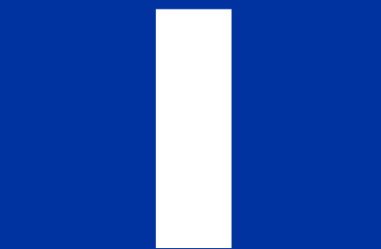




HUSCH BLACKWELL



FERC Update

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Agenda

- Current FERC Composition
- Legislative Developments
- Interconnection Revisions (SPP)
- Order No. 841
- PURPA Proposed Rule





Current FERC Composition

- Historically an independent, a non-partisan agency
- 3 of 5 Commission seats are full, with 2 vacancies
 - Chairman Chatterjee (R)
 - Commissioner McNamee (R)
 - Commissioner Glick (D)
- 1 Pending Nomination
 - Danly (R)
 - No democrat nominated – contravening decades-old tradition of pairing democratic and republican nominees
- The two vacancies make FERC vulnerable to a lack of quorum if any of the current commissioners recuse themselves from a proceeding



Legislative Developments

- Renewable Energy Extension Act
 - Proposed 5 year extension of the Investment Tax Credit (solar and certain other clean technologies).
- Energy Storage Tax Incentive and Deployment Act
 - Proposed tax credits for energy storage and battery storage technologies.
- Offshore Wind Incentives for New Development Act
 - Proposed tax credit for investment in qualified offshore wind property (construction beginning before 2026)
- Transmission Proposals
 - Forthcoming legislation to create an investment tax credit for “regionally significant transmission projects” and to direct FERC “to improve its inter-regional transmission planning”

Interconnection Revisions (SPP)

- Effective July 1, 2019
- Three-Stage Study Process
 - Approximately 485 days from Phase One to GIA execution
- Financial Security
 - Milestone payments tied to actual upgrade costs
- Timing of Affected System Cost Information





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Order No. 841



- Requires RTOs and ISOs to revise their tariff to facilitate the participation of electric storage resources in RTO/ISO markets based on their unique physical and operational characteristics
- Allows storage to provide energy, capacity (where applicable), and ancillary services when the resource meets technical requirements
- Allows storage to be dispatched as supply and demand and can set the wholesale market clearing price as both a wholesale buyer and a wholesale seller
- Allows storage resource owners/operators to manage the state of charge of their resources
- Minimum size requirement not to exceed 100 kW
- Requires RTOs/ISOs to implement metering and accounting practices to implement a storage resource's use of energy to charge the resource



PURPA Proposed Rule

- Increase state authority over QF rates
- Reduce the mandatory purchase obligation in certain instances
- Reduce eligibility for certain rebuttable presumption
- Expand the “one-mile rule” from 1 mile to 10 miles
- Require demonstration of “commercial viability” and “financial commitment to construct”





Questions?
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Thanks!