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November 9, 2022

CPUC Energy Division
Attention: Tariff Unit
Via Email to: EDTariffUnit@cpuc.ca.gov

**Re: Substitute Sheets for CSE Advice Letter 138-E: Proposed Substantive and
Minor Revisions to the Solar On Multifamily Affordable Housing (SOMAH)
Program Handbook**

Dear Tariff Unit:

On behalf of the Program Administrator (PA) Team for the Solar On Multifamily Affordable Housing (SOMAH) Program, the Center for Sustainable Energy® (CSE), hereby submits these Substitute Sheets for CSE Advice Letter 138-E, the Advice Letter to propose necessary substantive and minor revisions to the SOMAH Program Handbook.

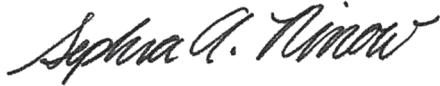
These Substitute Sheets are submitted to provide a revised version of the redlined SOMAH Program Handbook to:

- specify the criteria under which the requirement for application deposits would be reinstated to limit to the situation where a waitlist for SOMAH incentives is established; and
- clarify that Community Choice Aggregator (CCA) customers for SOMAH projects shall utilize either the relevant participating Investor-Owned Utility's (IOU's) VNEM tariff or the relevant participating CCA's own VNEM tariff where the CCA has its own separate SOMAH VNEM tariff.

Accordingly, please replace Page 4 of CSE Advice Letter 138-E, Page 9 of CSE Advice Letter 138-E, and the Notice of Availability of Attachment A –Proposed Revised SOMAH Program Handbook (redlined) with these Substitute Sheets.

These Substitute Sheets are being served on all parties who received CSE Advice Letter 138-E, including members of service list R.14-07-002, A.16-07-015 (consolidated).

Sincerely,



Sephra A. Ninow, J.D.
Director, Regulatory Affairs
Center for Sustainable Energy®

cc: Leuwam Tesfai, Deputy Executive Director for Energy and Climate Policy
Service List R.14-07-002, A.16-07-015 (consolidated)

Attachments: Substitute Sheet: Page 4 of CSE Advice Letter 138-E
Substitute Sheet: Page 9 of CSE Advice Letter 138-E
Substitute Sheet: Notice of Availability of Attachment A –Proposed Revised SOMAH Program Handbook (redlined)

Justification:

To further the offering of application deposit waivers for priority groups included in SOMAH Handbook 5.0, this modification proposes to fully remove the application deposit requirement for all projects participating in the SOMAH program, unless, as further detailed below, a waitlist for SOMAH incentives is established and it is deemed necessary by the SOMAH PA to reinstate the application deposit requirement. Removing the application deposit for all projects will eliminate the initial financial barrier (\$1,250 - \$20,000) of participation in SOMAH and obtaining a reservation approval for all projects. The SOMAH PA proposes retaining the discretion to adjust or reinstate the application deposit requirement, if necessary, to ensure program funds for application processing are not unnecessarily expended on more speculative projects that do not come to fruition. With the application deposit fully waived for all projects, the SOMAH PA is confident that it will not only remove a financial barrier for participation but may also help to support customer acquisition across the entire program, not just priority groups.

This proposed change will eliminate the deposit for all applications while retaining the SOMAH PA's ability to adjust or reinstate the application deposit requirement if deemed programmatically necessary. The specific threshold for reinstatement of the application deposit requirement will be the establishment of a waitlist for SOMAH incentives. Specifically, if an individual IOU territory reaches the point where the SOMAH PA must activate a waitlist, the SOMAH PA will simultaneously reinstate the application deposit requirement for that territory, for any application that is required to be put into the "waitlist" status.

