



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

MEMORANDUM

TO: The Cadmus Group, LLC
Administrator, Massachusetts System of Assurance of Net Metering Eligibility
help@massaca.org

FROM: Kate Tohme, DG and Clean Energy Ombudsperson

RE: Termination of COVID-19 and Net Metering Force Majeure Event and Health
Emergency Guidance

DATE: May 25, 2023

CC: Mark Marini, Department Secretary

On March 10, 2020, Governor Baker declared a state of emergency due to the outbreak of COVID-19. On March 26, 2020, the Department of Public Utilities (“Department”) held a teleconference to provide stakeholders with information and procedural guidance related to distributed generation (“DG”) during the COVID-19 public health emergency. During the teleconference and through written notification, the electric distribution companies (“EDCs”) declared a Force Majeure Event pursuant to the Standards for Interconnection of Distributed Generation Tariff (“DG Interconnection Tariff”), § 3.7 and Sch. IC, ¶ 16.

Subsequently, the Department, at the direction of the Commission, provided guidance to the Administrator of the Massachusetts System of Assurance of Net Metering Eligibility (“Administrator”) and individuals and entities pursuing an application for cap allocations in

anticipation of possible delays due to the Force Majeure Event and the public health emergency (“Force Majeure Guidance”). COVID-19 and Net Metering Force Majeure Event and Health Emergency Guidance, April 22, 2020. The Force Majeure Guidance has been in effect since it was issued.

In the intervening three years, the emergent nature of the public health emergency has eased significantly. Both the federal and state public health emergencies expired on May 11, 2023. In alignment with the end of the public health emergency at both the state and federal level, the EDCs coordinated with the Department and the EDCs have declared an end to the Force Majeure Event.

As such, the Department’s Force Majeure Guidance issued on April 22, 2020 is no longer in effect.¹ This memorandum along with the EDC’s notices and prior Force Majeure Event information will be available on the Department’s website for three months following the date of this memorandum at: <https://www.mass.gov/info-details/force-majeure>. Inquiries and concerns related to this memorandum or DG and clean energy generally should be submitted through the Department’s online inquiry form: <https://www.mass.gov/forms/submit-a-renewable-energy-complaint-or-question-to-the-dpus-distributed-generation-group>.

¹ Any Force Majeure extensions granted to Net Metering Applicants by the Administrator prior to the date of this memorandum may remain in effect. This includes instances where the Force Majeure extension would end after the date of this memorandum.