

[First Reprint]

ASSEMBLY, No. 4328

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED JUNE 20, 2022

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SYNOPSIS

Revises criteria for remote net metering program established by BPU.

CURRENT VERSION OF TEXT

As reported by the Assembly Telecommunications and Utilities Committee on October 17, 2022, with amendments.



(Sponsorship Updated As Of: 3/30/2023)

1 AN ACT concerning remote net metering and amending P.L.2018,
2 c.17.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 6 of P.L.2018, c.17 (C.48:3-87.12) is amended to read
8 as follows:

9 6. a. No later than 120 days after the date of enactment of
10 **[P.L.2018, c.17 (C.48:3-87.8 et al.)]** P.L. , c. (C.) (pending
11 before the Legislature as this bill), the board shall establish an
12 application and approval process to certify public entities to act as a
13 host customer for remote net metering generating capacity. **[A**
14 public entity certified to act as a host customer may allocate credits
15 to other public entities within the same electric public utility service
16 territory. A copy of the agreement between the public entity
17 certified to act as a host customer and other public entities
18 designated to receive credits shall be provided to the electric public
19 utility before remote net metering credits may be applied to a
20 customer bill.]

21 A public entity certified to act as a host customer may
22 ¹**[individually, or collectively with one or more other public**
23 **entities.]**¹ host a solar energy project with a capacity up to 10
24 megawatts, as measured in direct current, to accommodate the total
25 **[average]** usage of the electric public utility accounts for the host
26 public entity customer ; and the solar energy project shall:

27 (1) be located on land owned, licensed, or leased by any public
28 entity or on any suitable private property within the electric
29 ¹**[distribution company's]** public utility's¹ service territory,
30 including, but not limited to, rooftops of commercial buildings,
31 parking lots, brownfields for which a final remediation document
32 has been issued, or properly closed sanitary landfill facilities;
33 ¹**[and]**¹

34 (2) have a facility size calculated based upon the total aggregate
35 electricity usage of the receiving public entity customer utility
36 accounts to be served by the project, based on the total usage of
37 each proposed customer account over the previous twelve months ¹;
38 and

39 (3) be metered separately¹.

40 b. The board shall establish a remote net metering application
41 process to **[approve as the primary account holder a certified public**
42 **entity that is the host customer and the other public entities**
43 **designated to receive credits]** certify public entities to act as a host
44 customer for remote net metering generating capacity. The process

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATU committee amendments adopted October 17, 2022.

1 shall be modeled after the relevant rules and regulations adopted by
2 the board for 'the' community solar energy program pursuant to
3 section 5 of P.L.2018, c.17 (C.48:3-87.11), including, but not
4 limited to, the calculation of the value of the net metering credit.

5 c. **【The board shall require the owner of a solar energy project**
6 **to pay a certified public entity a pro-rated public sponsor fee of**
7 **\$10,000 per megawatt, up to a 10-megawatt allowance for each**
8 **public entity. The board shall require each participating customer**
9 **to pay at least 50 percent of the societal benefits charge established**
10 **pursuant to section 12 of P.L.1999, c.23 (C.48:3-60).】** (Deleted by
11 amendment, P.L. , c.) (pending before the Legislature as this
12 bill)

13 d. ¹(1)¹ The electric **【distribution company】** public utility¹ that
14 serves the location of a solar energy project approved pursuant to
15 this section shall be responsible for reviewing and approving the
16 interconnection of the solar energy project.

17 ¹(2) Subject to review by the board, an electric public utility
18 shall be entitled to full and timely cost recovery for all costs
19 incurred in the implementation of and compliance with this section,
20 including the full value of all credits provided to participating
21 customers, which review shall be consistent with the review
22 conducted pursuant to subsection e. of section 5 of P.L.2018, c.17
23 (C.48:3-87.11).¹

24 (cf: P.L.2018, c.17, s.6)

25

26 2. This act shall take effect immediately.