

NYISO Committee Bylaws Participation Rules Proposal

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Bylaws Subcommittee Meeting

June 2018

Today's Agenda

- Background
- RTO Insider Proposal
- Current Bylaw Rules
- Proposed Revisions
- Next Steps

Background

- At the January 31, 2018 Bylaws Subcommittee meeting, the RTO Insider presented a proposal to revise the current Committee Bylaw rules for public participation at NYISO governance meetings to the NYISO Stakeholders for their consideration.
- At the March 29, 2018 meeting, Stakeholders provided input on desired changes to the public participation rules.
- In addition, Stakeholder feedback was solicited via email.
- Feedback has been incorporated into a draft proposal. This presentation also includes a few open questions for the stakeholders.

RTO Insider Proposal

Under the NYISO MC, OC and BIC bylaws, stakeholder meetings are open to the public on an in-person basis only.

On occasion, meetings are scheduled as conference calls and members of the public are not able to dial-in.

In order to cover teleconference meetings, the RTO Insider has asked that the Bylaws Subcommittee consider amending the participation rules to permit members of the public to attend NYISO stakeholder meetings by phone.

Committee Bylaws – Participation Rules

Example: MC By-Laws Section 4.16

Guests of Members and the public may attend meetings of the Management Committee, subject to the following conditions:

- Representatives who are attending the meeting by a method other than in person shall announce their guests at the beginning of the meeting. The Secretary shall keep a list of all guests so announced with the minutes of the meeting.
- **The public may only attend in person and shall register with the Secretary before entering the meeting. Guests of Members who attend with the representative in person shall also register with the Secretary before entering the meeting. The Secretary shall keep a list of those who register with the minutes of the meeting.**
- The public shall not be allowed to participate in meetings of the Management Committee. A guest of a Member may be allowed to participate in a meeting at the request of the Member, with the consent of the Chairperson.
- Guests and the public in attendance at any meeting must leave the meeting if the Management Committee goes into executive session pursuant to Section 6.03. Following the end of the executive session, registered guests and the public may return to the meeting.
- Participation in Working Groups, Sub-Committees, and Task Forces that were formed by, or report to, the Management Committee shall be governed by participation rules for the Management Committee.

Public Attendance by Phone: Questions

Q1: Confirm that the Stakeholders' intent is to only to permit the public (including press) to attend MC, OC and BIC meetings by phone, not lower committees, task forces or working groups.

Q2: Permit public (including press) to attend all MC, OC and BIC meetings by phone, or just teleconference-only meetings by phone?

Public Attendance By Phone

Proposed Rules

In circumstances where the public is permitted to attend a meeting by phone:

- Members of the public must register with NYISO Member Relations at least two days prior to the meeting in order to attend by phone.
- The secure dial in code will be provided to registered members of the public by Member Relations.
- Member Relations will notify the meeting Chair, who will announce telephonic attendance by members of the public at the beginning of the meeting.
- Members of the public will also be required to announce themselves and the organization they belong to or represent (if any) at the start of the meeting or immediately upon entry into the meeting.
- Members of the public will not be permitted to participate in the meeting.

Proposed MC, OC & BIC Public Attendance Rules

- No recording allowed (on phone or in person)
 - Add statement to the By-Laws that the Minutes approved by the Stakeholders are the only official record of a meeting.
- In order for a member of the press (which is a member of the public for purposes of the By-Laws) to quote a NYISO or a Stakeholder representative, or to attribute a statement to a specific company or organization, the NYISO's or the Stakeholder representative's permission must be affirmatively obtained prior to publication.
- Members of the public who fail to follow these rules, and the organizations they represent, may be banned from attending future NYISO committee meetings by a vote of the NYISO stakeholders.

Proposed Rules for Public Attending Lower Committee, Task Force and WG Meetings

- General rule: the public will only be permitted to attend committees and working groups that report to the MC, OC or BIC in person
 - Must register with Member Relations at least two days prior to the meeting
 - Meeting Chair will be notified and members of the public will be required to announce themselves at the beginning of the meeting
 - Public may be excluded when Critical Energy Infrastructure Information (CEII) materials are being discussed

Proposed Rules Addressing Press Coverage of Lower Committee, Task Force and WG Meetings

- Press may attend in person as members of the public, but coverage must be limited to addressing publicly posted:
 - Presentations prepared and given by NYISO staff
and
 - Stakeholder presentations, *if* the presenting Stakeholder's affirmative permission is obtained in advance of publication
- In order to promote the free exchange of ideas by participating Members, press may not recount the discussions that occur at a lower committee, working group, or task force meeting
 - No recording allowed
- If the MC, OC or BIC have authorized the public to attend a lower committee, WG, or task force meeting by phone, then the rules that apply to press coverage at the MC, OC and BIC shall instead apply
- Members of the public who fail to follow these rules, and the organizations they represent, may be banned from attending future NYISO committee meetings by a vote of the NYISO stakeholders

Next Steps

- July MC/BIC/OC –Informational update
- August-September MC/BIC/OC - Present proposed By-Law revisions to Management Committee, Business Issues Committee and Operating Committee for approval in August or September