

SENATE, No. 4752

STATE OF NEW JERSEY
222nd LEGISLATURE

INTRODUCED OCTOBER 5, 2026

Sponsored by:
Senator OWEN HENRY
District 12 (Burlington, Middlesex, Monmouth and Ocean)

SYNOPSIS

Requires BPU to allow certain bidding practices during basic generation service auctions.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning bidding in the basic generation service auction,
2 and supplementing Title 48 of the Revised Statutes.

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

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7 1. a. As used in this section:

8 “Basic generation service” or “BGS” means the same as those
9 terms are defined in section 3 of P.L.1999, c.23 (C.48:3-51).

10 “Basic generation service provider” or “provider” means the
11 same as those terms are defined in section 3 of P.L.1999, c.23
12 (C.48:3-51).

13 “Board” means the New Jersey Board of Public Utilities or any
14 successor agency.

15 “Commercial and industrial energy pricing class customer” or
16 “CIEP class customer” means the same as those terms are defined
17 in section 3 of P.L.1999, c.23 (C.48:3-51).

18 “Electric public utility” means a public utility, as that term is
19 defined in R.S.48:2-13, that distributes electricity to end users
20 within the State.

21 b. Notwithstanding any law, rule, regulation, or order to the
22 contrary, the board shall authorize a basic generation service
23 provider to bid for one, two and three-year supply periods during a
24 BGS auction. The board shall require the selection of the most
25 price competitive bids. This subsection shall not apply to bids
26 servicing CIEP class customers.

27 c. The board shall adopt, pursuant to the “Administrative
28 Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), rules and
29 regulations as may be necessary to implement the provisions of this
30 section, including but not limited to, rules regarding the blending of
31 previously secured three-year supply contracts with newly procured
32 supply contracts.

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34 2. This act shall take effect immediately.

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37 STATEMENT

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39 This bill requires the New Jersey Board of Public Utilities
40 (board) to expand the bidding supply periods in basic generation
41 service (BGS) auctions for certain customers. Currently, the BGS
42 auction for Residential Small Commercial Pricing (RSCP)
43 customers includes a staggered three-year rolling procurement
44 process, where a RSCP customer’s bill reflects the average of three,
45 three-year term contracts.

46 This bill allows electric generation service providers to bid for
47 one, two, and three-year supply periods in BGS auctions for RSCP

1 customers and requires the selection of the most price competitive
2 bids.

3 It is the sponsor's belief that three-year supply periods may
4 increase the cost of electricity, as there may be upward pressure on
5 pricing due to a need to account for certain unknowns. It is the
6 sponsor's belief that shortened timing for supply periods, as seen in
7 similar auctions in certain other states, may present an opportunity
8 to provide lower utility costs for certain New Jersey BGS
9 customers.