

**PROPOSED REGULATION OF THE
PUBLIC UTILITIES COMMISSION OF NEVADA**

LCB File No. R022-18

March 14, 2018

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-15, NRS 703.025 and sections 1.2 and 1.3 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1265 (NRS 701B.223 and 701B.226, respectively); §§16-30, NRS 703.025 and section 1.4 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1267 (NRS 701B.670); §31, NRS 701B.005, 701B.200, 701B.220 and 703.025.

A REGULATION relating to energy; establishing the Energy Storage Program for use by public utilities that supply electric energy in this State; establishing terms and conditions for participation in the Energy Storage Program; establishing incentives for the installation of certain energy storage systems; providing for the recovery by utilities of certain costs relating to the Energy Storage Program; establishing terms and conditions for participation in the Electric Vehicle Infrastructure Demonstration Program; establishing incentives for the installation of certain electric vehicle infrastructure and systems; providing for the recovery by utilities of certain costs relating to the Electric Vehicle Program; revising provisions relating to the filing of certain annual plans by a utility; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Public Utilities Commission of Nevada to establish, as part of the Solar Energy Systems Incentive Program, incentives for: (1) the installation of energy storage systems by customers of an electric utility; and (2) the installation of energy storage systems that have a nameplate capacity of at least 100 kilowatts but not more than 1,000 kilowatts by certain customers of an electric utility. (Sections 1.2 and 1.3 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1265-66 (NRS 701B.223 and 701B.226, respectively)) **Section 8** of this regulation establishes the Energy Storage Program for use by public utilities that supply electric energy in this State. **Section 9** of this regulation requires each utility that supplies electric energy in this State to file an annual plan with the Commission relating to the Energy Storage Program and sets forth certain information that must be included in such a plan. **Section 10** of this regulation requires a utility to separately account for all costs and revenues associated with the administration of the Energy Storage Program. **Section 10** also authorizes a utility to recover certain costs associated with the Energy Storage Program.

Existing law authorizes an electric utility that is required to make quarterly adjustments based on the fluctuating price of fuel or power to request approval from the Commission to make quarterly adjustments to its deferred energy accounting adjustment. (NRS 704.110) **Section 12** of this regulation requires such a utility to include in its adjustment application an Energy Storage Program rate.

Section 13 of this regulation requires a customer seeking to participate in the Energy Storage Program to submit an application for reservation of an incentive to the utility and sets forth the timeline for review of the application and issuance of such a reservation. **Section 14** of this regulation sets forth the criteria that an energy storage system must meet to qualify for participation in the Energy Storage Program. **Section 15** of this regulation provides that the Commission will establish a working group comprised of representatives from certain governmental entities and private industry stakeholders that will meet annually to establish the criteria an applicant must meet to participate in the portion of the Energy Storage Program for customers who install energy storage systems that have a nameplate capacity of at least 100 kilowatts but not more than 1,000 kilowatts.

Existing law also: (1) creates the Electric Vehicle Infrastructure Demonstration Program; (2) requires the Commission to adopt regulations concerning the Program; and (3) authorizes each utility to recover the costs of carrying out the Program. (Section 1.4 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1268 (NRS 701B.670)) **Section 24** of this regulation requires each utility in this State to file an annual plan with the Commission relating to the Electric Vehicle Program and sets forth certain information that must be included in such a plan. **Section 25** of this regulation requires a utility to separately account for all costs and revenues associated with the administration of the Program. **Section 25** also authorizes a utility to recover certain costs associated with the Program. **Section 27** of this regulation requires a utility that is required to make quarterly adjustments based on the fluctuating price of fuel or power with approval from the Commission to include in its adjustment application an Electric Vehicle Program rate.

Section 28 of this regulation requires a customer seeking to participate in the Electric Vehicle Program to submit an application for reservation of an incentive to the utility and sets forth the timeline for review of the application and issuance of such a reservation. **Section 29** of this regulation sets forth the criteria that electric vehicle infrastructure and systems must meet to qualify for participation in the Program. **Section 30** of this regulation requires a utility participating in the Electric Vehicle Program to prioritize incentives for certain types of electric vehicle infrastructure.

