us like the language consistency with Act 99 and the requirement to have 2015 RECs by 2015 (the way the NEPOOL GIS rules work not all the RECs for 2015 coverage get transferred to us until 6/2016). We'd like the date to move from 4/1/2015 to later as sellers of RECs tend to wait until they have REC's produced. For example I can go out now and buy all my RECs for 2015. The sellers wait until they have confirmed production then hit the market quarterly. Also would like to make this under contract versus transferred.

Let me know what works. I'm away next week so if you want to meet in the next few days that would be ideal.

WEC will provide specific references throughout the bill but topically issues and pages are below:

- Page 7+ Change "capable of delivery in Vermont" to ISO-NE or New England
- Page 8 Clarify Tier 1 requirement can be met with RECs from any class from New England
- Page 8+ REC eligibility clarified as New England delivered
- Page 15+ Percent requirements should be based on retail annual sales
- Page 17 Language consistency of Tier 2 DG with Act 99:
  - Address REC ownership issue for net metering program for WEC as our program is different (consistency with Act 99 and reinforcement that WEC's exemption in Act 99 doesn't change)
- Page 18 change wording to add word additional distributed generation (not clear as written if Tier 2 satisfies Tier 3 or if DG in Tier 3 is over and above that from Tier 2)
- Page 19 Change cost screening reference to "utility cost"

- Page 19 Change “credits for distributed renewable generation” to “ACP” (there is no DG category in NEPOOL GIS)
- Page 20-21 Section under Other Sources not clear of intent (understand from GMP suggesting word changes)
- Page 21 Procedure for prior approval calls for prior PSB approval - need to include language for projects that occurred in 2015 prior to legislation going into effect
- Page 23 change “commencing April 1, 2015” to “upon enactment of this bill” and include provision that says as long as evidenced of contract that will suffice (don’t have to have RECs delivered but rather show good faith intent to have RECs for the 2015 CY.
- Page 23 be clear in B that any class of New England RECs qualify
- Page 23 may need same clarifying language as page 17 on WEC Net Metering program.
- Page 35+ change “renewable portfolio standard” to “renewable energy standard” (consistency of terminology of the bill – since we aren’t calling it an RPS need to change that language in old law)
- Page 38 clarify fit with WEC’s Net Metering program and act 99 Achievement Provision
- Need to add language that the change in dates of renewable (existing and new) do not impact WEC exemption for Standard Offer program.

Many Thanks - Patty



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