

Consideration of Comments

Project Name: 2010-04.1 FERC Order 804 Directive | MOD-031 SAR

Comment Period Start Date: 4/16/2015

Comment Period End Date: 5/19/2015

The Industry Segments are:

- 1 — Transmission Owners
- 2 — RTOs, ISOs
- 3 — Load-serving Entities
- 4 — Transmission-dependent Utilities
- 5 — Electric Generators
- 6 — Electricity Brokers, Aggregators, and Marketers
- 7 — Large Electricity End Users
- 8 — Small Electricity End Users
- 9 — Federal, State, Provincial Regulatory or other Government Entities
- 10 — Regional Reliability Organizations, Regional Entities

Full Name	Entity Name	Segment(s)	Region	Group Name	Group Member Name	Group Member Organization	Group Member Region	Group Member Segment(s)
Jason Marshall	ACES Power Marketing	6	MRO,WECC,TRE,SERC,SPP ,RFC	ACES Standards Collaborators	Bob Solomon	Hoosier Energy	RFC	1
					Ellen Watkins	Sunflower Electric Power Corporation	SPP	1
					Ginger Mercier	Prairie Power	SERC	1,3
					James Manning	North Carolina Electric Membership Corporation	SERC	3,4,5
					Ryan Strom	Buckeye Power	RFC	3,4,5

					Michael Brytowski	Great River Energy	MRO	1,3,5,6
					Shari Heino	Brazos Electric Power Cooperative	TRE	1,5
					Amber Skillern	East Kentucky Power Cooperative	SERC	1,3
					Bill Watson	Old Dominion Electric Cooperative	SERC	3,4
					Bill Watson	Old Dominion Electric Cooperative	SERC	3,4
Kaleb Brimhall	Colorado Springs Utilities	5		Colorado Springs Utilities	Shawna Speer	Colorado Springs Utilities	WECC	1
					Charlie Morgan			3
					Shannon Fair			6
					Kaleb Brimhall			5
Louis Slade	Dominion - Dominion Resources, Inc.	6		Dominion NCP	Mike Garton	NERC Compliance Policy	NPCC	5,6
					Randi Heise		SERC	1,3,5,6

					Connie Lowe		SERC	1,3,5,6
					Louis Slade		RFC	5,6
Michael Lowman	Duke Energy	1,3,5,6	FRCC,SERC,RFC	Mike Lowman on Behalf of Duke Energy	Doug Hils	Duke Energy	RFC	1
					Lee Schuster		FRCC	3
					Dale Goodwine		SERC	5
					Greg Cecil		RFC	6
Emily Rousseau	MRO	1,2,3,4,5,6	MRO	MRO-NERC Standards Review Forum (NSRF)	Joe Depoorter	Madison Gas & Electric	MRO	3,4,5,6
					Amy Casucelli	Xcel Energy		1,3,5,6
					Chuck Lawrence	American Transmission Company		1
					Chuck Wicklund	Otter Tail Power Company		1,3,5
					Theresa Allard	Minnkota Power Cooperative, Inc		1,3,5,6
					Dave Rudolph	Basin Electric Power Cooperative		1,3,5,6
					Kayleigh Wilkerson	Lincoln Electric System		1,3,5,6

					Jodi Jenson	Western Area Power Administration		1,6
					Larry Heckert	Alliant Energy		4
					Mahmood Safi	Omaha Public Utility District		1,3,5,6
					Marie Knox	Midwest ISO Inc.		2
					Mike Brytowski	Great River Energy		1,3,5,6
					Randi Nyholm	Minnesota Power		1,5
					Scott Nickels	Rochester Public Utilities		4
					Terry Harbour	MidAmerican Energy Company		1,3,5,6
					Tom Breene	Wisconsin Public Service Corporation		3,4,5,6
					Tony Eddleman	Nebraska Public Power District		1,3,5
Lee Pedowicz	Northeast Power	10	NPCC	NPCC-- Project 2010-	Alan Adamson	New York State	NPCC	10