Existing law requires the Commission, for the period beginning on January 1, 2018, and ending on December 31, 2023, to authorize the payment of incentives in an amount of not more than \$1,000,000 per year for the installation of solar energy systems and distributed generation systems at locations throughout the service territories of electric utilities in this State that benefit low-income customers. (NRS 701B.005) Existing regulation sets forth the information that must be included in a utility's annual plan for the Solar Energy Systems Incentive Program. (NAC 701B.125) **Section 31** of this regulation requires a utility, beginning with the annual plan submitted on or before February 1, 2018, to include its plan to partner with the Housing Division

of the Department of Business and Industry to allocate such incentives for the installation of such systems that benefit low-income customers.

Section 1. Chapter 701B of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 30, inclusive, of this regulation.

Sec. 2. *As used in sections 2 to 15, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 to 7, inclusive, of this regulation have the meanings ascribed to them in those sections.*

Sec. 3. *“Applicant” means:*

- 1. A customer of a utility who applies to participate in the Storage Program;*
- 2. A licensed contractor who applies on behalf of a customer of a utility to participate in the Storage Program; or*
- 3. Any other person who applies on behalf of a customer of a utility to participate in the Storage Program if:*
 - (a) The person is designated and authorized by the customer to apply on behalf of the customer to participate in the Storage Program; and*
 - (b) The designation and authorization are set forth in a letter from the customer to the utility which sets forth the relationships between the customer and the person.*

Sec. 4. *“Participant” means a person who has been selected by a utility to participate in the Storage Program.*

Sec. 5. *“Storage Program” means the Energy Storage Program established by section 8 of this regulation.*

Sec. 6. *“Storage Program rate” means the rate established pursuant to section 12 of this regulation.*

Sec. 7. *“Utility has the meaning ascribed to it in NRS 701B.180.*

Sec. 8. 1. *In accordance with the requirements of sections 1.2 and 1.3 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1265 (NRS 701B.223 and 701B.226, respectively), the Commission hereby establishes the Energy Storage Program for use by utilities that supply electric energy in this State.*

2. *The Energy Storage Program consists of the following categories of participants:*

(a) Residential and small commercial;

(b) New construction;

(c) Public entities; and

(d) Large commercial and industrial customers of utilities who install energy storage systems that have a nameplate capacity of at least 100 kilowatts but not more than 1,000 kilowatts.

3. *In selecting participants in the categories described in:*

(a) Paragraphs (a), (b) and (c) of subsection 2, a utility shall give priority to applicants who install storage systems that have a nameplate capacity of less than 100 kilowatts.

(b) Paragraph (d) of subsection 2, a utility shall give priority to customers of the utility that own or operate:

(1) Hospitals or medical facilities;

(2) Airports;

(3) Public safety facilities;

(4) Public infrastructure facilities or dams; or

(5) Other facilities that support critical infrastructure needs, as determined by the working group established pursuant to section 15 of this regulation.

Sec. 9. 1. Not later than February 1, 2018, and annually thereafter, a utility shall include in the annual plan filed with the Commission pursuant to NAC 701B.125 an annual plan for the Storage Program which must contain the following:

(a) A schedule describing major milestones of the Storage Program.

(b) A budget which includes information relating to:

(1) Incentives, including, without limitation, proposed incentive levels or payments;

(2) Contractor costs;

(3) Marketing costs;

(4) Training costs; and

(5) Utility administrative costs.

(c) Following the first plan year, a report on the productivity of the Storage Program for the previous year and a status report on the current year, including, without limitation:

(1) The number of applications received by the utility in each category of the Storage Program;

(2) The number of participants in the Storage Program and the number of participants who have withdrawn from the Storage Program;

(3) The annual budget and expenditures of the Storage Program;

(4) A list of completed installations;

(5) A summary of marketing efforts; and

(6) A description of training for inspectors, certifiers and contractors and educational activities.

(d) A description of the application process, including, without limitation:

(1) The procedures to be followed by the applicant and the utility; and

(2) Copies of proposed applications and forms.

(e) A customer outreach and engagement plan.

