

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held January 29, 2016

Attendees: Chairperson Margaret Curran, Commissioner Paul Roberti, Commissioner Herbert DeSimone, Amy D'Alessandro, Alan Nault and Todd Bianco.

Chairperson Curran called the open meeting to order at 1:00 P.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Minutes of Open Meetings held on January 15, 2016 and January 19, 2016 – After review, Commissioner DeSimone moved to approve the minutes and Commissioner Roberti seconded the motion. The motion to approve the minutes was unanimously passed. **Vote 3-0.**

4536-A – The Narragansett Electric d/b/a National Grid – The PUC discussed National Grid's December 21, 2015 filing requesting approval of Certificates of Eligibility of four commercial-scale and other distributed generation projects selected by the Company in their Second 2015 Rhode Island Renewable Energy Growth Program Open Enrollment Report. After review, Commissioner Roberti found the filing to be in order and moved to approve National Grid's filing. Chairperson Curran seconded the motion and the motion was unanimously passed. **Vote 3-0.** The PUC requested that National Grid include the applicable ceiling prices for the projects selected in future enrollment reports.

4483 – Wind Energy Development, LLC & ACP Land, LLC – The PUC reviewed the record relating to requests made by Wind Energy Development and National Grid following a notice from the IRS, dated November 9, 2015, that the file pertaining to the Company's PLR request has been closed due to a pending published guidance project covering the same issue.

After review and discussion, Commissioner DeSimone made the following motion:

- National Grid shall maintain a list of the names of the developers/entities that have made CIAC-related tax payments since December 23, 2014, or who have entered into alternative arrangements, including but not limited to letters of credit. The list shall include the amount and date of the payments, and shall be provided to the PUC in a confidential manner on a quarterly basis, commencing March 31, 2016.
- After the published guidance is issued by the IRS, National Grid shall submit a filing apprising the PUC of the guidance so issued, and providing a recommendation as to how to proceed relative to the developers/entities who have made the CIAC-related tax payments, or entered into alternative arrangements, since December 23, 2014, as well as how to proceed on a going forward basis. Notice of the recommendations will be provided to all who have made CIAC-related tax payments or alternative arrangements, such as letters of credit.

- Effective immediately, National Grid shall be required to notify developers of the option to enter into other financial arrangements, such as letters of credit, in lieu of payment of CIAC-related tax payments.

Commissioner Roberti seconded the motion and the motion was unanimously passed.

Vote 3-0.

The open meeting adjourned at 1:34 P.M.