

## **DRAFT FOR DISCUSSION**

### **NYISO COMPREHENSIVE RELIABILITY PLANNING PROCESS**

#### **Section 9.3**

**0 The NYISO, in conjunction with ESPWG, will develop the criteria for halting a regulated solution that is already underway because of the entry of a viable market-based solution that the NYISO has determined will meet the same Reliability Need. Such criteria shall also establish a cut-off point following which a regulated solution may not be cancelled regardless of the appearance of a market-based solution.**

#### **Proposed Criteria**

- **The premise for this proposal is that, at the request of the NYISO, the Responsible TO has already begun to proceed with the development of a regulated backstop solution to an identified reliability need since there was no viable market-based proposal available.**
- **The Responsible TO shall submit to the NYISO, on a periodic basis [period to be determined], updated information on the project's status.**
- **The NYISO will make the project status information for the regulated backstop solution known to its market participants through a posting on its website. This process will ensure that developers of market-based proposals will have ample notice.**
- **Subsequently, a market-based project that the NYISO has determined will meet the reliability need in a timely fashion is proposed by a developer. The NYISO has also determined that such proposal meets its qualifications for a valid market-based response.**
- **In addition, the developer of the proposed market-based project must be able to demonstrate:**
  - **Evidence of site control**
  - **All required permits have been received or are in advanced stages of approval**
  - **Financing has been obtained**
  - **All interconnection studies have been completed and approved**
  - **Cost allocation has been accepted**

- **Interconnection Agreement has been filed with FERC**
- **The regulated backstop project is still in either the permitting, design or engineering phase and no major equipment has been purchased.**
- **Once the Responsible TO has committed to purchase major equipment for the regulated backstop solution and/or construction work has started, the regulated backstop solution will continue regardless of the subsequent appearance of a market-based alternative.**

**Jpb**  
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