(f) An education and training plan, including, without limitation, a tentative schedule of training to be offered by the utility.

(g) An inspection and verification plan.

(h) A proposed schedule of incentives that limits the incentives received by residential, small commercial, new construction and public entity participants to not more than 50 percent of the installed cost of the energy storage system.

2. Within 150 days after a utility has filed an annual plan, the Commission will issue an order approving the annual plan with such modifications and upon such terms and conditions as the Commission finds necessary or appropriate to facilitate the Storage Program.

Sec. 10. *1. All reasonable and prudent costs associated with carrying out and administering the Storage Program must be accounted for in books and records of a utility separately from amounts attributable to any other activity. The utility must account for such costs and revenues pursuant to section 11 of this regulation.*

2. The costs that may be recoverable include, without limitation, costs for labor, materials, rebates, contractors, training, advertising, marketing, measurement, verification, evaluation and overhead, and utility administrative costs.

Sec. 11. *A utility shall account for costs and revenues in the following manner:*

1. Calculate, on a monthly basis, the costs incurred and revenues received in the Storage Program since the end of the test period in its last proceeding to change the Storage Program rate;

2. *Record the cost of the Storage Program in a separate subaccount of FERC Account No. 182.3 and make an appropriate offset to other subaccounts;*
3. *Maintain subsidiary records of the subaccount of FERC Account 182.3 which must clearly delineate, without limitation, the incentives, contractor costs, marketing costs, training costs and utility administrative costs associated with the Storage Program;*
4. *Record in the subaccount of FERC Account No. 182.3 the revenues attributable to the Storage Program rate to recover the costs of the Storage Program; and*
5. *Apply a carrying charge at the rate of one-twelfth of the authorized rate of return to the monthly ending balance in the subaccount of FERC Account No. 182.3.*

Sec. 12. *1. A utility shall include with its annual deferred energy accounting adjustment application filed pursuant to subsection 11 of NRS 704.110 a revised Storage Program rate. The rate must be calculated by adding the following two components:*

(a) A prospective rate determined by dividing not more than the total costs in the Storage Program annual plan by the projected kilowatt-hours for the calendar year; and

(b) A clearing rate determined by dividing the cumulative balance in the Storage Program subaccount of FERC Account No. 182.3 at the end of the deferred energy test period as defined in NAC 704.063 by the test period kilowatt-hour sales.

2. The Commission will allow recovery of all prudent Storage Program costs included in the subaccount of FERC Account No. 182.3 at the end of the test period as defined in NAC 704.063 and adjust the Storage Program rate accordingly.

Sec. 13. *1. An applicant must submit an application for reservation of an incentive to the utility using forms provided by the utility and approved by the Commission.*

2. If the application is determined by the utility to be incomplete or to require clarification, the utility shall request additional information from the applicant. If the applicant fails to submit the requested information within 20 calendar days after receipt of the request, the utility shall cancel the application. If an application is cancelled by the utility, the applicant may resubmit an application for the project to the utility. All resubmitted applications must be treated as new applications and be processed in sequence with other new applications. An incentive must not be reserved until the utility receives all required information and documentation and approves the project.

3. The utility shall, within 30 days after receipt of a complete application, review the application and determine eligibility for an incentive. If the utility approves the project, the utility shall issue a confirmed reservation notice for the project. The confirmed notice must specify:

(a) The dollar amount of the incentive reserved for the project;

(b) An expiration date for the reservation of the incentive, which must be 12 months after the date of issuance of the notice if the project is categorized as residential and small commercial, new construction or a public entity or 18 months after the date of issuance of the notice if the project is categorized as large commercial and industrial;

(c) That each contractor involved in the installation of an energy storage system must hold an active license issued by the State Contractors' Board; and

(d) That the energy storage system must be purchased, installed and put into operation not later than the expiration date specified in the confirmed reservation notice or the date of any extension approved pursuant to subsection 5.

4. If the utility approves the project, the utility and the participant must enter into an agreement which must include, without limitation, milestones that ensure the participant completes the project on or before the expiration date listed on the notice issued pursuant to subsection 3 or the date of any extension of that expiration date approved pursuant to subsection 5.