Coordinating Council	04.1 MOD-031	Reliability Council, LLC				
		David Burke			Orange and Rockland Utilities Inc.	3
		Greg Campoli			New York Independent System Operator	2
		Sylvain Clermont			Hydro-Quebec TransEnergie	1
		Kelly Dash			Consolidated Edison Co. of New York, Inc.	1
		Gerry Dunbar			Northeast Power Coordinating Council	10
		Kathleen Goodman			ISO - New England	2
		Mark Kenny			Northeast Utilities	1
		Helen Lainis			Independent Electricity System Operator	2

					Alan MacNaughton	New Brunswick Power Corporation		9
					Paul Malozewski	Hydro One Networks Inc.		1
					Bruce Metruck	New York Power Authority		6
					Lee Pedowicz	Northeast Power Coordinating Council		10
					Robert Pellegrini	The United Illuminating Company		1
					Si Truc Phan	Hydro-Quebec TransEnergie		1
					David Ramkalawan	Ontario Power Generation, Inc.		5
					Brian Robinson	Utility Services		8
					Wayne Sipperly	New York Power Authority		5

					Edward Bedder	Orange and Rockland Utilities Inc.		1
					Peter Yost	Consolidated Edison Co. of New York, Inc.		3
					Michael Jones	National Grid		1
					Brian Shanahan	National Grid		1
					Silvia Parada Mitchell	NextEra Energy, LLC		5
					Michael Forte	Consolidated Edison Co. of New York, Inc.		1
					Glen Smith	Entergy Services, Inc.		5
					Brian O'Boyle	Consolidated Edison Co. of New York, Inc.		8
					RuiDa Shu	Northeast Power Coordinating Council		10

					Connie Lowe	Dominion Resources Services, Inc.		5
Albert DiCaprio	PJM Interconnection, L.L.C.	2	RFC	ISO Standards Review Committee	Charles Yeung	SPP	SPP	2
					Ben Li	IESO	NPCC	
					Mark Holman	PJM	RFC	
					Kathleen Goodman	ISONE	NPCC	
					Greg Campoli	NYISO	NPCC	
					Christina V. Bigelow	ERCOT	TRE	
					Ali Miremadi	CAISO	WECC	
					Terry Bilke	MISO	RFC	
Shannon Mickens	Southwest Power Pool, Inc. (RTO)	2	SPP	SPP Standards Review Group	Shannon Mickens	Southwest Power Pool Inc.	SPP	2
					Joe Fultz	Grand River Dam Authority	SPP	1
					Kevin Giles	Westar Energy Inc	SPP	1,3,5,6
					James Nail	City of Independence, Missouri	SPP	3,5

					Dona Parks	Grand River Dam Authority		1
					Jason Smith	Southwest Power Pool Inc		2
					mike Kidwell	Empire District Electric Company		1,3,5
					Sean Simpson	Board of Public Utilities, City of McPherson	NA - Not Applicable	NA - Not Applicable

1. Do you agree that MOD-031-1 Requirement R3 needs clarity regarding certain obligations to provide data to the Regional Entity? If not, please explain.

John Fontenot - Bryan Texas Utilities - 1 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Louis Slade - Dominion - Dominion Resources, Inc. - 6 -

Selected Answer: No

Answer Comment:

Dominion believes the current requirement clearly states which entities must provide data to the Regional Entity when requested. However, we also acknowledge the FERC directive to develop a modification to clarify certain obligations to provide data to the

Regional Entity.

Response: The SDT thanks you for your clarifying comment.

Likes: 0

Dislikes: 0

Albert DiCaprio - PJM Interconnection, L.L.C. - 2 - RFC

Selected Answer: Yes

Answer Comment:

The SRC agrees that the Regions and the ERO should have access to the R1-defined data whether or not the data was obtained as a result of an ad hoc request.

The SRC also suggests that any revised requirement be clear that the obligation is specific to the data defined in R1.3 to R1.5. Linking R3 to the specific data in R1 would clarify that the ERO and the Regions should not be inundated with specialized or ad hoc data that are unrelated to the ERO and Regional studies.

