

**NYSRC/DEC Conference Call Meeting Notes**  
October 18, 2018

**Attendees:**

- Mike Sheehan, John Barnes, Bob Bielawa, Ona Papageorgiou, Marie Barnes (DEC)
- Roger Clayton (NYSRC)
- Sandra Meier, Roger Caiazza (EEANY)
- Cathy Waxman, (National Grid)
- Ben Cohen, James Sweeney (NYISO)
- Bill Slade (ConEd)
- Chris Wentlent (Constellation)
- Andy Oliver (Eastern Gen)
- Radmila Miletich (IPPNY)
- Paul Gioia (WOH)

**1. RGGI review**

- DEC reviewing draft model rule / regulatory documents from NJ and VA as they work on becoming participants in the RGGI program.
- DEC aiming to propose the new model rule in early- to mid-2019 and have a new rule in place by January 1, 2020.
- Link for agenda and materials from 9/28/18 air board meeting that includes VADEQ's re-proposal and references to budget number:  
[http://www.townhall.virginia.gov/L/GetFile.cfm?File=meeting\1\28162\Agenda\\_DEQ\\_28162\\_v2.pdf](http://www.townhall.virginia.gov/L/GetFile.cfm?File=meeting\1\28162\Agenda_DEQ_28162_v2.pdf)

**2. NYISO Carbon Pricing Update**

- Continuing to discuss various aspects of the proposal with work group.
- Updated schedule posted on ISO website (see attached).
- Target date for implementation no earlier than Q2 2021

**3. EPA Clean Power Plan (CPP)**

- DEC gave oral testimony in opposition of EPA's proposed replacement of CPP with the Affordable Clean Energy (ACE) rule.
- It appears ACE applies to oil and gas boilers, but there is a discrepancy between preamble and body of the regulation that the industry is asking for clarification on.

**4. NYS Clean Energy Standard (CES)**

- No new information to report.
- There was an agenda item on PSC 10/18/18 meeting dealing with allocation of RECs (nothing published on the DPS website as of 10/25/18).
- PSC issued new standard interconnection rules for storage applications (see attached).

**5. EPA Cross State Air Pollution Rule (CSAPR)**

- Routing rule adoption package.

- Confirmed DEC regulations handle only allocation portion of Federal CSAPR.
- DEC's general response to interstate transport and the CSAPR close out is to comment on SIPs and EPA's denials of 126 petitions.
- DEC opposed to EPA's memo stating that states can use 1 percent of 1 ppm in the CSAPR close out.

## **6. EPA Proposed Methane regulations**

- EPA has proposed the withdrawal of the oil and gas sector CTG and portions of the new source performance standard (40 CFR 60, Subpart OOOOa).
- New York State is still moving forward with a regulation of the oil and gas sector aiming to reduce methane and VOC emissions. These would probably cover emissions from the well to the city gate. Regulation outline available by the end of 2018. Requirements beyond those in the CTG are probable. Outline intended to inspire stakeholder feedback before moving on with the SAPA rulemaking process.

## **7. Reliability Council Update**

- Location Capacity Reserves (LCR) update - FERC approved a new calculation based on economic predictions for 2019.
- NYSRC developing the 2019 IRM. The preliminary IRM is 16.9%.
- DER workshop at NYISO on 11/7/18. See NYSRC website to sign-up (see: <http://www.nysrc.org/pdf/Notices/DER%20Announcement.pdf>).
- Major Disturbance Mitigation Study (MDMS2) being performed. Uses PM in the state to position resources so the state can manage extreme events / protect assets. Expect report in early 2019.

## **8. NYSRC Min Oil Burn Rules**

- Nothing new to report

## **9. Indian Point update (John Barnes)**

- The Indian Point Closure Task Force met on September 20, 2018 (see: <http://documents.dps.ny.gov/public/MatterManagement/CaseMaster.aspx?MatterCaseNo=17-00994&submit=Search>).

## **10. REV update**

- DPS notes for NYSRC meeting (see attached).
- DPS is reviewing 2018 Distributed System Implementation Plans (DSIPs) updates.
- Each utility is expected to commission 2 new energy storage projects.
- DPS and NYSERDA collaborating on Energy Storage Roadmap. Public Comments were filed in September of this year. Final Draft / PSC order is expected in the beginning of 2019.
- For electric vehicles a white paper is under development.
- DPS is still trying to refine DER stock value, more information soon.

- GE is conducting a study for NYISO developing a DER participation model based on how long these resources run (see attached).

### 11. Peaker turbine air quality

- DEC working on rulemaking package.

### 12. 2018 RNA

- RNA approved by board on Tuesday 10/16/18 (see attached).

### 13. Regulatory update

- National Ambient Air Quality Standards (NAAQS)
  - For SO<sub>2</sub> 1-Hour Standard:
    - 40 CFR 51.1205(b) reports for Albany, Suffolk, Kings, Queens, Bronx, New York and Richmond Counties will be due starting in 2018 because those counties are designated “attainment/unclassifiable” for the 2010 1-hour SO<sub>2</sub> standard based on modeling. These reports will be public noticed and subject to a 30-day public comment period prior to submittal to EPA.
  - For NO<sub>2</sub> One Hour Standard:
    - Nothing new to report
  - 2008 O<sub>3</sub> Standard and 2015 O<sub>3</sub> Standard:
    - DEC submitted an infrastructure SIP for the 2015 ozone standard and an updated infrastructure SIP (transport section only) for the 2008 ozone standard on September 25, 2018.
    - EPA has determined that NY significantly contributes to ozone nonattainment in several downwind states.
    - NY will be reclassified to “serious” non-attainment for the 2008 ozone standard because it did not attain the standard by July 20, 2018.
    - Reclassification to “serious” nonattainment should occur by January 20, 2019. DEC will need to submit an attainment SIP that demonstrates attainment of the 2008 ozone standard by July 20, 2021.
- EPA Mercury & Air Toxics (MATS)
  - EPA may reconsider Mercury MATS but nothing definitive.
- RICE Maximum Achievable Control Technology (MACT)
  - Nothing new to report
- Distributed Generation Rule (DG)

- In the next three weeks the new rule should go up to the Chamber for review.

#### **14. Next Meeting**

Thursday, December 13, 2018 at 9:00 AM via conference call