5. A participant who has been issued a confirmed reservation notice may apply to the utility for an extension of the expiration date for the reservation of the incentive. Upon finding good cause for such an extension, the utility may approve not more than:

(a) Two 6-month extensions for a project categorized as residential and small commercial, new construction or a public entity.

(b) Three 6-month extensions for a project categorized as large commercial and industrial.

6. The utility may cancel the reservation of a participant who fails to meet a milestone to which the participant and utility have agreed pursuant to subsection 4. If the utility cancels the reservation of an participant pursuant to this subsection, the participant may resubmit an application for the project to the utility. The resubmitted application must be treated as a new application and be processed in sequence with other new applications. If the utility approves the resubmitted application and the participant fails to meet a milestone to which the participant and the utility have agreed pursuant to subsection 4, the utility must cancel the reservation of the participant and the participant may not apply for a reservation for an incentive for that project.

7. After the energy storage system has been purchased, installed and put into operation, the participant must submit to the utility an incentive claim package that includes an incentive claim form and all supporting documentation required by the utility. The incentive claim form

must be signed by both the licensed contractor who installed the energy storage system and the participant.

8. To receive an incentive, all requirements of the Storage Program must be met, and a complete incentive claim package must be submitted to the utility before the expiration date specified in the confirmed reservation notice or the date of any extension approved pursuant to subsection 5.

9. If an incentive claim package is incomplete or requires clarification, the utility shall request the required information from the participant. If the participant fails to provide the required information within 20 calendar days after receiving the request for information, the utility may reject the incentive claim form. If an incentive claim package is not received on or before the expiration date listed on the notice issued pursuant to subsection 3 or the date of any extension of that expiration date approved pursuant to subsection 5, or the information in the incentive claim package indicates that the project is otherwise ineligible, the utility shall send a written notice to the participant stating the reasons why the project is rejected and not eligible for an incentive. If a project is rejected, the participant may reapply for the reservation of an incentive, but will be subject to the eligibility requirements, incentive levels and funding available at the time of the resubmission.

10. The utility shall not make such an incentive payment to a participant until the utility has verified that the participant's energy storage system is fully operational.

Sec. 14. *To qualify for the Storage Program, an energy storage system must:*

- 1. Be located on property within the Nevada service territory of a participating utility;*
- 2. Be installed at a location where the energy storage system can be connected to an existing distribution system of the utility;*

3. *Consist of components that are new and unused; and*
4. *Provide one or more of the following benefits to customers of the utility:*
 - (a) *Reduce the participant's peak demand for electricity.*
 - (b) *Provide backup or emergency power to the grid.*
 - (c) *Any other benefits that support critical infrastructure needs.*

Sec. 15. 1. *The Commission will establish a working group consisting of the following members:*

- (a) *Representatives of a utility participating in the Storage Program;*
- (b) *Representatives of the Bureau of Consumer Protection in the Office of the Attorney General;*
- (c) *Representatives of the Regulatory Operations Staff of the Commission; and*
- (d) *Two members appointed by the Commission who are not public officers or employees and who serve at the pleasure of the Commission.*

2. *The working group:*

- (a) *Shall meet at least once a year.*
- (b) *Shall recommend to the Commission criteria for the selection of participants in the category of the Storage Program established by paragraph (d) of subsection 2 of section 8 of this regulation. The utility shall include the recommended criteria in the next annual plan filed with the Commission pursuant to NAC 701B.125.*
- (c) *May recommend to the Commission modifications of the criteria for the selection of participants in the category of the Storage Program established by paragraph (d) of subsection 2 of section 8 of this regulation. The utility shall include the recommended modifications in the next annual plan filed with the Commission pursuant to NAC 701B.125.*

Sec. 16. *As used in sections 16 to 30, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 17 to 23, inclusive, of this regulation have the meanings ascribed to them in those sections.*

Sec. 17. *“Applicant” means:*

1. A customer of a utility who applies to participate in the Electric Vehicle Program;
2. A licensed contractor who applies on behalf of a customer of a utility to participate in the Electric Vehicle Program; or

3. Any other person who applies on behalf of a customer of a utility to participate in the Electric Vehicle Program if:

(a) The person is designated and authorized by the customer to apply on behalf of the customer to participate in the Electric Vehicle Program; and

(b) The designation and authorization are set forth in a letter from the customer to the utility which sets forth the relationships between the customer and the person.