Response: The SDT agrees with your comment and has made the corresponding modifications.

Likes: 0

Dislikes: 0

Mark Wilson - Independent Electricity System Operator - NA - Not Applicable - NPCC

Selected Answer: Yes

Answer Comment:

We agree that the Responsible Entities should comply with the data request by the REs, but suggest that the data to be provided should be confined to those listed under R1 only rather than any data.

Response: The SDT agrees with your comment and has made the corresponding modifications.

Likes: 0

Dislikes: 0

Gul Khan - Oncor Electric Delivery - 2 - TRE

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Brian Bartos - CPS Energy - 3 -

Selected Answer: No

Answer Comment: R3 clearly states the PC or BA is to provide to the RE **only** the data collected under Requirement R2.

Response: The SDT thanks you for your clarifying comment.

Likes: 0

Dislikes: 0

christina bigelow - Electric Reliability Council of Texas, Inc. - 2 -

Selected Answer: Yes

Answer Comment: ERCOT supports the SRC's comments in response to this survey.

Response: The SDT agrees with your comment and has made the corresponding modifications.

Likes: 0

Dislikes: 0

Kathleen Black - DTE Energy - 3,4,5 - RFC

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Amy Casuscelli - Xcel Energy, Inc. - 1,3,5,6 - MRO,WECC,SPP

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Emily Rousseau - MRO - 1,2,3,4,5,6 - MRO

Selected Answer: Yes

Answer Comment:

The SDT developing the changes should consider the data request requirements of TOP-003-2 – Operational Reliability Data, R2 for possible duplication. TOP-003-2, R2 requires the BA to create a documented specification for data collection.

Response:

The entire scope of the data that can be requested is within the standard and documented within the data request prepared pursuant to Requirement R1.

Likes: 0

Dislikes: 0

faranak sarbaz - Los Angeles Department of Water and Power - 1 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Thomas Foltz - AEP - 5 -

Selected Answer: No

Answer Comment:

AEP believes that MOD-31-1 R3 is sufficiently clear as written.

Response: The SDT thanks you for your clarifying comment.

Likes: 0

Dislikes: 0

Nick Vtyurin - Manitoba Hydro - 1,3,5,6 - MRO

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Kaleb Brimhall - Colorado Springs Utilities - 5 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Dennis Chastain - Tennessee Valley Authority - 1,3,5,6 - SERC

Selected Answer: No

Answer Comment:

As commented on during the development of MOD-031-1, we believe that Requirement R3 should be removed from the standard. The authority of the ERO Enterprise to request demand and energy data for the purpose of preparing reliability assessments is sufficiently addressed by Sections 1600 and 800 of the NERC Rules of Procedure

(ROP) -- at least within the portions of the United States that are described in 18 CFR 39.2(a). The procedural steps outlined in section 1602 of the NERC ROP are the preferred method for NERC (and Regional Entities) to follow when it needs to collect data from registered entities. Within this process, NERC must “make its case” when requesting data or information by providing a proposed request to FERC (for informational purposes) in advance of posting publicly, posting the proposed request for a forty-five (45) day public comment period, evaluating any comments received, making revisions following receipt of comments as deemed appropriate, and submitting the proposed request to the NERC Board of Trustees for authorization. Section 1602, Part 2.2.1 also describes the minimum information that NERC shall provide for a proposed request. This process provides greater transparency for registered entities and other stakeholders.

Our position is that reliability assessments prepared by the ERO Enterprise, while informative, do not pose a significant threat to reliability of the Bulk-Power System in their absence. Provisions for NERC to request, and registered entities to provide, demand and energy data are therefore appropriately covered in the NERC ROP and should not be part of a Reliability Standard requirement. Therefore, our recommendation for addressing this FERC directive is to remove Requirement R3 from MOD-031-1.

