

**The STATE OF NEW HAMPSHIRE
before the
THE PUBLIC UTILITIES COMMISSION**

Docket No. IR 22-053

Investigation of Energy Commodity Procurement Methodology and Process

**PETITION TO INTERVENE
OF NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES**

Pursuant to the Order of Notice issued on September 6, 2022, by the New Hampshire Public Utilities Commission (the "Commission") in the above-captioned docket, N.H. Code Admin. Rules PUC 203.17 and RSA 541-A:32, the New Hampshire Department of Environmental Services ("NHDES") requests leave to intervene in the above captioned matter. In support of this Petition, NHDES states as follows:

1. As NHDES is responsible for implementing laws, regulations, and policies that are protective of public health and the environment, NHDES has a "substantial interest" in environmental quality and public health, which are directly impacted by our energy system.
2. Fossil-fuel burning electric power plants are a significant source of air pollutants in New Hampshire, including sulfur dioxide, nitrogen oxides, particulate matter, mercury, and greenhouse gas emissions generated in New Hampshire.
3. Increasing renewable energy is an important, interrelated strategy for reducing the emission of air pollutants.
4. NHDES has long history of involvement in New Hampshire energy planning and regulation, including:
 - a. Assisting the New Hampshire Department of Energy with implementation of the RPS program by verifying that emissions of particulate matter and nitrogen oxides from biomass-to-electricity plants are within limits quarterly;
 - b. Testifying before the NH legislature on energy efficiency, the Regional Greenhouse Gas Initiative (RGGI), grid modernization, strategic electrification, and the Renewable Portfolio Standard (RPS); and
 - c. Coordinating the development of the 2009 NH Climate Action Plan,¹ and the 2012 Final Report On the New Hampshire's Independent Energy Study.²
5. NHDES has a direct interest in the issues raised by the utilities' filing in this docket, especially as they pertain to the design and delivery of the RPS program. NHDES was an active participant in the stakeholder process leading to the creation of the RPS. It is our contention that NHDES's

¹ CCPTF (2009). *2009 NH Climate Action Plan*, Climate Change Policy Task Force, https://www.des.nh.gov/organization/divisions/air/tsb/tps/climate/action_plan/nh_climate_action_plan.htm, (Last Accessed July 11, 2019).

² EESE Board (2012). *Final Report On the New Hampshire's Independent Energy Study*, Energy Efficiency and Sustainable Energy Board, <http://www.puc.state.nh.us/EESE%20Board/Meetings/2012/20121116Mtg/VEIC%20-%20EESE%20Board%20Final%20Report%20-%20Formatted%20DRAFT%20111612.pdf>, (Last Accessed July 11, 2019).

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intervention in the docket will serve the interests of justice and will not impair the orderly and prompt conduct of the proceedings.

WHEREFORE, NHDES requests that the Commission grant this Petition, allow NHDES to intervene in this proceeding, and grant such other relief as is just and proper.

Respectfully submitted,



Craig A. Wright

Director, Air Resources Division

**NEW HAMPSHIRE DEPARTMENT OF
ENVIRONMENTAL SERVICES**

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