



Permission to Operate (PTO) Waiver Request

Per [Board Order 4/27/2020](#), certain projects impacted by COVID-19 may be eligible for an extension of time to receive Permission to Operate (PTO) for purposes of determining SREC eligibility. Projects that were mechanically complete and that applied for local code inspection or PTO by April 30 but were unable to fulfill the same due to COVID delays may apply for a waiver of the requirement to receive PTO by April 30, 2020 for purposes of determining SREC eligibility. For projects granted a PTO waiver request, the SRP portal will remain open to submit final inspections and PTO no later than ninety (90) days following the end of the Public Health Emergency or State of Emergency established by Executive Order No. 103 (Murphy, 2020), whichever ends later.

If a waiver is granted, the relief in no way eliminates the requirement for projects to receive all applicable permits and inspections, as well as PTO from the Electric Distribution Companies (EDC), prior to energizing. Pursuant to the Board rules at N.J.A.C. 14:8-5.4, N.J.A.C. 14:8-5.5, and N.J.A.C. 14:8-5.6, projects may not be energized prior to receiving PTO from the relevant EDC.

Developers and owners seeking relief to demonstrate that their projects fall into the category of special cases that would have received PTO prior to the closure of the SRP must submit the following items in the SRP online portal:

- An affidavit from the project owner that the failure to obtain PTO was attributable to COVID-19 related closures of critical local government offices or delays in the EDC issuance of PTO. *See Note 1 below*
- An affidavit signed a person with direct personal knowledge stating that the project was complete but for final inspections and final permission to interconnect to the grid prior to April 30, 2020. *See Note 1 below*
- Date-stamped pictures of the array, inverter and balance of system equipment.
- Date-stamped evidence that project representatives attempted to communicate with local code officials (e.g. emails with the local code officials requesting an inspection); or, if the project has already passed local code inspections, evidence that the application to energize (Part II of the interconnection application) was submitted to the EDC.
- An executed milestone report form that reflects the status of the project, including the date the request for inspection was filed with the municipal officials, date of receipt of inspection approval, and date of submission of application to energize (Part II of the interconnection application) with the EDC; and
- Such other evidence as the Board's Staff and/or SRP Administrator may request.



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Note 1: Please see A-3903/S-2336 (2020) signed by Governor Murphy on April 14, 2020, allowing remote notarial acts during the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020. P.L. 2020, c. 26.

Once all documents have been uploaded, please select the task in the SRP online portal “PTO Waiver Request”

Contact Information:
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