

REVISED AGENDA FOR BY-LAWS SUBCOMMITTEE MEETING 2/25/03

1. Appeals to the Management Committee: Include language explaining that a Party cannot appeal from the BIC to the MC any matter that will be reviewed de novo by the MC (also an issue for Appeals from the MC to the Board).
2. In judging eligibility for Chair and Vice-Chair, an incumbent or candidate should be assigned to only the sector in which he/she votes.
3. There should be clarity on terms of service for chairs of subcommittees and working groups.
4. When are materials due for an MC meeting? Discuss the issue of notice.
 - a. Section 5.02 should be amended so that the Agenda does not have to include “all supporting documentation”.
5. Bypassing the BIC and the OC: If the Chair of the MC finds that there is good cause for not bringing an issue to the BIC or the OC first then he should be able to hear it at the MC.
6. Procedures for new joiners, especially voting and screening of new applicants: Do we want these in the By-Laws?
7. Should switching sectors be limited? Possible solution: once the Agenda has been passed, a Party may not switch sectors.
8. Discuss amending rules governing Appeals to the Board.
 - a. Shorten time intervals for filing a Notice of Appeal to 3 business days.
 - i. The Notice need only be a one-sentence filing.
 - ii. Briefs must be filed within 10 business days of the MC action.
 - iii. Page limit requirements will remain the same.
 - b. Interventions vs. Appeals: Include an Intervention procedure allowing a Party to come before the Board to argue about the passage or failure to pass a 205 filing by the MC.
 - i. In this situation, no Appeal lies, but the Board will hear issues.
 - ii. A Party must file a Notice indicating that he wants to be heard (not called a Notice of Appeal).
 - iii. Appeals procedures will apply to Interventions as well.
9. Should the NYISO be required to present a cost impact analysis before tariff amendments can be voted on?