

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, JULY 26, 2022

220730155

COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

CASE NO. PUR-2022-00045

*Ex Parte:* In the matter of incorporating language to establish a self-certification process for resources seeking to qualify as low-income projects pursuant to Code § 56-585.5 C, and considering additional GATS-related questions

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ORDER FOR ADDITIONAL COMMENT

During its 2020 Session, the Virginia General Assembly enacted Chapters 1193 (HB 1526) and 1194 (SB 851) of the 2020 Virginia Acts of Assembly. These duplicate Acts of Assembly, known as the Virginia Clean Economy Act ("VCEA"), became effective on July 1, 2020. The VCEA establishes a mandatory renewable energy portfolio standard program ("RPS Program") for investor-owned electric utilities in § 56-585.5 of the Code of Virginia ("Code"). To comply with the RPS Program, utilities must procure and retire renewable energy certificates originating from qualifying sources. Pursuant to Code § 56-585.5 C, Virginia Electric and Power Company ("Dominion") "shall meet one percent of the RPS Program requirements in any given compliance year with solar, wind, or anaerobic digestion resources of one megawatt or less located in the Commonwealth, ... and, to the extent that low-income qualifying projects are available, then no less than 25 percent of such one percent shall be composed of low-income qualifying projects."

On April 14, 2022, the Virginia State Corporation Commission ("Commission") issued an Order for Comment in this proceeding, in which the Commission provided interested persons and Commission Staff ("Staff") the opportunity to comment on language proposed to be added to

the PJM Interconnection, L.L.C.'s Generation Attribute Tracking System, or GATS, business rules to establish a self-certification process for resources seeking to qualify as low-income projects. Comments were filed by: Dominion; Carbon Solutions Group; Secure Futures, LLC; Direct Energy Business, LLC, and Direct Energy Services, LLC; Sol Systems, LLC; and Virginia Distributed Solar Alliance.

NOW THE COMMISSION, upon consideration of the foregoing, is of the opinion and finds that additional comments should be permitted to be filed in this matter.

Accordingly, IT IS ORDERED THAT:

(1) On or before September 22, 2022, Staff shall file with the Clerk of the Commission a report ("Staff Report") concerning the issues described in the April 14, 2022 Order for Comment and any response to the comments previously submitted in this matter.

(2) On or before October 20, 2022, Dominion shall file with the Clerk of the Commission any comments in response to (i) the Staff Report, or (ii) any other comments previously submitted in this matter.

(3) On or before October 20, 2022, any other interested person or entity may submit written comments in response to (i) the Staff Report, or (ii) any other comments previously filed in this matter. Public comments may be submitted electronically by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](https://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2022-00045.

(4) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to: Elaine S. Ryan, Esquire, Sarah R. Bennett, Esquire, and Nicole M. Allaband, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.com), [sbennett@mcguirewoods.com](mailto:sbennett@mcguirewoods.com), and [nallaband@mcguirewoods.com](mailto:nallaband@mcguirewoods.com); David J. DePippo, Esquire, and Lisa R. Crabtree, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, [david.j.depippo@dominionenergy.com](mailto:david.j.depippo@dominionenergy.com), and [lisa.r.crabtree@dominionenergy.com](mailto:lisa.r.crabtree@dominionenergy.com); Cliona M. Robb, Esquire, Michael J. Quinan, Esquire, Rachel W. Adams, Esquire, and Sean Breit-Rupe, Esquire, Thompson McMullan, P.C., 100 Shockoe Slip, Third Floor, Richmond, Virginia 23219, [crobb@t-mlaw.com](mailto:crobb@t-mlaw.com), [mquinan@t-mlaw.com](mailto:mquinan@t-mlaw.com), [radams@t-mlaw.com](mailto:radams@t-mlaw.com), and [sbreit-rupe@t-mlaw.com](mailto:sbreit-rupe@t-mlaw.com); Gregory D. Habeeb, Esquire, Gentry Locke, 919 East Main Street, Suite 1130, Richmond, Virginia 23219, [habeeb@gentrylocke.com](mailto:habeeb@gentrylocke.com); Kathleen Robertson, Sol Systems, LLC, 1101 Connecticut Avenue NW, Second Floor, Washington DC, 20036, [kathleen.robertson@solsystems.com](mailto:kathleen.robertson@solsystems.com); and Ann Creasy, Virginia Distributed Solar Alliance, 801 Boush Street, Suite 200, Norfolk, Virginia 23510, [ann.creasy@sierraclub.org](mailto:ann.creasy@sierraclub.org). The Service Lists are available from the Clerk of the Commission.