Response:

The SDT concluded that a standard was necessary. The standard provides a more efficient and enforceable mechanism for NERC and the Regional Entities to obtain Demand data from all applicable registered entities across the entire continent. Because certain Canadian provinces have adopted only select portions of the NERC Rules of Procedure, a standard is necessary to ensure that NERC and the Regional Entities has the authority to collect the necessary data from all applicable registered entities. The data to be collected under the standard is necessary for the ERO to conduct its reliability assessments, such as the Long Term Reliability Assessment.

Likes:

0

Dislikes: 0

Teresa Czyz - Georgia Transmission Corporation - 1 - SERC

Selected Answer: No

Answer Comment:

GTC agrees with the comments provided by ACES Power:

We believe that Requirement R3 is a classic Paragraph 81 requirement and should be retired in its entirety. Requirement R3 clearly meets criteria B1 – Administrative and B2 – Data Collection/Data Retention. The requirement meets criteria B1 and B2 because it is administrative in nature, requires the documentation of prior events (i.e. historical load) and “should be collected via some other method under NERC’s rule and processes.” NERC has a whole host of other data collection processes available via the Rules of Procedure (ROP) that are more efficient because they do not require compliance monitoring. As an example, a standing ROP Section 1600 data request could be used for NERC to gather load forecast data from BAs and PCs. Furthermore, there is already a precedent to use this data collection tool in the collection of TADS and GADS data. The bottom line is that this data is easily available to the Regional Entities without the need for Requirement R3.

While we understand that NERC must comply with the FERC directive to clarify R3, FERC allows alternative approaches that address their concerns that are equally as efficient and effective. Striking the requirement in its entirety with an explanation in the filing regarding how NERC and the Regional Entities use the ROP section 1600 data requests to gather demand and energy data to support NERC’s development of seasonal and long-term reliability assessments would clearly meet an equally efficient and effective alternative. In fact, it is a superior approach to gathering the data because it does not involve compliance monitoring staff resulting in efficiency gains. This would especially hold true given that the Regional Entities or NERC have always been able to gather timely demand and energy data for the development of reliability assessments. Is Requirement R3’s purpose to document part of the seasonal and long-

term reliability assessment processes?

To further support the retirement of Requirement R3, we point to NERC's initiatives to focus on the biggest risks to reliability of the Bulk Power System (BPS). NERC has developed risk elements to assist each Regional Entity in assessing risk and data submittals are categorized as low risk. We cannot support the revision of R3, as we feel that not only does it meet P81 criteria and there are equally efficient and effective alternatives to the requirement, but also it would be a low risk element that would not be monitored anyway. We urge the standard drafting teams to review requirements under the new approach of risk based compliance monitoring and enforcement to determine if the requirements that are being proposed will mitigate moderate to high risks to the BPS. In this case, R3 will not mitigate moderate or high risks and should be retired.

Response:

The SDT concluded that a standard was necessary. The standard provides a more efficient and enforceable mechanism for NERC and the Regional Entities to obtain Demand data from all applicable registered entities across the entire continent. Because certain Canadian provinces have adopted only select portions of the NERC Rules of Procedure, a standard is necessary to ensure that NERC and the Regional Entities has the authority to collect the necessary data from all applicable registered entities. The data to be collected under the standard is necessary for the ERO to conduct its reliability assessments, such as the Long Term Reliability Assessment.

Likes: 0

Dislikes: 0

Molly Devine - IDACORP - Idaho Power Company - 1 -

Selected Answer: Yes

Answer Comment:

If an auditor were to choose to penalize an entity for obtaining the data through some method less burdensome than an R1 data request, that would be ridiculous. But common sense does not always prevail, so I suppose that means that clarification is necessary. MOD timelines should be flexible/recognize when data requests become subject to corporate confidentiality procedures.

Response:

The SDT has modified Requirement R3 to clearly state that an entity has to respond to a request from its Regional Entity regardless of how the data is collected. If there are known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Lee Pedowicz - Northeast Power Coordinating Council - 10 - NPCC

Selected Answer: Yes

Answer Comment:

We agree that the Responsible Entities should comply with the data request by the Regional Entities, but suggest that the data to be provided should be confined to that listed under R1 only rather than any data. The data request should be limited to that data necessary to support NERC's development of seasonal and long-term reliability assessments [FERC Order 804 paragraph 18].