Sec. 18. *“Electric vehicle infrastructure and systems” means:*

1. Electric vehicles, charging stations for the recharging of electric vehicles and make-ready infrastructure; and

2. Time-variant electricity rates, education initiatives, advisory services for fleet operations and partnerships to promote the development of the Electric Vehicle Program.

Sec. 19. *“Electric Vehicle Program” means the Electric Vehicle Infrastructure Demonstration Program created by section 1.4 of Senate Bill No. 145, chapter 239, Statutes of Nevada 2017, at page 1267 (NRS 701B.670).*

Sec. 20. *“Electric Vehicle Program rate” means the rate established pursuant to section 27 of this regulation.*

Sec. 21. *“Make-ready infrastructure” means panels, conduits, wiring, cabling or any other components located behind a customer’s meter necessary to support an electric vehicle charging station.*

Sec. 22. *“Participant” means a person who has been selected by a utility to participate in the Electric Vehicle Program.*

Sec. 23. *“Utility” means a utility that supplies electricity in this State.*

Sec. 24. 1. *Not later than February 1, 2018, and annually thereafter, each utility in this State shall include in the annual plan filed with the Commission pursuant to NAC 701B.125 an annual plan for the Electric Vehicle Program which must contain the following:*

(a) A schedule describing major milestones of the Electric Vehicle Program.

(b) A budget which includes information relating to:

(1) Incentives, including, without limitation, proposed incentive levels or payments;

(2) Contractor costs;

(3) Marketing costs;

(4) Training costs;

(5) Utility administrative costs;

(6) Capital costs; and

(7) Coordination with federal, state, local and private efforts.

(c) Following the first plan year, a report on the productivity of the Electric Vehicle Program for the previous year and a status report on the current year, including, without limitation:

(1) The number of applications received by the utility for the Electric Vehicle Program;

- (2) The number of participants in the Electric Vehicle Program and the number of participants who have withdrawn from the Electric Vehicle Program;*
- (3) The annual budget and expenditures of the Electric Vehicle Program;*
- (4) A list of completed installations;*
- (5) A summary of marketing efforts;*
- (6) A description of training for inspectors, certifiers and contractors and educational activities;*
- (7) A list of the third-party vendors and equipment providers, if applicable; and*
- (8) Data collected through the Electric Vehicle Program, including, without limitation, utilization of utility-owned charging stations, load profiles, rates paid by customers for charging services and outage information from each charging station.*
- (d) A description of the application process, including, without limitation:*
 - (1) The procedures to be followed by the applicant and the utility; and*
 - (2) Copies of proposed applications and forms.*
- (e) A customer outreach and engagement plan.*
- (f) An education and training plan, including, without limitation, a tentative schedule of training to be offered by the utility.*
- (g) An inspection and verification plan.*
- (h) The prioritization of:*
 - (1) The installation and development electric vehicle charging stations in this State at locations specifically designated by the Office of Energy within the Office of the Governor;*
 - (2) The installation and development of electric vehicle charging stations as described in section 30 of this regulation; and*

(3) The conversion of public bus fleets and heavy duty diesel vehicle fleets to electric vehicle technology.

(i) A proposed schedule of incentives or any recommendations or modifications to the existing schedule of incentives previously approved by the Commission.

2. Within 150 days after a utility has filed an annual plan, the Commission will issue an order approving the annual plan with such modifications and upon such terms and conditions as the Commission finds necessary or appropriate to facilitate the Electric Vehicle Program.

Sec. 25. *1. All reasonable and prudent costs associated with carrying out and administering the Electric Vehicle Program must be accounted for in books and records of a utility separately from amounts attributable to any other activity. The utility must account for such costs and revenues pursuant to section 26 of this regulation.*

2. The costs that may be recoverable include, without limitation, costs for labor, materials, rebates, contractors, training, advertising, marketing, measurement, verification, evaluation and overhead, and utility administrative costs.

