

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION**

IN RE: RULES AND REGULATIONS :
TO IMPLEMENT A RENEWABLE ENERGY STANDARD : DOCKET NO. 3659

**NOTICE OF NEGOTIATED RULEMAKING AND
PROCEDURAL SCHEDULING CONFERENCE**

Pursuant to the provisions of Sections 39-1 and 42-35-3 of the Rhode Island General Laws, as amended, the Public Utilities Commission hereby gives notice of a Negotiated Rulemaking Proceeding pursuant to Commission Rule of Practice and Procedure 1.29. Legal Counsel to the Public Utilities Commission will conduct a Procedural Scheduling Conference on **Tuesday, February 15, 2005 at 10:00 AM** in the first-floor hearing room of the Public Utilities Commission at 89 Jefferson Boulevard, Warwick, Rhode Island for the purpose of addressing the duty of the Commission under R.I.G.L. § 39-26-6, which states that “The commission shall develop and adopt regulations on or before December 31, 2005, for implementing a renewable energy standard....”

The subject of the Regulations will be the development of a renewable energy standard and compliance therewith. The scope of the rules will be governed by the requirements of Chapter 26 of Title 39 of the Rhode Island General Laws, entitled “Renewable Energy Standard.” The Regulations will affect the interests of the State Energy Office, Economic Development Corporation, End-Users of electricity, Generation Units, Narragansett Electric Company, Nonregulated Power Producers, and Obligated Entities, as defined in R.I.G.L. § 39-26-1. The Commission will be represented at the Negotiated Rulemaking Committee by Douglas Hartley, Director of Energy Policy and Planning. The Commission expects the Division of Public Utilities and Carriers will be represented on behalf of the ratepayers and that Narragansett

Electric Company will be represented.

The purposes of the Conference are: (1) to discuss the procedure governing a negotiated rulemaking and its interaction with the requirements of the Administrative Procedures Act; (2) to identify interested parties and their representative; (3) to establish a negotiated rulemaking committee to negotiate and develop the proposed rules; (4) to choose a facilitator and (5) to set a preliminary schedule for the docket.

The deadline to apply for membership on the negotiated rulemaking committee or to nominate a representative is **Thursday, February 3, 2005**. Eligibility for membership is available to persons or entities who will be significantly affected by the proposed regulation and believe that their interests will not be adequately represented by any person or entity specified in this notice. Each application or nomination shall contain the following information: (1) the name of the applicant or nominee and a description of the interests such person shall represent; (2) evidence that the applicant or nominee is authorized to represent parties related to the interests the person proposes to represent; (3) a written commitment that the applicant or nominee shall actively participate in good faith in the development of the rule under consideration; and (4) the reasons that the interests of the person submitting the application or nomination can not be adequately represented by other representatives. Membership on the negotiated rulemaking committee shall be limited to ten (10) members unless the Commission determines otherwise. Persons or entities that have common interests may nominate a single representative. An original and nine (9) copies of all written submissions must be filed with the Clerk.

Reference is also made to Chapters 42-35 and 39-1 of the Rhode Island General Laws. Specifically Sections, 42-35-1, 42-35-2, 43-35-3, 42-35-4, 42-35-5, 39-1-1, 39-1-3, 39-1-11, 39-1-18, 39-1-38 and 39-26-1 et seq.

THE PUBLIC UTILITIES COMMISSION IS ACCESSIBLE TO THE HANDICAPPED. INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE HEARING IMPAIRED MUST NOTIFY THE COMMISSION CLERK'S OFFICE AT 941-4500, SEVENTY-TWO HOURS IN ADVANCE OF HEARING DATE.

Luly E. Massaro
Commission Clerk
January 18, 2005