

NYSDEC/NYSRC Meeting Summary – July 17, 2025

- **2025 Legislative Session - Rad** - Brief Summary Update (Chris Wentlent provided)
- **Tax Assessment on Solar and Wind Energy Systems - A.8332 (Lasher) / S.8012 (Harckham) - PASSED**
 - This legislation would codify an appraisal method for wind and solar projects in this state. The bill is necessary to address the recent decision of the Albany County Supreme Court
- **"Just Energy Transition Act" for High Emitting Facility Replacement Blueprint by 2030 – S.5111 (Parker) – Did Not Pass Both Houses**
 - The bill has passed the Senate, and it does not have an Assembly companion bill.
- **Permit Modifications, Suspensions, Revocations, and Renewals – S.6833-A (Harckham) / A.8553 (Wright) – Did Not Pass Both Houses**
 - The bill has moved from the Senate Environmental Conservation Committee to the Senate Floor. The Assembly bill is in the Assembly Environmental Conservation Committee.
- **NYSDEC CO2 Programs – Ona Papageorgiou**
 - Status of RGGI Program Re-Evaluation Process – Ona
 - July 3 - RGGI Inc announced third program review complete. (See announcement: https://www.rggi.org/sites/default/files/Uploads/Press-Releases/Press_Release_Program_Review_Announcement.pdf)
 - Changes effective through 2037, with program changes expected to become effective on January 1, 2027.
 - Flexibility built into the program.
 - Model rule allows for other states to enter the program.
 - DEC and NYSERDA staff are currently in rulemaking process which includes development of regulatory documents and stakeholder outreach.
 - **Status of NYSDEC Cap & Invest Regulatory Process – Part 253 – GHG Reporting Rule - Ona**
 - Comment period for the GHG Reporting Rule (Part 253) closed on July 1, 2025.
 - DEC staff are currently reviewing the comments received. (over 2000) Many substantial.
 - DEC are working towards an end of year goal.
 - Q – Status EGRID Reporting – we can assist if necessary.

- Ona Ans – we are collaborating with a consultant. We will investigate incorporating user expertise into the process. Thanks for your offer to assist.
 - Q – EPA may rescind Part 78 Reporting, has DEC considered the impacts of this?
 - Ona Ans – we have noted it, and reclassification of endangerment ruling. DEC is considering next steps on how to address data reporting in case EPA reporting is not required. Proposed Part 253 requires data in a way that NY can collect information, and the proposal currently considers the current EPA format to avoid duplication. Key question is what system would look like.
 - Q – can department finish the rule by year-end?
 - Ona Ans – DEC is targeting to conclude by year-end.
 - C – NY needs to mimic Part 78 Reporting as close as possible per Cathy W. It will make the transition easier. NYSDEC is considering a call with parties using Part 78 Reporting. Possibly consider NY Business Council. Bill S – EEANY is crafting a letter to this point.
- **GHG EPA actions of note – Ona**
 - There is a possibility that EPA will reconsider the Endangerment Finding. The Endangerment Finding allows for GHG controls under Clean Air Act. We are monitoring closely.
 - EPA has proposed to repeal the requirements for GHG controls for Power Plants. Comments are due to EPA August 7, 2025. Link to proposal: <https://www.epa.gov/stationary-sources-air-pollution/greenhouse-gas-standards-and-guidelines-fossil-fuel-fired-power#rule-summary>
- **NYSDEC Regulatory/SIP Update – Bob Bielawa**
(robert.bielawa@dec.ny.gov)
 - **Federal Executive Orders – State Programs** – The Department is monitoring Federal Executive Orders closely for both environmental and economic impacts. Impacts have been minimal to date, but the Department will keep the NYSRC posted as changes occur.
 - **EPA revisions** – Already Implemented Federal Regulations – Power Plant Emissions Rule, Vehicles – These are the two items that were discussed on today’s call. If you would like to discuss any other items of concern, please reach out to me. 1.) EPA has proposed to repeal the requirements for greenhouse gas controls for power plants. See above for a brief discussion of status. 2.) DEC is exercising its authority to utilize enforcement discretion on medium- and heavy-duty vehicle manufacturer compliance with the Advanced Clean Trucks (ACT) regulation through an enforcement discretion letter (PDF) issued May 23, 2025.
 - **EPA Revisions to the Air Emissions Reporting Requirements** – Nothing to report.