The detailed description of the SAR says a modification of requirement R3 will occur. The SAR should allow for a separate requirement to be developed. This may be necessary because the data collection process may be via an alternative collection mechanism other than R2.

Response: The SDT agrees with your comment and has made the corresponding modifications.

Likes: 0

Dislikes: 0

Michael Lowman - Duke Energy - 1,3,5,6 - FRCC,SERC,RFC

Selected Answer: Yes

Answer Comment:
Duke Energy agrees that clarification is needed.

Response: The SDT agrees with your comment and has made the corresponding modifications.

Likes: 0

Dislikes: 0

Jason Marshall - ACES Power Marketing - 6 - MRO,WECC,TRE,SERC,SPP,RFC

Selected Answer:

No

Answer Comment:

We believe that Requirement R3 is a classic Paragraph 81 requirement and should be retired in its entirety. Requirement R3 clearly meets criteria B1 – Administrative and B2 – Data Collection/Data Retention. The requirement meets criteria B1 and B2 because it is administrative in nature, requires the documentation of prior events (i.e. historical load) and “should be collected via some other method under NERC’s rule and processes.” NERC has a whole host of other data collection processes available via the Rules of Procedure (ROP) that are more efficient because they do not require compliance monitoring. As an example, a standing ROP Section 1600 data request could be used for NERC to gather load forecast data from BAs and PCs. Furthermore, there is already a precedent to use this data collection tool in the collection of TADS and GADS data. The bottom line is that this data is easily available to the Regional Entities without the need for Requirement R3.

While we understand that NERC must comply with the FERC directive to clarify R3, FERC allows alternative approaches that address their concerns that are equally as efficient and effective. Striking the requirement in its entirety with an explanation in the filing regarding how NERC and the Regional Entities use the ROP section 1600 data requests to gather demand and energy data to support NERC’s development of seasonal and long-term reliability assessments would clearly meet an equally efficient and effective alternative. In fact, it is a superior approach to gathering the data because it does not involve compliance monitoring staff resulting in efficiency gains. This would especially hold true given that the Regional Entities or NERC have always been able to gather timely demand and energy data for the development of reliability assessments. Is Requirement R3’s purpose to document part of the seasonal and long-term reliability assessment processes?

To further support the retirement of Requirement R3, we point to NERC's initiatives to focus on the biggest risks to reliability of the Bulk Power System (BPS). NERC has developed risk elements to assist each Regional Entity in assessing risk and data submittals are categorized as low risk. We cannot support the revision of R3, as we feel that not only does it meet P81 criteria and there are equally efficient and effective alternatives to the requirement, but also it would be a low risk element that would not be monitored anyway. We urge the standard drafting teams to review requirements under the new approach of risk based compliance monitoring and enforcement to determine if the requirements that are being proposed will mitigate moderate to high risks to the BPS. In this case, R3 will not mitigate moderate or high risks and should be retired.

Response:

The SDT concluded that a standard was necessary. The standard provides a more efficient and enforceable mechanism for NERC and the Regional Entities to obtain Demand data from all applicable registered entities across the entire continent. Because certain Canadian provinces have adopted only select portions of the NERC Rules of Procedure, a standard is necessary to ensure that NERC and the Regional Entities has the authority to collect the necessary data from all applicable registered entities. The data to be collected under the standard is necessary for the ERO to conduct its reliability assessments, such as the Long Term Reliability Assessment.

Likes: 0

Dislikes: 0

Rachel Coyne - Texas Reliability Entity, Inc. - 10 -

Selected Answer: Yes

Answer Comment:

Texas RE recommends providing clarity in order to deter entities from activities that do not support reliability.

Response:

Requested area’s regional entity, PC or BA should not be requesting any data for any other purposes than reliability. Regional Entity bylaws and delegation agreements are limited to reliability needs. The concerns with other entities requesting data is covered in Requirement R4.

