DEPARTMENT OF ENERGY

Office of Energy Efficiency and Renewable Energy

Notice of Availability of Guidance and Application for Hydroelectric Incentive Program


ACTION: Notice of availability of guidance and open application period.

SUMMARY: The U.S. Department of Energy (DOE) gives notice of updated guidance for the Energy Policy Act of 2005 program. The guidance describes the hydroelectric incentive payment requirements and explains the type of information that owners or authorized operators of qualified hydroelectric facilities must provide DOE when applying for hydroelectric incentive payments. This incentive is available for electric energy generated and sold for a specified 10-year period as authorized under the Energy Policy Act of 2005. In Congressional appropriations for Federal fiscal year 2017, DOE received funds to support this hydroelectric incentive program. At this time, DOE is only accepting applications from owners and authorized operators of qualified hydroelectric facilities for hydroelectricity generated and sold in calendar year 2016.

DATES: DOE is currently accepting applications from August 7, 2017 through September 6, 2017. Applications must be sent to hydroincentive@ee.doe.gov by midnight EDT, September 6, 2017, or they will not be considered timely filed for calendar year 2016 incentive payments.

ADDRESSES: DOE’s guidance is available at: https://energy.gov/eeere/water/downloads/federal-register-notice-epact-2005-section-242-hydroelectric-incentive-0. Written correspondence may be sent to hydroincentive@ee.doe.gov.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Mr. Timothy Welch, Office of Energy Efficiency and Renewable Energy (EE–4W), U.S. Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585–0121, (202) 586–7055 or by email at hydroincentive@ee.doe.gov. Electronic communications are recommended for correspondence and required for submission of application information.

SUPPLEMENTARY INFORMATION: In the Energy Policy Act of 2005 (EPAct 2005; Pub. L. 109–58), Congress established a new program to support the expansion of hydropower energy development at existing dams and impoundments through an incentive payment procedure. Under Section 242 of EPAct 2005, the Secretary of Energy is directed to provide incentive payments to the owner or authorized operator of qualified hydroelectric facilities for energy generated and sold by a qualified hydroelectric facility for a specified 10-year period (See 42 U.S.C. 13861). The Consolidated Appropriations Act, 2017 authorized funding for the Section 242 program for conventional hydropower under EPAct 2005. In FY2017 DOE allocated $6.6M for this purpose.

Recently DOE made a minor update to its Guidance for the Energy Policy Act of 2005 Section 242. The final guidance is available at: https://energy.gov/eeere/water/downloads/federal-register-notice-epact-2005-section-242-hydroelectric-incentive-0. Each application will be reviewed based on the Guidance. DOE has updated its Guidance by requesting a statement from the owner or authorized operator indicating what the incentive has been used for in previous years and, if awarded, what the incentive will be used for in the upcoming year. The response will not affect the eligibility decision or the amount of the incentive to be received. DOE notes that applicants that received incentive payments for prior calendar years must submit a full application addressing all eligibility requirements for hydroelectricity generated and sold in calendar year 2016. As authorized under Section 242 of EPAct 2005, and as explained in the Guidance, DOE also notes that it will only accept applications from qualified hydroelectric facilities that began operations at an existing dam or conduit during the inclusive period beginning October 1, 2005, and ending on September 30, 2015. Therefore, although DOE is accepting applications for full calendar year 2016 production, the qualified hydroelectric facility must have begun operations starting October 1, 2005, through September 30, 2015, for DOE to consider the application.

When submitting information to DOE for Section 242 program, it is recommended that applicants carefully read and review the completed content of the Guidance for this process. When reviewing applications, DOE may corroborate the information provided with information that DOE finds through FERC e-filings, contact with power off-taker, and other due diligence measure carried out by reviewing...
officials, DOE may require the applicant to conduct and submit an independent audit at its own expense, or DOE may conduct an audit to verify the number of kilowatt-hours claimed to have been generated and sold by the qualified hydroelectric facility and for which an incentive payment has been requested or made.

Issued in Washington, DC, on August 1, 2017.

Timothy Unruh,
Deputy Assistant Secretary for Renewable Power, Energy Efficiency and Renewable Energy.

DEPARTMENT OF ENERGY
Federal Energy Regulatory Commission

[DOcket No. ER17–2201–000]

Exelon FitzPatrick, LLC; Supplemental Notice That Initial Market-Based Rate Filing Includes Request for Blanket Section 204 Authorization

This is a supplemental notice in the above-referenced proceeding of Exelon FitzPatrick, LLC’s application for market-based rate authority, with an accompanying rate tariff, noting that such application includes a request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability.

Any person desiring to intervene or to protest should file with the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission’s Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant.

Notice is hereby given that the deadline for filing protests with regard to the applicant’s request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability, is August 21, 2017.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at http://www.ferc.gov. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 5 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

The filings in the above-referenced proceeding are accessible in the Commission’s eLibrary system by clicking on the appropriate link in the above list. They are also available for electronic review in the Commission’s Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email FERCONLINESupport@ferc.gov or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: August 1, 2017.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

DEPARTMENT OF ENERGY
Federal Energy Regulatory Commission

Combined Notice of Filings #2

Take notice that the Commission received the following electric corporate filings:

- **Docket Numbers:** EC17–145–000.
  - **Applicants:** Cimarron Windpower II, LLC.
  - **Description:** Application for Authorization Under Section 203 of the Federal Power Act of Cimarron Windpower II, LLC.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5117.
  - **Comments Due:** 5 p.m. ET 8/22/17.
  - **Docket Numbers:** EC17–146–000.
  - **Applicants:** Dighton Power, LLC, Milford Power, LLC, Marco DM Holdings, LLC.
  - **Description:** Joint Application for Authorization under Section 203 of the Federal Power Act of Dighton Power, LLC, et al.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5176.
  - **Comments Due:** 5 p.m. ET 8/22/17.

Take notice that the Commission received the following electric rate filings:

- **Docket Numbers:** ER17–2214–000.
  - **Applicants:** Great Valley Solar 2, LLC.
  - **Description:** Initial rate filing; Great Valley Solar 2, LLC Certificate of Concurrency to Shared Facilities Agmt to be effective 10/1/2017.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5106.
  - **Comments Due:** 5 p.m. ET 8/22/17.
  - **Docket Numbers:** ER17–2215–000.
  - **Applicants:** Great Valley Solar 2, LLC.
  - **Description:** Initial rate filing; Great Valley Solar 2, LLC Certificate of Concurrency to LGIA Co-Tenancy Agmt to be effective 10/1/2017.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5108.
  - **Comments Due:** 5 p.m. ET 8/22/17.
  - **Docket Numbers:** ER17–2216–000.
  - **Applicants:** Southwest Power Pool, Inc.
  - **Description:** § 205(d) Rate Filing; 2014 Southwestern Power Administration Amendatory Agreement Seventh Extension to be effective 10/1/2017.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5137.
  - **Comments Due:** 5 p.m. ET 8/22/17.

Take notice that the Commission received the following foreign utility company status filings:

- **Docket Numbers:** FC17–5–000.
  - **Applicants:** Aspa Energias Renovables, S.L.U.
  - **Description:** Self-Certification of FC of Aspa Energias Renovables, S.L.U., et al.
  - **Filed Date:** 8/1/17.
  - **Accession Number:** 20170801–5148.
  - **Comments Due:** 5 p.m. ET 8/22/17.

The filings are accessible in the Commission’s eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission’s Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: http://www.ferc.gov/docs-filing/efiling-req.pdf. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.