



State of Rhode Island and Providence Plantations
Department of State | Office of the Secretary of State
Nellie M. Gorbea, Secretary of State

Rules and Regulations Filing Form

1. Agency Name and Address

Public Utilities and Carriers, Division of Public Utilities Commission
 89 Jefferson Blvd.

2. Title of Rule

Rules and Regulations Establishing Non-Profit Affordable Housing Certification Application Process and Eligibility Criteria - As Required Under Rhode Island General Laws, Section 39-26-2(19)

3. Statutory Source of Authority

R.I.G.L. §39-26-2(19)

4. Concise Explanatory Statement - §42-35-2.6

The Division of Public Utilities and Carriers (Division) has prepared these rules as directed in a 2008 amendment to RIGL, Chapter 39-26, specifically, Section 39-26-2(19), requiring the Division to promulgate regulations setting forth an application process and eligibility criteria for non-profit affordable housing developments or projects to benefit from the allotted renewable energy demonstration projects constructed and placed into service under RIGL, Section 39-26-6(k), and the additional consequential ability to apply excess renewable generation credits to other accounts within the eligible affordable housing development or project in accordance with RIGL, Section 39-26-6(g)(3).

5. Type of Filing

Emergency Rules

A1. Emergency 120-day initial - §42-35-2.10

- Adoption
 Amendment of ERLID:
 Repeal of ERLID:

A2. Emergency 60-day renewal - §42-35-2.10

- Adoption
 Amendment
 Repeal

Indicate ERLID of 120-day initial:

Brief Statement of Reason for Finding Imminent Peril §42-35-2.10:

Final Rules

B1. Amendment - §42-35-3(a)

B2. Adoption - §42-35-3(a)

B3. Repeal - §42-35-3(a)

C. Technical Revision

D. Direct Final Rule - §42-35-2.11

If B1 or C, please indicate new, amended, deleted, or revised sections:

6. Notice and Hearing Information

Date of Public Notice - §42-35-2.8:02/23/2009

Date of Public Hearing - §42-35-2.8:03/30/2009

End of Comment Period - §42-35-2.8 :03/30/2009

7. Agency Additional Information - Web Page

<http://www.ripuc.ri.gov/>

8. Certification

I hereby certify that the attached rules and regulations were adopted in accordance with the Administrative Procedures Act (42-35) and that they are true copies of this Department, attest,

 Name

 Title

 Notary Public

Subscribed and sworn before me

this _____ day of _____, _____

