

RESOLUTION

NO. R-25-631

CITY HALL: December 18, 2025

**BY: COUNCILMEMBERS MORENO, MORRELL, HARRIS, KING, GREEN
AND THOMAS**

**RULEMAKING PROCEEDING
TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS**

**RESOLUTION AND ORDER SUBSTANTIALLY APPROVING ENTERGY NEW ORLEANS,
LLC'S RCPS COMPLIANCE PLAN COVERING COMPLIANCE YEARS 2026-2028**

DOCKET NO. UD-19-01

WHEREAS, pursuant to the Constitution of the State of Louisiana and the Home Rule Charter of the City of New Orleans ("Charter"), the Council of the City of New Orleans ("Council") is the governmental body with the power of supervision, regulation, and control over public utilities providing service within the City of New Orleans; and

WHEREAS, pursuant to its powers of supervision, regulation, and control over public utilities, the Council is responsible for fixing and changing rates and charges of public utilities and making all necessary rules and regulations to govern applications for the fixing and changing of rates and charges of public utilities; and

WHEREAS, Entergy New Orleans LLC ("ENO") is a public utility providing electric service to all of New Orleans; and

Procedural History

WHEREAS, on March 28, 2019, the Council adopted Resolution No. R-19-109 establishing Docket No. UD-19-01 to consider A Rulemaking Proceeding to Establish Renewable Portfolio Standards; and

WHEREAS, on May 20, 2021, the Council adopted Resolution No. R-21-182 adopting a Renewable and Clean Portfolio Standard ("RCPS")₁ to lower carbon emissions, improve the health and

quality of life of the citizens of New Orleans, and to reduce the City's impact on climate change; and

WHEREAS, the RCPS regulations approved in Resolution No. R-21-182 at Section 4(e) require ENO to file a proposed initial RCPS compliance plan ("ICP") for the interim prior to the conclusion of the then-ongoing triennial integrated resource plan ("IRP") cycle, and also requires ENO to develop and submit for Council approval, a three-year prospective RCPS compliance plan upon the Utility's submission of its final IRP Report for each triennial IRP cycle; and

WHEREAS, on August 18, 2021, ENO filed its ICP for the year 2022 with the Council; and

WHEREAS, on March 24, 2022, the Council adopted Resolution R-22-145 approving ENO's ICP as part of the RCPS; and

WHEREAS, on August 19, 2022, ENO submitted its Compliance Plan Covering Compliance Years 2023-2025; and

WHEREAS, on December 15, 2022, the Council adopted Resolution R-22-145 approving ENO's Compliance Plan Covering Compliance Years 2023-2025; and

WHEREAS, on December 13, 2024, ENO submitted its IRP to the Council in Docket No. UD-23-01; thereafter, on August 14, 2025, ENO submitted its RCPS Compliance Plan Covering Compliance Years 2026-2028 ("2026-2028 RCPS Compliance Plan"); and

WHEREAS, in the 2026-2028 RCPS Compliance Plan, ENO requested the Council: a) approve ENO's proposal to purchase unbundled renewable energy certificates ("RECs") as needed to achieve compliance with the RCPS; b) approve treatment of large event electrification as a Qualified Measure; c) approve treatment of the Sewerage and Water Board of New Orleans ("SWBNO") electrification as a Qualified Measure; d) approve treatment of the generation from community solar facilities as RCPS-eligible and treat it as a Tier 1 resource; e) approve treatment of net metered solar provided by customers to the ENO grid through Channel 2 of these meters as RCPS-eligible and treat it as a Tier 1 resource; f) establish the alternative compliance payment ("ACP") for 2026-2028 at \$6.04/MWh; and g) approve the

Tier 3 credit multiplier calculations in Appendix A of the 2026-2028 RCPS Compliance Plan (for electric vehicle charging infrastructure), Appendix B of the 2026-2028 RCPS Compliance Plan (for Large Event Electrification), and Appendix C of the 2026-2028 RCPS Compliance Plan (for SWBNO Electrification); and

Comments and Reply Comments

WHEREAS, on October 10, 2025, the Alliance for Affordable Energy (“AAE”) filed comments regarding ENO's 2026-2028 RCPS Compliance Plan noting: (i) that the vast majority of ENO’s projected compliance continues to be from existing nuclear power generating facilities and from purchased RECs, and that the Council should amend the RCPS to encourage the development of locally-generated renewable energy; (ii) that ENO would be creating new load by electrifying large events with no regard to the generation resources supplying that new load, which is contrary to the “primary purpose” of the RCPS, reducing dependence on carbon-emitting resources in its own generation portfolio; (iii) that electrification is a prudent step for SWBNO; but for ENO, it simply represents a massive new retail load to serve, regardless of the generation resource, and ENO should not receive compliance credit for a project that SWBNO undertook for its own purposes; and (iv) that if ENO would like to retire RECs generated using Community Solar, they have the right to contract with either project Subscribers or the Subscriber Organizations who may aggregate transferred RECs; and