- **EPA Cross State Air Pollution Rule (CSAPR 3)** – EPA issued three interim final rules that include provisions designed to ensure that states’ obligations to address interstate ozone pollution with respect to the 2008 ozone NAAQS under two prior rules, the CSAPR Update and the Revised CSAPR Update, continue to be met while the effectiveness of the Good Neighbor Plan’s requirements is stayed. See Good Neighbor Plan for 2015 Ozone NAAQS | US EPA and EPA Response to Judicial Stay Orders | US EPA for more information.
- **6 NYCRR 482-3, Ozone Nonattainment Fee Programs** – This regulation will contain the provisions that New York will follow to satisfy the requirements of Clean Air Act Section 185 for the New York City metropolitan area “Severe” ozone nonattainment area (2008 standard). A stakeholder outreach meeting was held on June 12, 2025, and the slide presentation for that webinar can be found here: <https://dec.ny.gov/sites/default/files/2025-06/stakeholderppt.pdf>. The official regulation proposal is anticipated in the coming months.
- **SIP Revision for 2015 Ozone Standard, Moderate Classification** – DEC is expecting to submit this SIP revision in the coming weeks. It will be here under the “Ozone” heading: [State Implementation Plans and State Plans - NYSDEC](#)
 - Q -Bill S – will SIP Revision be looked at if you send it to EPA? Yes, EPA, to date, has been operating as usual from a SIP perspective.
 - Q -Cathy – if EPA repeals Good Neighbor – do we still comply with Ozone Requirement? Yes. See above discussion related to CSAPR.
- **NYISO Update – James Sweeney / Ben Cohen**
 - **Canadian Tariff Update** – June 6 – FERC Order accepting revision submitted on April 22. Effective date – March 2025. The tariff provisions have not been used yet.
 - **NYC PPTN Status Update** – part of PSC agenda today. June 25 – TPAS presentation on preliminary results of the solicitation. <https://www.nyiso.com/espwg?meetingDate=2025-06-25>. The PPTN was withdrawn by the NYSPSC on Thursday, July 17, 2025.
 - **Interregional Transmission Planning Update** – IPSAC – no update since our May 2025 meeting.
 - **Power Trends Update** – released early June. All materials are available on the NYISO website. <https://www.nyiso.com/power-trends>
 - **Q2 STAR issued July 14.** No new reliability needs determined. <https://www.nyiso.com/documents/20142/39103148/2025-Q2-STAR-Report.pdf/38a8df96-bf5d-b2ab-bcf5-4f14e892b3a1?t=1752522533110>
- **NYSERDA Update – Chris Hall**
 - **State Energy Planning Process** – Update – Planned SEP Meeting to be held on July 23. In advance – pre-decisional version of Board Package is expected to be released. If approved by Board – draft plan will be posted for comments and public hearings will be held. Another

document, a transmission study has been completed and is expected to be posted as well.

- Q - Comment Periods – if approved, public period through Oct 6. Public hearings announced on July 23. Nine total – 7 in-person, two virtual.
- Q - How does T&D study overlap with Energy Plan? T&D is primarily a fact-based document (and supports the SEP).

- **NYSRC Update – Chris Wentlent**

- Next Reliability Council Meeting – Friday, July 18
- Continue to work through the IRM Study – NG Firm Fuel, CHPE Treatment – are more prominent issues. Continue to work through the IRM Study Proposed Sensitivity List, and Assumptions Matrix.
- Will receive a presentation on the June 24 Major Emergency from the NYISO
- All materials on the website at www.nysrc.org

- **NYSPSC Staff Regulatory Update – Jerry Mathew**

- **Energy Storage Proceeding** – 18-E-0130. – no report
- **Clean Energy Standard** - 15-E-0302 – Approved Biennial Review at May 2025 session. The order outlined some additional policy options and identified some changes to CES – solicitation process, and trajectory toward emission goals. NYSEIDA submitted quarterly reports on CES. May 16 – Commission approved Tier 4 Implementation Plan
 - **Zero Emissions Resource Proceeding** – Clean Path NY/NYPA Petition Update – No update.
- **Offshore Wind Proceeding** – 18-E-0071. – no update
- **PSC's Transmission Planning Proceeding** – 20-E-0197 – Utilities filed Phase 1 and Phase 2 projects.
- **Matter of the Advancement of Distributed Solar** - 21-E-0629 – NYSEIA submitted petition for rehearing regarding April 2025 PSC Order. The concern focused on the redirection of \$271M in funds dedicated to the program and redirected for use. Several utilities submitted program documents for LIC and DAC communities involving customer outreach and education for the SSFA and REACH programs.
- **Grid of the Future** – 24-E-0165 – no report
- **RAPID ACT Implementation** – Case 24-M-0433 Update – ORES issued a notice on June 16, 2025, with revised rulemaking requested. No current timeline on revision.

- **Next Call** – Proposed for **Thursday, September 11 at 9am.**