With the removal of the application deposit requirement for all SOMAH projects, the SOMAH PA proposes to return the funds for forfeited deposits within 90 days of the disposition of this Advice Letter. The SOMAH PA believes that returning the forfeited funds is a fair gesture given the removal of the application deposit requirement and ensures that applicants receive consistent treatment as it relates to deposits. Additionally, with some of the forfeited application funds being paid by the property owner, the program does not wish to place an unfair financial burden on an affordable housing property owner for a requirement that is no longer in effect. There may also be a potential for project reentry for some of the cancelled projects with forfeited application deposits, and the SOMAH PA will conduct targeted outreach to these property owners and applicants to notify them of the refunded forfeited funds and determine their appetite to reengage with the SOMAH program. The total amount of forfeited projects to date equals \$161,250, covering 33 cancelled or withdrawn projects. Active projects that have already paid the application deposit will continue to receive their refund through the existing process, upon approval of the Incentive Claim Package.

Affected Handbook Section(s):

- 1.3.1.2 Standard Technical Assistance Services

- 3.1.1 EPBB Calculator Modifications
- 4.2 Application Process
- 4.2.2 Submit Reservation Request Package and Application Deposit (Application Deposit is applicable to systems > 10kW)
- 4.3 Waitlist Process
- 4.4 Application Forms and Documentation
- 4.4.2.5 Application Deposit
- Appendix B, Definitions (Application Deposit)
- Appendix K, Invoice for Application Deposit [Removed]

- 4.9.1 Issuance of Infractions
- 4.9.2 Issuance of Failures
- 4.9.5 Grounds for Immediate Disqualification from the SOMAH Program
- Appendix B, Definitions (Final Inspection)

Minor Revisions

A. CCA VNEM Tariff Clarification

This Handbook change will:

- Clarify that CCA customers for SOMAH projects shall utilize either the relevant participating Investor-Owned Utility's (IOU's) SOMAH VNEM tariff or the relevant participating CCA's own VNEM tariff where the CCA has its own separate SOMAH VNEM tariff.

Affected Handbook Section(s):

- 2.1 Program Participants
- 2.2.1 Eligible Multifamily Low-Income Housing Properties
- 4.4.2.2 Proof of Electric Utility Service for Site

TIER DESIGNATION

Pursuant to General Order (GO) 96-B, Energy Industry Rule 5.2, and D.17-12-022, this Advice Letter is submitted with a Tier 2 designation.

PROTESTS

Anyone wishing to protest this Advice Letter may do so by letter sent electronically, which must be received no later than October 19, 2022, which is twenty (20) calendar days after the submittal of this Advice Letter. Protests should be emailed to:

CPUC Energy Division
Attention: Tariff Unit
Email: EDTariffUnit@cpuc.ca.gov

Copies of the protest should also be emailed to the CPUC's Energy Division Director.

In addition, protests and all other correspondence regarding this Advice Letter should also be sent electronically to CSE on the same date it is emailed to the Commission to the attention of:

Sephra Ninow
Director, Regulatory Affairs

Center for Sustainable Energy®
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Notice of Availability

On behalf of the Program Administrator (PA) Team for the Solar On Multifamily Affordable Housing (SOMAH) Program, Center for Sustainable Energy® (CSE) hereby provides notice that due to the size of Attachment A, an electronic copy of the redlined Proposed Revised SOMAH Program Handbook illustrating the proposed substantive and minor revisions to the SOMAH Program Handbook may be viewed at:

<http://www.calsomah.org/redlines9>

If you have any problems accessing this document, please contact Ben Airth via e-mail at benjamin.airth@energycenter.org.

Thank you!

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Develop a
Successor to Existing Net Energy Metering
Tariffs Pursuant to Public Utilities Code
Section 2827.1, and to Address Other
Issues Related to Net Energy Metering.

RULEMAKING 14-07-002
(Filed July 10, 2014)

And Related Matter.

Application 16-07-015

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of these *Substitute Sheets for CSE Advice Letter 138-E*, on all known parties of record in this proceeding by delivering a copy via email to the current service list for R.14-07-002, A.16-07-015 (consolidated).

Executed on November 9, 2022, in San Diego, CA.



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California
Public Utilities
Commission



CPUC Home

CALIFORNIA PUBLIC UTILITIES COMMISSION Service Lists

PROCEEDING: R1407002 - CPUC - OIR TO DEVELO
FILER: CPUC
LIST NAME: LIST
LAST CHANGED: OCTOBER 27, 2022

[Download the Comma-delimited File](#)
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