

**Exhibit E**

**Notice of Supervision and Work Requirements of Section 40-2-128, C.R.S.**

Section 40-2-128, C.R.S. sets forth certain supervision and work requirements for all photovoltaic installations funded wholly or partially through ratepayer-funded incentives as part of the renewable energy standard adjustment allowed under section 40-2-124, C.R.S. The requirements of the statute are as follows:

- (1) EFFECTIVE JANUARY 1, 2012, FOR ALL PHOTOVOLTAIC INSTALLATIONS FUNDED WHOLLY OR PARTIALLY THROUGH RATEPAYER-FUNDED INCENTIVES AS PART OF THE RENEWABLE ENERGY STANDARD ADJUSTMENT ALLOWED UNDER SECTION 40-2-124:
  - (a) THE PERFORMANCE OF ALL PHOTOVOLTAIC ELECTRICAL WORK, THE INSTALLATION OF PHOTOVOLTAIC MODULES, AND THE INSTALLATION OF PHOTOVOLTAIC MODULE MOUNTING EQUIPMENT SHALL BE SUBJECT TO ON-SITE SUPERVISION BY A CERTIFIED PHOTOVOLTAIC ENERGY PRACTITIONER AS DESIGNATED BY THE NORTH AMERICAN BOARD OF CERTIFIED ENERGY PRACTITIONERS (NABCEP) OR ANOTHER NATIONALLY RECOGNIZED PROFESSIONAL ORGANIZATION DESIGNATED BY THE COLORADO STATE ELECTRICAL BOARD BY RULE. UPON THE INITIAL APPLICATION FOR FUNDING OR IN THE INITIAL CONTRACT PROPOSAL, THE APPLICANT SHALL ASSUME RESPONSIBILITY FOR EMPLOYING OR CONTRACTING WITH ONE OR MORE CERTIFIED ENERGY PRACTITIONERS TO SUPERVISE THE INSTALLATION AND AS NECESSARY TO MAINTAIN THE THREE-TO-ONE RATIO REQUIRED BY PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (1), INCLUDING DURING ANY OFF-SITE, PRE-INSTALLATION ASSEMBLY. APPROVAL OF THE PAYMENT OF ANY INCENTIVES FOR THE WORK SHALL BE CONDITIONED UPON THE APPLICANT'S SUPPLYING THE NAME AND CERTIFICATION NUMBER OF EACH CERTIFIED ENERGY PRACTITIONER WHO ACTUALLY PROVIDED ON-SITE SUPERVISION OR WAS PRESENT TO MAINTAIN THE THREE-TO-ONE RATIO REQUIRED BY PARAGRAPHS (c) AND (d) OF THIS SUBSECTION (1).

- (b) ALL WORK PERFORMED ON THE ALTERNATING-CURRENT SIDE OF THE INVERTER WILL BE PERFORMED BY AN ELECTRICAL CONTRACTOR WHO EMPLOYS A LICENSED JOURNEYMAN ELECTRICIAN OR A LICENSED RESIDENTIAL WIREMAN WHO WILL PERFORM THE WORK. ALL ELECTRICAL WORK THAT PERTAINS TO ARTICLE 23 OF TITLE 12, C.R.S., WILL BE PERFORMED BY AN ELECTRICAL APPRENTICE REGISTERED WITH THE APPROPRIATE STATE REGULATORY AGENCY, A LICENSED JOURNEYMAN ELECTRICIAN, OR A LICENSED RESIDENTIAL WIREMAN. THE APPROPRIATE RATIO OF NO LESS THAN ONE JOURNEYMAN OR RESIDENTIAL WIREMAN FOR EVERY THREE ELECTRICAL APPRENTICES WILL BE MAINTAINED.
- (c) ON A SYSTEM WITH A DIRECT CURRENT DESIGN CAPACITY OF MORE THAN FIVE HUNDRED KILOWATTS:
- (I) DURING ANY PHOTOVOLTAIC ELECTRICAL WORK, THE RATIO OF THE NUMBER OF PERSONS WHO ARE ASSISTING WITH THE WORK AND WHO ARE NEITHER LICENSED ELECTRICIANS NOR REGISTERED ELECTRICAL APPRENTICES TO THE NUMBER OF PERSONS WHO ARE CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1) SHALL NEVER EXCEED THREE TO ONE, AND A PERSON WHO IS BOTH LICENSED AND CERTIFIED SHALL NOT COUNT DOUBLE FOR PURPOSES OF MEASURING THIS RATIO; AND
- (II) THERE SHALL BE AT LEAST ONE ON-SITE SUPERVISOR WHO IS CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1) DURING THE FOLLOWING STAGES; EXCEPT THAT, IF AT ANY TIME DURING ANY OF THE FOLLOWING STAGES, THERE ARE MORE THAN TWELVE PERSONS ON THE WORK SITE WHO ARE NEITHER LICENSED ELECTRICIANS NOR REGISTERED ELECTRICAL APPRENTICES AND WHO ARE NOT CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1), THERE SHALL BE AT LEAST TWO PERSONS WHO ARE CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1) PRESENT ON THE WORK SITE AND PROVIDING DIRECT SUPERVISION:

