

September 13, 2021

By Electronic Delivery

Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, D.C. 20426

Re: *New York Independent System Operator, Inc.*, Proposed Tariff Revisions to
Modify Metering Requirements Applicable to Demand Side Resources; Docket
No. ER21-____-000.

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”),¹ the New York Independent System Operator, Inc. (“NYISO”) hereby proposes revisions to its Market Administration and Control Area Services Tariff (“Services Tariff”) to modify the type of entities that are permitted to provide metering and meter data services for Demand Side Resources.² The proposed tariff revisions will permit Responsible Interface Parties, Demand Reduction Providers, Demand Side Ancillary Service Providers, and Curtailment Service Providers to utilize a municipal electric utility as the metering authority for Demand Side Resources participating in the NYISO’s demand response programs. The proposed tariff revisions will close an unintended gap that occurred when the NYISO implemented comprehensive revisions to the metering requirements applicable to Demand Side Resources in May 2020. The NYISO respectfully requests that the Tariff revisions proposed in this filing be permitted to become effective on November 13, 2021.

I. Documents Submitted with this Filing Letter

1. A clean version of the proposed revisions to Services Tariff Section 13.3.1.1 (“Attachment I”); and
2. A blacklined version of the proposed revisions to Services Tariff Section 13.3.1.1 (Attachment II).

II. Overview

The NYISO administers four demand response programs. Two of the programs—the Emergency Demand Response Program (“EDRP”) and the Special Case Resource (“SCR”) program—support the reliability of the New York Control Area (“NYCA”), and are designed to reduce power consumption by directing Demand Side Resources to reduce facility Load served by the grid during system emergencies, or when reserve shortages are anticipated or actually

¹ 16 U.S.C. § 824d (2012).

² Capitalized terms that are not otherwise defined in this filing letter shall have the meaning specified in Section 2 of the NYISO’s Services Tariff.

occur. The NYISO also administers two economic demand response programs: the Day-Ahead Demand Response Program (“DADRP”) in the Energy market, and the Demand Side Ancillary Services Program (“DSASP”) in the Ancillary Services market. The DADRP allows NYCA Loads to offer their Demand Reductions in the Day-Ahead Market to supply Energy, permitting flexible Load to increase the amount of supply and moderate Energy prices. The DSASP provides Demand Side Resources with an opportunity to offer Demand Reductions into the Day-Ahead and/or Real-Time Markets to provide Operating Reserves and Regulation Service.

Historically, the NYISO accepted Demand Side Resource meter data provided by New York State utilities, including Transmission Owners and municipal electric utilities, and third-party competitive metering providers authorized by the New York State Public Service Commission.³ In 2019, the NYISO submitted tariff revisions to the Federal Energy Regulatory Commission (“Commission”) proposing to modify the types of entities eligible to provide metering services as part of a comprehensive set of tariff modifications to integrate Distributed Energy Resources.⁴

The proposed metering revisions, among other things, require that metering and/or meter data services for Demand Side Resources be provided by either: (i) a Member System (which is defined as one of the eight Transmission Owners that comprised the membership of the New York Power Pool, preceding formation of the NYISO), or (ii) a new third-party entity called a Meter Services Entity.⁵ The Commission accepted the NYISO’s proposed tariff revisions on January 23, 2020,⁶ and the revised metering requirements became effective on May 1, 2020.⁷

The metering revisions proposed in 2019 inadvertently omitted inclusion of municipal electric utilities as an authorized source of metering and meter data services for Demand Side Resources. The instant filing proposes a further modification to the metering and meter data services rules that would permit a Market Participant to utilize a Demand Side Resource’s local municipal electric utility to provide metering and meter data services, closing the unintended gap in Services Tariff Section 13.

III. Proposed Revisions to Services Tariff Section 13.3.1.1

Services Tariff Section 13.3.1.1 requires an Aggregator, Demand Reduction Provider, DSASP Provider, Responsible Interface Party, or Curtailment Services Provider to obtain metering and meter data services from either (i) the Member System in which the Transmission District the Aggregation or Demand Side Resource is located, and/or (ii) an authorized Meter

³ See Order Providing for Competitive Metering, NYPSC Case No. 94-E-0952 at p 24 (May 19, 1999).

⁴ *New York Indep. Sys. Operator, Inc.*, Proposed Tariff Revisions Regarding Establishment of Participation Model for Aggregations of Resources, Including Distributed Energy Resources, and Proposed Effective Dates, Docket No. ER19-2276-000 (Jun. 27, 2019).

⁵ *Id.* at pp 52-53.

⁶ *New York Indep. Sys. Operator, Inc.*, Order Accepting Tariff Revisions and Directing Compliance Filing and Informational Report, 170 FERC ¶ 61,033 (Jan. 23, 2020).

⁷ *Id.* at P 72.

Services Entity. The NYISO proposes to add a third metering provider, municipal electric utilities, to the list of entities permitted to provide these services:

An Aggregator, Demand Reduction Provider, DSASP Provider, Responsible Interface Party, or Curtailment Service Provider shall obtain metering and meter data services, as these services are defined in ISO Procedures, from: (i) the Member System in which Transmission District the Aggregation or Demand Side Resource is located, and/or (ii) an authorized Meter Services Entity that the ISO has determined complies with the eligibility requirements pursuant to Section 13.3.2.1, and/or (iii) the municipal electric utility for the municipality in which the Demand Side Resource is electrically located.

The NYISO's proposed revisions to Section 13.3.1.1 of the Services Tariff will permit Market Participants in the identified programs to utilize an applicable municipal electric utility to provide metering and meter data services. The proposed revision, if accepted, closes an unintended gap in the Services Tariff, and aligns Services Tariff Section 13.3.1.1 with historical practices.

IV. Proposed Effective Date

The NYISO respectfully requests Commission approval within the standard sixty-day notice period under Federal Power Act Section 205 (*i.e.*, by Friday, November 12, 2021). The NYISO requests an effective date of Saturday, November 13, 2021 for the tariff revisions proposed in this filing. Pursuant to the NYISO's market rules, the next date by which a Demand Side Resource utilizing a municipal electric utility will be required to submit meter data is November 15, 2021. Commission action within 60 days will enable the NYISO to accept and utilize the meter data provided for the affected Demand Side Resources.

V. Service

The NYISO will send an electronic link to this filing to the official representative of each of its customers, to each participant on its stakeholder committees, to the New York Public Service Commission, and to the New Jersey Board of Public Utilities. In addition, the complete filing will be posted on the NYISO's website at www.nyiso.com.

VI. Stakeholder Approval

The proposed tariff modifications were presented to the NYISO Management Committee on July 28, 2021, and were approved without opposition. The NYISO's Board of Directors approved the proposed revisions for filing with the Commission on August 17, 2021.

VII. Communications

All communications and correspondence regarding this filing should be directed to:

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VIII. Conclusion

The NYISO respectfully requests that the Commission accept for filing the proposed revisions to the Services Tariff that are attached hereto, without modification, within sixty days of the date of this filing with an effective date of November 13, 2021.

Respectfully submitted,

/s/ Gregory J. Campbell

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