

Recommendations Regarding Review and  
Implementation of  
Regulated Reliability Solutions

**Issues (I):**

Procedural

- I: What procedures, filing requirements, responsibilities, and other process matters should be established if a regulated solution is required?
- I: When and how would the PSC and/or DPS become involved in reviewing proposed alternatives?
- I: When will a formal filing be required before the State, in order to be considered as a regulated solution?
- I: Under the CRPP, TOs and the NYISO estimate the time required to implement potential solutions. How will these periods interface with the PSC's process? (Note: This may require revisiting within the NYISO process)
- I: How long before a reliability need date should utilities begin planning backstop projects?
- I: What issues need to be addressed to accommodate non-PSC jurisdictional entities?

Substantive

- I: How can construction of proposed merchant proposals be ensured? (e.g., What monitoring rules are in place? Are those rules sufficient? Are any improvements needed?)
- I: How should public policy concerns be addressed in choosing among potential regulated projects? (e.g., fuel diversity and security, transmission versus generation (including renewables, demand side and energy efficiency projects), generation diversity (base-load, intermediate, peaking, distributed, etc.), non-internalized costs (externalities),

relative cost-effectiveness of projects, rate impacts, achieving state goals (renewables, energy efficiency), system reliability benefits beyond FERC's reliability parameters, ability to timely meet the need, environmental impacts, impacts on generators, economic development impacts and opportunities, environmental justice issues, vertical market power issues, others?)

I: Should TO(s) and others consider criteria when proposing potential regulated solutions, and if so, how would those criteria be reviewed? (Note: this is also a procedural issue)

I: How should plant retirements be considered or planned for in light of public policy goals (e.g., What rules are in place to address retirements? Are these rules sufficient? Are improvements needed?)

I: How should issues resolved for the first deliverable be considered for the second deliverable?

**One Working Group is proposed to address the procedural and substantive issues.**