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BONNIE A. SUCHMAN
ODOGWU OBI LINTON
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PUBLIC SERVICE COMMISSION

July 29, 2025

One Big Beautiful Bill Act of 2025

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Administrative Docket

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PC 73

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NOTICE CONVENING A PUBLIC CONFERENCE **AND REQUEST FOR COMMENTS**

With the passage of H.R. 1, 119th Congress (2025-2026), otherwise known as the “One Big Beautiful Bill Act of 2025 (“OBBBA”)” which was signed into law by President Trump on July 4, 2025, generation development in Maryland may be impacted by the loss of certain federal tax credits in 2026 and 2027. In addition, although battery energy storage project tax credits do not start to expire until 2033, they may be impacted by foreign entities of concern (FEOC) provisions that lay out strict limits on the allowable percentage of foreign-supplied components that shift from year to year starting in 2026 through 2030 that may impact tax credits. President Trump also issued a subsequent executive order for the Secretary of the Treasury to within 45 days of issuance of the executive order take action to enforce termination of the federal tax credits which could include impacts to safe harbor provisions.¹ The combined effect of these OBBBA provisions and executive order may be especially impactful to solar, wind, and energy storage development.

¹ Trump, Donald. Ending Market Distorting Subsidies for Unreliable, Foreign Controlled Energy Sources. Executive Order 14315, July 7, 2025. 90 FR 30821, Federal Register, July 10, 2025. <https://www.govinfo.gov/content/pkg/FR-2025-07-10/pdf/2025-12961.pdf>

The Commission wants to better understand if there are concerns with existing regulatory or utility requirements or procedures that are, or may hinder, development of projects in a timely fashion, such that the financing for such projects could be impacted by the change in federal law. The following problem statements are proposed to assess if there are concerns that could or should be addressed in the short term. The Commission will also entertain recommendations for long-term improvements to help ensure increased clean, renewable generation development in Maryland. All comments and proposals should ensure that appropriate safeguards and study requirements remain in place to ensure a safe and reliable grid as projects are interconnected.

Accordingly, the Commission initiates Public Conference (“PC 73”) for the use of collecting data for the problem statements. Additionally, the Commission hereby directs Staff and interested parties to answer the attached questions by August 18, 2025. Comments must be e-Filed using the Commission’s e-File system,² include “PC 73” in the subject line, and be addressed to Andrew S. Johnston, Executive Secretary, Maryland Public Service Commission, William Donald Schaefer Tower, 6 St. Paul Street, 16th Floor, Baltimore, Maryland, 21202.

By Direction of the Commission,

/s/ Andrew S. Johnston

Andrew S. Johnston
Executive Secretary

² Details of the e-file system can be found on the Commission’s website <http://www.psc.state.md.us/>.

For all responses, please propose any solutions if concerns are identified.

1. Community solar program projects may request a waiver of Code of Maryland Regulations (“COMAR”) for an extension of construction and operation deadline. In what situations is there a risk that granting an extension of a project’s construction and operation deadline may impact the speed of deployment (e.g., interconnection) of other generation projects? If risks are identified, what actions should be taken to mitigate the risks to other projects being delayed in their development?
2. Are there certain COMAR requirements Commission orders or other regulatory requirements and timelines the Commission or other State agencies should consider modifying or waiving temporarily to ensure deployment of renewable generation and energy storage systems in a timely manner to minimize loss of new resource development due to the changes in federal law?
3. Are there certain utility requirements, processes, or program enrollment prerequisites that could be modified or waived temporarily to ensure deployment of generation and energy storage systems in a timely manner to minimize loss of new resource development due to the changes in federal law?
4. Are there other concerns not covered by the previous three problem statements where change can be implemented by the Commission or utilities to ensure deployment of generation and energy storage systems in a timely manner to minimize loss of new resource development due to the recent changes in law?