

NYISO Committee Bylaws Participation Rules Proposal

Alan Ackerman/Chair

Bylaws Subcommittee Meeting

November 20, 2019

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.
- At the June 28, 2018 meeting, proposed committee bylaws participation rules were presented and discussed. Stakeholder feedback was solicited and has been incorporated in this latest draft proposal.

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.

Current Bylaw Rules

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.

Proposed Revisions Overview

4.16: Non-Member Attendance and Participation Rules

- 4.16.1: Clarifying changes regarding Guests of Members
- 4.16.2: Defining attendance rules for the public.
- 4.16.3: Defining meeting decorum
- 4.16.4: Clarifying attendance at executive sessions

Proposed Revisions Overview, Cont.

4.17: Reporting on MC Meetings

- Does not preclude any Member from communicating its own position
- Members, counsel, advisors may distribute notes w/in their org.
- No one may publish reports for public consumption w/o certifying they will comply with the following requirements:
 - Quotes must be verified by the quoted entity/representative prior to publication
 - Attribution of positions must be verified by the relevant entity/representative prior to publication
 - Errors must be promptly corrected with equal visibility
- Failure to comply with the above requirements may result in person or organization being denied admission to stakeholder meetings
- Following certification, members of the public may attend MC teleconference-only meetings by phone

Proposed Revisions Overview, Cont.

4.19: Working Group/Sub Committee/Task Force Attendance

- The public may only attend in person
- Members, counsel, advisors may distribute notes w/in their org
- Only the posted meeting materials may be used to develop reports for public consumption
- The discussion at working group meetings cannot be included in a report for public consumption
- Errors must be promptly corrected with equal visibility
- Failure to comply may result in person or organization being denied admission to stakeholder meetings
- The MC may vote to authorize exceptions to these rules

Proposed Revisions Overview, Cont.

- 3.03: Revisions to current practice for selecting the Secretary
- 4.04: More clearly allow “counsel and advisors” to participate
- 4.12: Clarify that recording is prohibited

Next Steps

- December 2019: Bylaws Subcommittee meeting if needed based on Stakeholder feedback
- December 2019 / January 2020: MC vote
- January / February 2020: Present conforming bylaws revisions to BIC and OC
- Questions or comments to Alan Ackerman aackerman@ces-ltd.com