- (A) THE INSTALLATION OF PHOTOVOLTAIC MODULES;
  - (B) THE INSTALLATION OF PHOTOVOLTAIC MODULE MOUNTING EQUIPMENT; AND
  - (C) ANY PHOTOVOLTAIC ELECTRICAL WORK.
- (d) ON A SYSTEM WITH A DIRECT CURRENT DESIGN CAPACITY OF FIVE HUNDRED KILOWATTS OR LESS:
  - (I) THE RATIO OF THE NUMBER OF PERSONS WHO ARE ASSISTING WITH THE WORK AND WHO ARE NEITHER LICENSED ELECTRICIANS NOR REGISTERED ELECTRICAL APPRENTICES TO THE NUMBER OF PERSONS WHO ARE CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1) SHALL NEVER EXCEED THREE TO ONE, AND A PERSON WHO IS BOTH LICENSED AND CERTIFIED SHALL NOT COUNT DOUBLE FOR PURPOSES OF MEASURING THIS RATIO, DURING THE FOLLOWING STAGES:
    - (A) THE INSTALLATION OF PHOTOVOLTAIC MODULES;
    - (B) THE INSTALLATION OF PHOTOVOLTAIC MODULE MOUNTING EQUIPMENT; AND
    - (C) ANY PHOTOVOLTAIC ELECTRICAL WORK; AND
  - (II) THERE SHALL BE, AT ALL TIMES, AT LEAST ONE ON-SITE SUPERVISOR WHO IS CERTIFIED AS PROVIDED IN PARAGRAPH (a) OF THIS SUBSECTION (1).
- (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:
  - (a) (I) "PHOTOVOLTAIC ELECTRICAL WORK" MEANS WIRING, GROUNDING, OR REPAIRING ELECTRICAL APPARATUS AND EQUIPMENT IN A PHOTOVOLTAIC DISTRIBUTED GENERATION SYSTEM.
  - (II) "PHOTOVOLTAIC ELECTRICAL WORK" INCLUDES THE PRE-INSTALLATION ASSEMBLY OF PHOTOVOLTAIC MODULES TO PHOTOVOLTAIC MODULE MOUNTING EQUIPMENT FOR INSTALLATION ON-SITE.

- (III) "PHOTOVOLTAIC ELECTRICAL WORK" DOES NOT INCLUDE SITE PREPARATION, TRENCHING OR EXCAVATING, HAULING, OR OTHER WORK THAT IS NOT SPECIFICALLY DESCRIBED IN SUBPARAGRAPH (I) OR (II) OF THIS PARAGRAPH (a).
  
- (b) "PHOTOVOLTAIC MODULE" MEANS THE MODULE OR PANEL THAT GENERATES ELECTRICITY THROUGH A PHOTOVOLTAIC PROCESS.
  
- (c) "PHOTOVOLTAIC MODULE MOUNTING EQUIPMENT" MEANS THE RACKING, MOUNTING, APPARATUS, EQUIPMENT, OR STRUCTURE THAT PHYSICALLY SUPPORTS AND SECURES ONE OR MORE PHOTOVOLTAIC MODULES IN PLACE OR TO A ROOF, WALL, FOUNDATION, OR PEDESTAL.