

# Energy Efficiency RERRA Issue



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Market Implementation Committee  
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- Problem statement and issue charge approved at 6/7/17 MIC
- Issue Charge
  - The establishment of rules requiring that the providers of Energy Efficiency Resources comply with any RERRA orders, ordinances or resolutions relating to the participation of energy efficiency in the PJM markets;
  - If necessary, the establishment of rules requiring review of whether proposed Energy Efficiency Resources comply with RERRA orders, ordinances or resolutions; and
  - If necessary, the treatment of Energy Efficiency Resources that have already cleared a past capacity auction and have a position for a future Delivery Year.

- Request
  - That under the Federal Power Act, the Commission has exclusive jurisdiction over the rates, terms, and conditions under which Wholesale EERs are sold in wholesale electricity markets;
  - That an RERRA may not bar, restrict, or otherwise condition the participation of Wholesale EERs in wholesale electricity markets unless the Commission expressly adopts rules or regulations giving states and retail regulators such authority;
  - That Order No. 719 does not provide for an RERRA to exercise an “opt out” and bar or restrict the sale into the wholesale electricity markets of Wholesale EERs originating in their state or local area; and
  - That use of an RTO/ISO stakeholder process to develop tariff provisions giving an RERRA such “opt in / opt out” authority is improper.
- Next Steps
  - PJM comments will be filed in July
  - No timeline for FERC to issue order

Try to coordinate stakeholder process with Declaratory Order timeline



Issue Charge Schedule	Jul MIC	Aug/Sep MIC	Oct MIC	Nov/Dec MRC/MC
Alt 1 (extend)	Jul/Aug MIC	Sep/Oct MIC	Nov (MIC first read), Dec (MIC endorse)	MRC/MC – Dec/Jan
Alt 2 (extra meetings)	Jul MIC	Aug/Sep MIC (meet 4 times)	Oct MIC (meet 2 times)	Nov/Dec MRC/MC

Issue Charge (4-6 months to complete process) - very aggressive