

Transpired Solar Collector

Use Solar, Save Green.

Pennsylvania Public Utilities Commission
Attention: Secretary James J. McNulty
P.O. Box 3265
Harrisburg, PA 17105-3265

February 15, 2010

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SECRETARY'S BUREAU

Re: 52PA. CODE CH. 69 (40 Pa.B.709) Sat.2/6/2010
The Commission invites comments.

M-2009-2140263

Dear Secretary McNulty

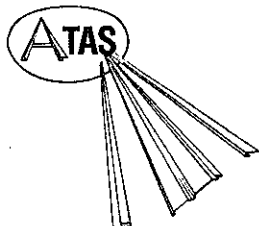
We appreciate that the Commission is concerned that barriers currently exist that prevent the development of solar projects, such as alternative energy credit price uncertainty. Having a stable market for the SREC's is very important in the development of solar projects.

A greater barrier currently exists in the development of solar projects on commercial buildings in particular small commercial and residential projects. A rule has been established by The Bureau of Labor Law Compliance that the roof of the BIPV (Building Integrated Photovoltaic) falls under the jurisdiction of the electrician's classification i.e. International Brotherhood of Electrical Workers. This must be confirmed before an owner is eligible to receive a state rebate for the installation of a solar project on their building.

The major problems created with this are that:

- A) The cost of using prevailing electrician's wages for the installation of a metal or other roof is prohibitive. The roofing trade wages is what has been and should continue to be used.
- B) The Electrical Contractors are not qualified to install and guarantee the quality of the roof installation.
- C) The Electrical Contractors Insurance carriers do not allow them to take on that liability.

The electrician's jurisdiction should start when the solar panels are ready to be hooked up and the balance of the equipment is ready to be installed and connected to the buildings electrical system by the Electrical Contractor.



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At this time all the Pennsylvania projects we have quoted are put on hold and in the last 18 months we have sold NONE in Pennsylvania.

Thus in our opinion this jurisdiction ruling, is the greatest obstacle to the development of solar projects in Pennsylvania.

Yours Truly

John Van Den Elzen
Sustainable Building Products Specialist.
jvandenelzen@atas.com

Ref: August 26 2009 ruling by letter to ATAS International, Inc. by Deputy Chief Counsel James A. Holtzman for the Bureau of Labor Law Compliance.
September 3 2009 letter from Mid-Atlantic Solar Energy Industries Association to Mr. J.A. Holtzman.
September 30 2009 letter from Energy Peak to Mr. J.A. Holtzman.

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