

From: Jonathan Abe [jabe@nexamp.com]
Sent: Monday, October 07, 2013 6:23 PM
To: SREC, DOER (ENE)
Subject: Solar Construction Guideline Comments

Dear Commissioner Sylvia,

Thank you for your continued leadership on solar policy. Nexamp is providing the following recommendations in response to the Draft Guideline for the RPS Solar Carve-Out Construction Timeline Extensions dated September 27, 2013.

- Section 2. Construction Costs. We recommend that the Guidelines segment permitting costs into: 1) electrical and building permits (ministerial permits) and 2) other permits (i.e., non-ministerial permits). We further recommend that the Guidelines include the cost of electrical and building permits (ministerial permits) in the definition of construction costs.

The reason for this recommendation is that ministerial permits are typically included in the cost of construction for solar projects.

- Section 4. Incurred Costs. We recommend that the word "and" be replaced with "or" as follows.

"Costs will be considered to have been incurred by the developer for actual disbursement of funds and or upon entering into a binding legal obligation for goods and services. Costs must be incurred no later than December 31, 2013."

The reason for this recommendation is that some solar projects may not require the delivery of equipment until construction season begins in 2014. Accordingly, the Draft Guideline language could be interpreted as requiring a significant expenditure of cash well before typical market terms would require payment.

- Section 5. Documentation Requirements. We recommend that the deadline for the submission of required documentation, including "Available Documentation" to support the Cost Form, be extended from January 6, 2013 to January 17, 2013. The reason for this recommendation is that due to an end of year rush, it may take more than a week to receive final invoices and other supporting documentation for orders placed at the end of 2013.

Nexamp and our solar project partners would like to thank you for your consideration in this matter.

Best regards,

-Jon Abe

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