

NYSRC/DEC Conference Call Meeting Notes
October 12, 2017

Attendees:

- Mike Sheehan, John Barnes, Ona Papageorgiou (DEC)
- Paul Gioia, Roger Clayton (NYSRC)
- Sandra Meier (EEANY)
- Cathy Waxman, (National Grid)
- John Marabella (USNYPP)
- Andy Oliver (Eastern Generation)
- Jim Sweeney, Carl Patka (NYISO)
- Mathew Schwall, Radmila Miletich (IPPNY)
- Chris Wentlent (Constellation)

1. RGGI review
 - A stakeholder meeting was held on 9/25/17 and comments were due on 10/6.
 - NY-specific stakeholder meeting to be held in early- to mid-November. A general meeting will be held in Albany. Additional meetings with Environmental Justice organizations will be held. Webinars will also be scheduled.
2. EPA Clean Power Plan
 - EPA announced last week that they are proposing to repeal the Clean Power Plan.
 - NY is reviewing its options.
3. NYS Clean Energy Standard
 - NYISO has created a task force under the Market Issues Working Group to assess the recommendations in the Brattle Report regarding pricing carbon in the wholesale market. The task force will meet on 10/27/17, 11/20/17 and 12/18/17. The meetings will be held at the NYISO beginning at 10:30 am.
4. EPA Cross State Air Pollution Rule (CSAPR)
 - Revisions to Parts 243-245 routing through DEC.
 - Parts 244 and 245 must be adopted by December 29 of this year for the DEC allocations to be used. If this deadline is not met, the allocations in the FIP would be used for the 2017 and 2018 control periods.
5. EPA Proposed Methane regulations
 - DEC looking to incorporate Federal rule into DEC rules
 - DEC staff will give a presentation at the Independent Oil and Gas Association-NY meeting on 11/2/17
 - Starting stakeholder process next month
6. NYSRC Min Oil Burn Rules (LOGMOB)
 - Nothing new to report.
7. Indian Point update
 - NYISO has announced they will analyze retirement of Indian Point in its planning process, in advance of receiving a retirement notice, in terms of a reliability impact; study to be completed in fourth quarter of this year.
 - Notice of Deactivation has not been submitted to NYISO.
8. REV update
 - No update

9. Peaker turbine air quality

- DEC and NYISO met on 9/14/17. Three additional meetings are scheduled through December 2017. Draft express terms will not be released until late-December at the earliest.

10. Regulatory update

- National Ambient Air Quality Standards (NAAQS)
 - SO₂ & NO₂ One Hour Standards
 1. EPA sent their “120-day letter” to Governor Cuomo on 8/22/17 informing him that EPA will designate the entire state as unclassifiable/attainment for the 2010 SO₂ NAAQS except for Monroe county which will be designated as unclassifiable and St. Lawrence, Tompkins and Seneca counties which will be designated in 2020 based on air quality monitoring data.
- 2008 O₃ NAAQS
 - A reclassification request to bump-up to “serious” non-attainment from “moderate” nonattainment is being submitted as part of our SIP package. A bump-up would change the compliance deadline to July 20, 2021 from July 20, 2018.
 - SIP revision released for public comment in late-summer. Final package to be submitted to EPA routing through DEC
- 2015 O₃ Standards
 1. EPA has not issued designations. Such action was due on 10/1/17.
- EPA Mercury & Air Toxics (MATS)
 - No new update
- RICE Maximum Achievable Control Technology (MACT)
 - No new update
- Distributed Generation Rule (DG)
 - Article 78 challenge
 - Rule has been stayed.
 - DEC has reached settlement with parties to redo the rule.
 - Stipulation is on the DEC website (see www.dec.ny.gov/regulations/104487.html).
 - DEC is working to complete a draft of the rule, prior to the start of stakeholder meetings.
 - Emissions standards could take effect in May 1, 2019 to provide more lead-time.
- CO₂ Performance Standards for Existing Facilities
 - Two stakeholder meetings have been held.
 - DEC preparing rulemaking package.

11. New Business

- NYISO 2018 RNA
 1. ESPWG lead working group at NYISO.
 2. Process starts in January.

12. Next Meeting

- December 20, 2017 via conference call