



Secretary: Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17105-3265

In regards to Docket M-2017-2631527

I am a solar owner and also and owner of a solar company located in Pittsburgh PA that employs 30 people directly in the solar industry. The interpretation of Act 40 is critical to the health of my company and livelihood all the great people who work for Energy Independent Solutions, LLC (EIS).

I own a 15kW array that power my home and EIS owns a 175kW array on a commercial building.

Every year my company sends our employees to other states to build solar. We have worked in Indiana, Illinois, Washington DC, Ohio, and West Virginia. In all cases we are required to register the arrays in both the Pennsylvania system and the individual states own SREC system. In many cases the owner of the array is getting a windfall by getting incentives from two states at one time.

This loophole in the legislation forces my Pennsylvania employees to spend time away from their families building solar in other states at the cost of the PA rate payer. Act 40's intent was to remove these out of state SREC's from the PA system and stop the subsidization of jobs and economic development in other states, while protecting PA jobs and stimulating PA economic growth.

This has been happening for a decade and PA currently has more out of state SREC's registered than is required to satisfy the entire programs requirement. If the PUC interprets Act 40 incorrectly and allows the grandfathering of all of these out of state systems, there is no point in Act 40 and it should just be abolished. It would be illogical for the legislature to pass legislation that is irrelevant and completely ineffective. If the PUC interprets the Act as they have proposed, this will be the case. Based on the language and intent of the Act there is only one logical determination, that all out of state SREC's are no longer eligible for sale into the PA state program. Any other determination by the PUC undermines the legislature and oversteps the PUC's authority.

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