3. If a utility owns and operates electric vehicle charging stations, the only costs that the utility may recover related to the installation and operation of those electric vehicle charging stations are those costs incurred for installing such charging stations at locations specifically designated by the Office of Energy within the Office of the Governor.

Sec. 26. *A utility shall account for costs and revenues in the following manner:*

1. Calculate, on a monthly basis, the costs incurred and revenues received in the Electric Vehicle Program since the end of the test period in its last proceeding to change the Electric Vehicle Program rate;

2. Record the cost of the Electric Vehicle Program in a separate subaccount of FERC Account No. 182.3 and make an appropriate offset to other subaccounts;

3. Maintain subsidiary records of the subaccount of FERC Account 182.3 which must clearly delineate, without limitation, the incentives, contractor costs, marketing costs, training costs and utility administrative costs associated with the Electric Vehicle Program;

4. Record in the subaccount of FERC Account No. 182.3 the revenues attributable to the Electric Vehicle Program rate to recover the costs of the Electric Vehicle Program; and

5. Apply a carrying charge at the rate of one-twelfth of the authorized rate of return to the monthly ending balance in the subaccount of FERC Account No. 182.3.

Sec. 27. 1. A utility shall include with its annual deferred energy accounting adjustment application filed pursuant to subsection 11 of NRS 704.110 a revised Electric Vehicle Program rate. The rate must be calculated by adding the following two components:

(a) A prospective rate determined by dividing not more than the total costs in the Electric Vehicle Program annual plan by the projected kilowatt-hours for the calendar year; and

(b) A clearing rate determined by dividing the cumulative balance in the Electric Vehicle Program subaccount of FERC Account No. 182.3 at the end of the deferred energy test period as defined in NAC 704.063 by the test period kilowatt-hour sales.

2. The Commission will allow recovery of all prudent Electric Vehicle Program costs included in the subaccount of FERC Account No. 182.3 at the end of the test period as defined in NAC 704.063 and adjust the Electric Vehicle Program rate accordingly.

Sec. 28. 1. An applicant must submit an application for reservation of an incentive to the utility using forms provided by the utility and approved by the Commission.

2. If the application is determined by the utility to be incomplete or to require clarification, the utility shall request additional information from the applicant. If the applicant fails to submit the requested information within 20 calendar days after receipt of the request, the utility shall cancel the application. If an application is cancelled by the utility, the applicant may resubmit an application for the project to the utility. All resubmitted applications must be treated as new applications and be processed in sequence with other new applications. An incentive must not be reserved until the utility receives all required information and documentation and approves the project.

3. The utility shall, within 30 days after receipt of a complete application, review the application and determine eligibility for an incentive. If the utility approves the project, the utility shall issue a confirmed reservation notice for the project. The confirmed notice must specify:

(a) The dollar amount of the incentive reserved for the project;

(b) An expiration date for the reservation of the incentive, which must be 12 months after the date of issuance of the notice; and

(c) That the electric vehicle infrastructure and systems must be purchased, developed, installed and put into operation not later than the expiration date specified in the confirmed reservation notice.

4. After the electric vehicle infrastructure and systems have been purchased, developed, installed and put into operation, the participant must submit to the utility an incentive claim package that includes an incentive claim form and all supporting documentation required by the utility. The incentive claim form must be signed by both the licensed contractor who installed the electric vehicle infrastructure and systems and the participant.