WHEREAS, on October 24, 2025, ENO filed its reply comments in response to the comments submitted by AAE regarding ENO's 2026-2028 RCPS Compliance Plan noting: (i) ENO appropriately utilizes both nuclear energy and REC purchases as clean resources for compliance as they are permitted under the RCPS; (ii) the Council states in the first section of the RCPS Rules, “The intent of the RCPS is to aggressively pursue reductions to carbon emissions to improve the health and quality of life of the citizens of New Orleans and to reduce the City’s impact on climate change...” and large event electrification is an excellent example of the type of project the Council expressed interest in considering

since it displaces the use of portable diesel generation with grid power and reduces local carbon emissions; (iii) converting the SWBNO service away from its old self generation to the much cleaner ENO generation portfolio will have an obvious and positive effect on local carbon emissions, which is a primary consideration of the rules; and (iv) not allocating RECs from Community Solar facilities to ENO will potentially add costs for ENO's electric customers by causing them to pay twice for the same clean energy credits - paying initially for Subscriber credits and paying subsequently for RECs ; and

Advisors' Report Conclusions and Recommendations

WHEREAS, the Advisors reviewed the 2026-2028 RCPS Compliance Plan, AAE's Comments, and ENO's Reply Comments, and concluded that the 2026-2028 RCPS Compliance Plan has met the technical compliance requirements under the RCPS, and that compliance should be able to be achieved through the purchase of RECs without exceeding the amount of RECs allowed by the RCPS at a cost below the RCPS Customer Protection Cost Cap; and

WHEREAS, the Advisors reviewed the proposed clean energy credit ("CEC") rate calculations for electric vehicle charging infrastructure ("EVCI"), large event electrification and SWBNO electrification, and confirmed that the structure of the calculations, including industry references and metrics, is consistent with that used by ENO for crediting EVCI as a Tier 3 resource and approved by the Council in Resolution R-22-525; and

WHEREAS, in the Advisors Report, the Advisors recommend that the Council: (i) approve ENO's proposal to purchase unbundled RECs as needed to achieve compliance with the RCPS; (ii) approve ENO's request to establish the ACP for the 2026-2028 plan years at \$6.04/MWh; and (iii) decline to decide whether the four additional proposed sources qualify for CECs at this time. Rather, the Advisors recommend that the Council require ENO to make an additional filing before the Council requesting approval of the proposed four additional sources of CECs, addressing the issues and deficiencies that the Advisors have identified in their report; and

Council Determination

WHEREAS, the Council has reviewed ENO's 2026-2028 RCPS Compliance Plan, AAE's comments, ENO's reply comments, the Advisors Report and all materials set forth in the record; and

WHEREAS, the Council notes that projects like the electrification of SWBNO and large events could result in substantial benefits to New Orleans by reducing local carbon emissions; and

WHEREAS, the Council finds that an additional filing is necessary to address the issues and deficiencies that the Advisors identified in their report before the Council can decide on the proposals for additional CECs, related to large event electrification, SWBNO electrification, Community Solar, and net-metered solar; and

WHEREAS, the Council finds it to be in the public interest to approve the other aspects of the 2026-2028 RCPS Compliance Plan; **NOW THEREFORE**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council substantially approves the 2026-2028 RCPS Compliance Plan as follows:

1. The Council approves ENO's proposal to purchase unbundled RECs as needed to achieve compliance with the RCPS;
2. The Council approves ENO's request to establish the ACP for 2026-2028 at \$6.04/MWh;
3. The Council approves the Tier 3 credit calculations for EVCI.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That on or before March 31, 2026, ENO shall file with the Council a more detailed request for approval of its proposed four additional sources of CECs for compliance with the RCPS: large event electrification as a Qualified Measure, SWBNO electrification as a Qualified Measure, Community Solar, and net

metered solar. Such filing should address the issues and deficiencies that the Advisors have identified in the Advisors Report filed on November 21, 2025 in this docket.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

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THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY
Lera W. Johnson
CLERK OF COUNCIL