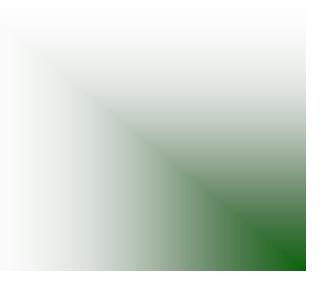


## Phase II: NYISO COMPREHENSIVE PLANNING PROCESS FOR RELIABILITY NEEDS Summary of Interventions

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ESPWG Meeting September 15, 2004 Albany



# Interventions Filed on Sept 10<sup>th</sup>

#### > 10 Interventions/comments/protests have been filed

 All filings support the need for a comprehensive reliability planning process for the NYISO

#### Supporting the NYISO Filing

- NY Transmission Owners
- Department of Public Service
- Pace University
- Niagara Mohawk Supplemental Comments
  - Asks FERC to require filing on economic upgrades in six months
  - Asks FERC to require cost allocation procedures to be filed by January 1, 2005

# Comments

#### Keyspan Ravenswood

- Supports the NYISO role in reliability planning as an appropriate initial priority
- Urges the NYISO to continue to enhance market efficiency while developing a planning process to address potential market failures
- Objects to the PSC role and states that FERC is the regulator best suited to oversee the NYISO planning process
- States that parties should have the opportunity to seek FERC intervention if the execution of the NYISO CRP skews the balance in favor of regulated projects

## Protests

### > NY Municipals

- Opposed to a "separate rate mechanism" for TO cost recovery
- Planning Process should address all transmission facilities in the New York Control Area
- FERC's oversight of the planning process needs to be strengthened
- Planning Process should include a stronger obligation to build on the part of the TOs

#### Protests (Cont'd)

#### > NYMPA

- Procedural Complaint: MC should not have been asked to vote prior to tariff language being finalized
- FERC, not the PSC, should have jurisdiction over NYISO determinations under the Planning Process
- Opposed to a separate rate mechanism for TO cost recovery

#### Protests (Cont'd)

#### > NRG

- NYISO should include possible solutions in the RNA
- The IMA's review of the RNA should not be limited to only "identified market failures"
- The requirement for mandatory PSC review of disputes should be eliminated
- The provision that the PSC must first review non-TO alternative regulated proposals is discriminatory

### Protests (Cont'd)

#### > PSEG

- Tariff must be amended to provide FERC with the ultimate authority to oversee the NYISO Planning Process—instead of the NYSPSC and NY Courts
  - FERC must have authority to independently review NYSPSC decisions
- Calls for clarification of Section 2.02 of the NYISO-TO Agreement to require the TOs to cooperate to facilitate projects constructed by other developers that are designated as part of the NYISO's reliability planning process

# **PJM Comments**

- PJM filed a series of comments comparing the proposed NYISO planning process with the current PJM planning process--apparently aimed at providing consistency between the ISOs' planning procedures in order to avoid creating seams
- > Questions whether the NYISO has sufficient independence and authority
- > Opposes the PSC's role in dispute resolution
- Criticizes the fact that various implementation provisions still need to be developed

# PJM Comments (Cont'd)

- States that the NYISO should propose specific reinforcements in the RNA and not just identify criteria violations
- States that the RNA & CRP should provide a method for choosing between proposals
- States that the NYISO planning process should also accommodate economic proposals
- Claims that the NYISO Planning Process does not reference the NYISO interconnection process