5. *To receive an incentive, all requirements of the Electric Vehicle Program must be met, and a complete incentive claim package must be submitted to the utility before the expiration date specified in the confirmed reservation notice.*

6. *If an incentive claim package is incomplete or requires clarification, the utility shall request the required information from the participant. If the participant fails to provide the required information within 20 calendar days after receiving the request for information, the utility may reject the incentive claim form. If an incentive claim package is not received on or before the expiration date specified in the confirmed reservation notice, or the information in the incentive claim package indicates that the project is otherwise ineligible, the utility shall send a written notice to the participant stating the reasons why the project is rejected and not eligible for an incentive. The participant may resubmit an incentive claim package but will be subject to the eligibility requirements, incentive levels and funding available at the time of the resubmission.*

7. *The utility providing an incentive shall not issue such an incentive payment to a participant until the participant's electric vehicle infrastructure and systems have been verified as fully operational.*

Sec. 29. *To qualify for the Electric Vehicle Program:*

1. *Electric vehicle infrastructure and systems must be located or implemented on property within the Nevada service territory of a participating utility.*

2. *If the electric vehicle infrastructure and systems involve the installation of any equipment, the equipment must be installed at a location where the electric vehicle infrastructure and systems can be connected to an existing distribution system of a participating utility.*

3. If the electric vehicle infrastructure and systems involve the installation of components, the components must be new and unused.

Sec. 30. *A utility participating in the Electric Vehicle Program:*

1. Shall prioritize incentives for commercially available infrastructure equipment that operates at 240 volts or more.

2. May own and operate electric vehicle infrastructure and systems at public locations, workplaces, multi-family dwellings and fleet charging locations within the service territory of the utility, subject to approval of rates by the Commission.

Sec. 31. NAC 701B.125 is hereby amended to read as follows:

701B.125 1. Pursuant to NRS 701B.230, a utility shall file with the Commission on or before February 1 of each year an annual plan which must include the following:

(a) A schedule describing major program milestones;

(b) A budget with the following categories:

(1) Contractor costs;

(2) Marketing costs;

(3) Training costs; and

(4) Utility administrative costs;

(c) A report on the activity of the Solar Program during the immediately preceding calendar year and the current calendar year which includes, without limitation, the most up-to-date versions of the following information for each calendar year:

(1) The number of applications filed in each Solar Program category;

(2) The number of participants enrolled in the Solar Program and the number who have dropped out of the Solar Program;

- (3) The annual budget and expenditures;
 - (4) Any remaining financial obligations at the end of a calendar year;
 - (5) A list of completed installations;
 - (6) A summary of marketing efforts; and
 - (7) A description of training and educational activities;
- (d) A description of the application process, including, without limitation:
- (1) The procedures to be followed by the utility and the applicant, including, without limitation, the procedure by which a participant may claim an incentive upon the completion of a project;
 - (2) The criteria for the selection of applicants for the Solar Program;
 - (3) Copies of proposed applications and forms, including, without limitation, a copy of the form by which a participant may claim an incentive upon the completion of a project; and
 - (4) The proposed fee for the application;
- (e) The average installed cost in Nevada of a solar energy system during the immediately preceding calendar year;
- (f) The total of all incentives paid for the immediately preceding calendar year;
- (g) The total of all incentives projected to be paid for the current calendar year, with subtotals for incentives paid for installed capacity, incentives projected to be paid for active reservations and incentives forecasted to be paid;
- (h) A graph and table showing the cumulative committed capacity and incurred incentive liability, separated into installed capacity and active reservations, at the end of each year since the inception of the Solar Program;
- (i) A detailed advertising plan;

(j) An education and training plan;

(k) An inspection and verification plan for solar energy systems which verifies all applicable requirements for applicants or participants, including, without limitation, any applicable requirements described in NAC 701B.180; and

(l) A table demonstrating the effects of the Solar Program on the rates paid by customers.

2. The annual plan filed by the utility on or before February 1, 2014, must contain, in addition to items listed in subsection 1, the utility's plan for implementing the Lower Income Solar Energy Pilot Program established pursuant to NRS 704.786. In each subsequent annual plan filed pursuant to this section, the utility shall report on the activities undertaken by the utility and the achievements of the Lower Income Solar Energy Pilot Program during the immediately preceding calendar year, and shall additionally provide the information listed in subsection 1 that is relevant to the Lower Income Solar Energy Pilot Program.

3. The annual plan filed by the utility on or before February 1, 2018, must contain, in addition to items listed in subsection 1, the utility's plan to partner with the Housing Division of the Department of Business and Industry to allocate incentives to benefit low-income residents in this State pursuant to NRS 701B.005.