

THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

DRM 08-127

ORDER OF NOTICE

On September 4, 2009, the Commission voted pursuant to RSA 541-A to initiate a rulemaking for N. H. Admin. Rule Puc 2600, Greenhouse Gas Emissions Reduction Fund. These rules set forth the procedures and standards to be used by the Commission in the administration of the Greenhouse Gas Emissions Reduction Fund, the non-lapsing special fund established pursuant to RSA 125-O:8, II and 125-O:23. These funds will be used to support energy efficiency, conservation and demand response programs to reduce greenhouse gas emissions within the State of New Hampshire. Additionally, the funds will assist low income and other residential electric customers in New Hampshire with reduction of energy use, low income assistance programs and rebate programs. The proposed rule will replace the current Puc 2600, which has been adopted as interim rules effective January 1, 2009 and are due to expire on December 31, 2009.

A rulemaking notice form required by RSA 541-A:6 was filed with the Office of Legislative Services on September 16, 2009. The Notice sets forth a date for the public hearing to be held at the Commission and the deadline for submission of written comments. This notice is appended hereto.

A copy of the Rulemaking Notice will be sent by U.S. Mail to all regulated utilities and to those parties previously requesting notice of rulemakings pertaining to the Greenhouse Gas Emissions Reduction Fund. Pursuant to RSA 541-A:6, III, notice may also be provided by public notice advertisement in a publication of daily statewide circulation.

The rulemaking may be viewed on the Commission website, www.puc.nh.gov, or copies may be obtained from the Commission as set forth in the Notice.

Based upon the foregoing, it is hereby

ORDERED, that a Public Hearing, pursuant to 541-A:11, be held before the Commission located at 21 S. Fruit St Suite 10, Concord, New Hampshire on October 21, 2009 at 2:00 P.M., and that the deadline for submission of materials in writing or via e-mail shall be October 27, 2009, as set forth in the Notice; and it is

FURTHER ORDERED, that pursuant to RSA 541-A:6,III, the Commission shall undertake a public notice advertisement by publishing a copy of this Order together with the Notice no later than October 7, 2009, in a newspaper with a daily statewide circulation, publication to be documented by affidavit filed with the Commission on or before October 21, 2009.

By order of the Public Utilities Commission of New Hampshire this eighteenth day of September, 2009.



Debra A. Howland
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability, should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 South Fruit Street, Suite 10, Concord, New Hampshire 03301; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.

APPENDIX II-C

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number _____

Puc 2600

1. Agency Name & Address:

**Public Utilities Commission
21 South Fruit Street
Suite 10
Concord, NH 03301**

2. RSA Authority:

**RSA 125-O:8, II,
RSA 125-O:23**

3. Federal Authority: _____

4. Type of Action:

Adoption _____

Amendment _____

Repeal _____

Readoption _____

Readoption w/amendment X

5. Short Title: **Puc 2600 – Greenhouse Gas Emissions Reduction Fund**

6. (a) Summary of what the rule says and the effect of the rule on those regulated: **Puc 2600 provides for the administration of the greenhouse gas emissions reduction fund, the non-lapsing special fund established pursuant to the mandate of RSA 125-O:8, II and 125-O:23. The rules establish a process whereby the Commission can issue requests for proposal to solicit bids for programs for energy efficiency, energy conservation and greenhouse gas emission reduction. These rules represent a readoption with amendment to the interim rules which are in place and expire on December 31, 2009, pursuant to Chapter 86 of the NH Revised Statutes Annotated, HB 229 (2009).**

6. (b) Brief description of the groups affected: **Puc 2600 affects those persons seeking use of monies from the greenhouse gas emissions reduction fund such as private entities, state agencies, and other local and governmental agencies and instrumentalities.**

APPENDIX II-C (Continued)

RULEMAKING NOTICE FORM - Page 2

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Puc 2601.01	RSA 125-O:8, II; RSA 125-O:23
Puc 2601.02	RSA 125-O:8, II; RSA 125-O:23, II
Puc 2602.01	RSA 125-O:8, II; RSA 125-O:23; RSA 125-O:21, II
Puc 2602.02	RSA 125-O:8, II; RSA 125-O:23; RSA 155-D:2, II
Puc 2602.03	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.04	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.05	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.06	RSA 125-O:8, II; RSA 125-O:23; RSA 125-O:2, IV
Puc 2602.07	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.08	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.09	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.10	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.11	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.12	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.13	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.14	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.15	RSA 125-O:8, II; RSA 125-O:23; RSA 125-O:20, XII
Puc 2602.16	RSA 125-O:8, II; RSA 125-O:23
Puc 2602.17	RSA 125-O:8, II; RSA 125-O:23
Puc 2603.01	RSA 125-O:8, II; RSA 125-O:23; RSA 125-O:23, III
Puc 2604.01	RSA 125-O:8, II; RSA 125-O:23
Puc 2604.02	RSA 125-O:8, II; RSA 125-O:23
Puc 2604.03	RSA 125-O:8, II; RSA 125-O:23; RSA 125- O:23, VII
Puc 2605.01	RSA 125-O:8, II; RSA 125-O:23; RSA 125-O:23, IV
Puc 2605.02	RSA 125-O:8, II; RSA 125-O:23, V
Puc 2605.03	RSA 125-O:8, II; RSA 125-O:23; IV

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Suzanne Amidon**
Address: **21 South Fruit Street**
Suite 10
Concord, NH 03301

Title: **Staff Attorney**
Phone #: **603-271-6616**
Fax#: **603-271-3878**
E-mail: **suzanne.amidon@puc.nh.gov**
TTY/TDD Access: Relay NH 1-800-735-
2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **October 27, 2009**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **October 21, 2009 at 2:00 P.M.**

Place: **Public Utilities Commission**

21 South Fruit Street, Suite 10

Concord, NH 03301

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 09:170 dated September 9, 2009

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution: **The proposed rules do not modify an existing program or responsibility, and does not apply to any political subdivision and therefore do not violate Part I, Article 28-a.**