

23.4.5.7.7 Repowering Examined Facility Exemption and Replacement Examined Facility Treatment

23.4.5.7.7.1 In order for a Generator's or UDR project's CRIS MW to be eligible to be evaluated for a Repowering Examined Facility exemption or Replacement Examined Facility treatment, the Generator or UDR project must be in Class Year 2011 or later and meet all of the following criteria: (a) have submitted a new Interconnection Request pursuant to OATT Attachment X or Z and provided a request for a Repowering Examined Facility exemption and/or request for Replacement Examined Facility treatment that contains all information required by the ISO in accordance with ISO Procedures; (b) take the place of one or more Exiting Capacity Facility(ies) to meet its total proposed CRIS MW that no other Generator or UDR project has used as the basis for obtaining a Repowering Examined Facility exemption or Replacement Examined Facility treatment; (c) be physically located in the same smallest Mitigated Capacity Zone as the Exiting Capacity Facility(ies); and (d) have submitted to the ISO a detailed written plan describing how and when the Generator or UDR project will take the place of the Exiting Capacity Facility(ies), submitted, (i) if in Class Year 2013 or later, (A) at the time of the submittal of the Interconnection Request referenced in subsection (a) above, for any Generator or UDR project that submits its Interconnection Request after the effective date of the Commission's order accepting the inclusion in the Services Tariff of the Repowering Examined Facility exemption or Replacement Examined Facility treatment; or (B) within 90 days of the effective date of the Commission's order accepting the inclusion in the Services Tariff of the Repowering Examined Facility exemption or Replacement Examined Facility treatment for which the respective project is requesting to be evaluated, for any Generator or UDR project that submitted its Interconnection Request prior to such effective date; (ii) if in Class Year 2011, within 10 days of the effective date of the Commission's order accepting the inclusion in the

Services Tariff of the Repowering Examined Facility exemption or Replacement Examined Facility treatment for which the respective project is requesting to be evaluated, and (iii) if in Class Year 2012, within 90 days of the effective date of the Commission's order accepting the inclusion in the Services Tariff of the Repowering Examined Facility exemption or Replacement Examined Facility treatment for which the respective project is requesting to be evaluated. If the request is for a Repowering Examined Facility Exemption, on the same date specified in (d) of the preceding sentence, it shall also include a demonstration that the Exiting Capacity Facility(ies) meet the Proximity Test requirements in Section 23.4.5.7.7.2.1 and a certification by a company officer that the Repowering Examined Facility meets the Proximity Test.

23.4.5.7.6.4 Additional CRIS MW shall be subject to the Mitigation Net CONE Offer Floor for the period specified in Section 23.4.5.7, for any Examined Facility whose Total Evaluated CRIS MW includes exempted CRIS MW for which the Examined Facility did not receive a Unit Net CONE determination because it was CRIS MW for which such Examined Facility did not provide ~~cost~~ data and the CRIS MW therefore were subject to the Mitigation Net CONE Offer Floor, as provided in Section 23.4.5.7.3.4.