

RCVD - June 11, 2018
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VIA HAND-DELIVERY AND ELECTRONIC MAIL

June 11, 2018

The Honorable Martin P. Honigberg, Chairman
New Hampshire Site Evaluation Committee
c/o New Hampshire Public Utility Commission
21 South Fruit Street, Suite 10,
Concord, N.H. 03301-2429

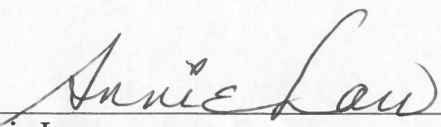
Re: Docket 2018-01 Petition for Declaratory Ruling

Dear Chairman Honigberg:

Pursuant to RSA 162-H: 8-a, II(d)(2), please find enclosed a check in the amount of \$3,000 representing payment of the required filing fee in the above referenced matter. In addition, we respectfully ask that our April 6, 2018 petition be expanded to include Exhibit II attached.

Thank you for the opportunity to be heard on this petition. If you have any questions, please do not hesitate to contact me by phone at 603-588-3157 or electronically at annielaw@tds.net.

Sincerely,



Annie Law

Enclosures

cc: Parties to Docket 2018-01 via electronic mail

EXHIBIT II

Explanation: The following language, excerpted from the SB 245 (2014) bill docket, shows the amendments to RSA 162-H:4 III, III-a, and III-b under SB 245.

(<http://www.gencourt.state.nh.us/legislation/amendments/2014-1442H.html>)

8 Section Heading. Amend the section heading of RSA 162-H:4 to read as follows:

162-H:4 Powers and Duties of the Committee.

9 Powers and Duties of the Committee. Amend RSA 162-H:4, I through IV to read as follows:

I. The committee shall:

(a) **Evaluate and** issue any certificate under this chapter for an energy facility.

(b) Determine the terms and conditions of any certificate issued under this chapter.

(c) Monitor the construction and operation of any energy facility granted a certificate under this chapter **to ensure compliance with such certificate.**

(d) Enforce the terms and conditions of any certificate issued under this chapter.

(e) **Assist the public in understanding the requirements of this chapter.**

II. The committee shall hold hearings as required by this chapter and such additional hearings as it deems necessary and appropriate.

III. The committee may delegate the authority to monitor the construction or operation of any energy facility granted a certificate under this chapter to **the administrator or** such state agency or official [~~represented on the committee~~] as it deems appropriate, but [~~subject to RSA 162-H:10, it may not delegate authority to hold hearings, issue certificates, determine the terms and conditions of a certificate, or enforce a certificate~~] **shall ensure that the terms and conditions of the certificate are met.** Any authorized representative or delegate of the committee shall have a right of entry onto the premises of any part of the energy facility to ascertain if the facility is being constructed or operated in continuing compliance with the terms and conditions of the certificate. During normal hours of business administration and on the premises of the facility, such a representative or delegate shall also have a right to inspect such records of the certificate-holder as are relevant to the terms or conditions of the certificate.

III-a. The committee may delegate to [~~an~~] **the administrator or such state** agency or official [~~represented on the committee~~] **as it deems appropriate** the authority to specify the use of any technique, methodology, practice, or procedure approved by the committee within a certificate issued under this chapter, or the authority to specify minor changes in the route alignment to the extent that such changes are authorized by the certificate for those portions of a proposed electric transmission line or energy transmission pipeline for which information was unavailable due to conditions which could not have been reasonably anticipated prior to the issuance of the certificate.

III-b. The committee may not delegate its authority or duties, except as provided under this chapter.