

NYISO'S Comprehensive Reliability Planning Process

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Outline

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NYISO's Market-Based Philosophy

- NYISO is a strong believer in the power of markets and strives to achieve market-based solutions whenever possible
- > This philosophy is supported by the NY PSC and other stakeholders and market participants
- The NYISO has a history of collaboration with its stakeholders and has successfully achieved consensus solutions with broad support
- ➤ The NYISO's markets (energy, Ancillary Services, congestion & capacity) support a reliable electric system
- ➤ LMP pricing signals provide the benefits of competition while achieving the intended results (e.g.– majority of new generation & Merchant Transmission have been proposed for the Southeast NY region where prices are high)

NYISO's Approach to Planning

- NYISO historically performed short-term planning
- NYISO has employed a phased approach to the development of a Comprehensive Planning Process
 - Phase I: To address reliability needs first
 - Phase II: To address economic considerations
- Anchored in NYISO's market-based philosophy
- Dedicated stakeholder group was established in June 2003 (ESPWG)
- Active participation by market participants and NYPSC Staff throughout this process

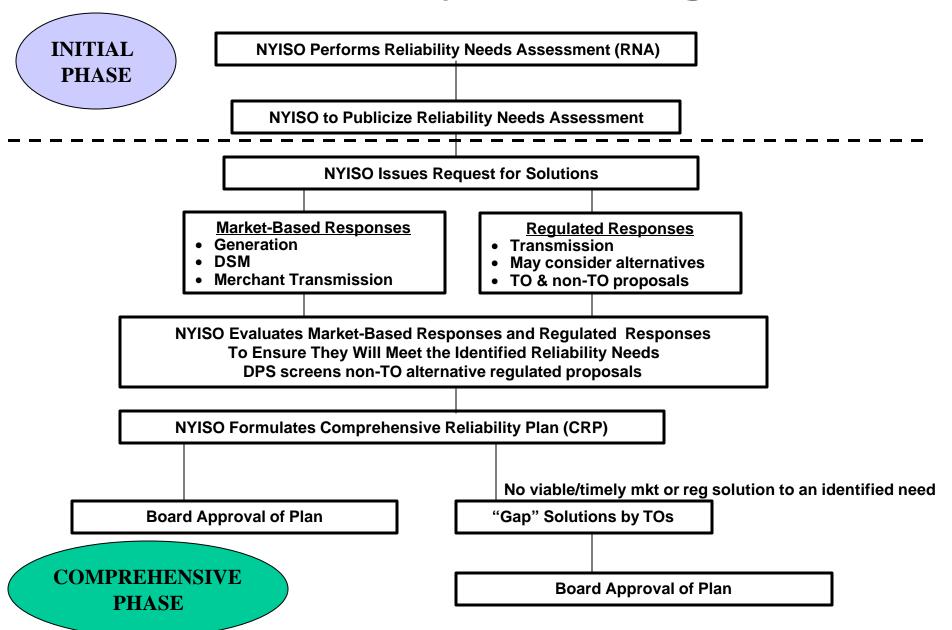
Phase I: Reliability Needs (CRPP)

- ➤ A compromise was forged after an intensive stakeholder effort that lasted more than a year.
- ➤ Establishes a Comprehensive Planning Process for the identification and resolution of reliability needs that was approved by FERC on December 28, 2005
- Includes a methodology for the analysis and reporting of historic congestion costs
- > FERC found the NYISO CRPP:
 - to "properly balance" consideration of market-based and regulated solutions; and that
 - "It is certainly a substantial improvement over planning processes that have traditionally depended upon TO developed regulated solutions."

NYISO Comprehensive Reliability Planning Process (CRPP)

- Establishes a formal long-term (10-year) planning process for the NYISO
 - Provides for both market-based & regulated backstop solutions
 - Addresses roles of NYISO, FERC and NY PSC
 - Addresses cost allocation and cost recovery issues
 - Provides a commitment to investigate cause of potential market failure and to modify market rules as needed
 - NYISO-TO Agreement addresses TOs' rights and obligations under CRPP
- Meets NYISO Objective: To ensure that upgrades will be built when needed for reliability

NYISO Reliability Planning Process



Phase II: Economic Planning

- Analysis of historic congestion has not revealed any pressing need for "economic upgrades" in NY
 - Bid Production Cost Impact = \$85M (2003); \$72M (2004)
- > NYISO "Strawaman" approved by OC in Feb '05
- > Key Elements:
 - Expanded reporting of historic congestion
 - Focus on enhanced market-based initiatives
 - NYISO to perform future estimates of congestion
 - Market Participants to evaluate opportunities/propose projects
 - NYISO to analyze proposed economic upgrades
- > NYISO to convene a Technical Workshop: Summer '05

Market Risks Resulting From Regulatory Intervention

- "Economic" transmission built with regulated funds is likely to pose threats to the market
- Higher LBMP's in congested areas are working in NY to attract new generation which lowers prices through competition
 - The threat of regulatory intervention forcing a transmission solution may have a chilling effect on such new generation
- Developers and investors can assess normal market risks reasonably well
 - Risk of regulatory intervention is less certain since nonmarket, governmental considerations are difficult to predict

Summary

- Locational marginal pricing (LMP) can provide the appropriate pricing signals for new resource development in a market-based environment
- In order to remain effective markets must be allowed to work
- Planning processes should make an affirmative effort to search for market-based solutions wherever possible
 - NYISO's Planning Process may serve as an appropriate model for other regions
- Regulatory intervention should be kept to a minimum