Likes: 0

Dislikes: 0

Chris Scanlon - Exelon - 1 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Shannon Mickens - Southwest Power Pool, Inc. (RTO) - 2 - SPP

Selected Answer: Yes

Answer Comment:

We would suggest to the drafting team to include in Requirement R3 some alternative language suggesting how to handling 'confidential' information appropriately and its listed as followed: 'The Planning Coordinator or the Balancing Authority shall provide the data collected (public and confidential should be handle appropriately) under Requirement R2 to the applicable Regional Entity within 75 calendar days of receiving a request for such data, unless otherwise agreed upon by the parties'. Also, we would like the drafting team to add some clarity on whether the data request is applicable to the entities specific Regional Entity or can any Regional Entity request the data from the applicable Planning Coordinator or Balancing Authority?

Response:

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500).

The SDT has also modified Requirement R3 to address your issue concerning the specific Regional Entity.

Likes: 0

Dislikes: 0

Andrea Jessup - Bonneville Power Administration - 1,3,5,6 - WECC

Selected Answer:

No

Answer Comment:

BPA believes one does not need to give confidential information regarding individual entities when providing details about expected future conditions when looking at the entire electrical system. There may be times when the expected outcome is large enough that individual entities activities can be discerned. Given that planning must be done with confidential information, if clarifying language were provided, BPA suggests that it limits distribution of the data by the receiving entity and does not limit what is communicated - - or in other words, language that indicates all details or communication of the information must be directed to the organization that initiated the document.

Response:

The SDT has modified Requirement R3 to clearly state that an entity has to respond to a request from its Regional Entity regardless of how the data is collected.

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500).

If there are any other known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes:

0

Dislikes:

0

RoLynda Shumpert - SCANA - South Carolina Electric and Gas Co. - 1,3,5,6 - SERC

Selected Answer: No

Answer Comment: Requirement 3 has sufficient clarity

Response: The SDT thanks you for your clarifying comment.

Likes: 0

Dislikes: 0

Sandra Shaffer - Berkshire Hathaway - PacifiCorp - 6 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

2. Do you agree that the standard needs additional clarity regarding the obligations of an applicable entity upon receipt of a data request that seeks confidential information? If not, please explain.

John Fontenot - Bryan Texas Utilities - 1 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Louis Slade - Dominion - Dominion Resources, Inc. - 6 -

Selected Answer: No

Answer Comment:

Dominion believes that NERC's Rules of Procedure, Section 1500 adequately addresses this.

Response: Thank you for your clarifying comment.

Likes: 0

Dislikes: 0

Albert DiCaprio - PJM Interconnection, L.L.C. - 2 - RFC

Selected Answer: Yes

Answer Comment:

The SRC submits that Requirements R2 and R4 should be revised to provide that the requested data shall be returned to the Applicable Entity subject confidentiality requirements and agreements. This clarification would ensure that entities explore all possible avenues for provision of data that could be deemed confidential prior to exercising its right to refuse provision under Requirement 4.1.

Response: The SDT modified Requirement R4 to provide additional clarity regarding confidentiality. The SDT has also added language to the rationale for Requirement R4 to further explain the applicability of confidentiality.

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500). If there are any other known confidentiality issues they should be dealt with prior to

the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Mark Wilson - Independent Electricity System Operator - NA - Not Applicable - NPCC

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Gul Khan - Oncor Electric Delivery - 2 - TRE

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Brian Bartos - CPS Energy - 3 -

Selected Answer: No

Answer Comment:

CPS Energy believes that 4.1 provides the Applicable Entity sufficient rights to refuse to provide the data under 1) failure of the requesting entity to provide a "demonstrated need" for the data or 2) providing the data would conflict with the Applicable Entity's confidentiality, regulatory, or security requirements.

Response: Thank you for your clarifying comment.

Likes: 0

Dislikes: 0

christina bigelow - Electric Reliability Council of Texas, Inc. - 2 -

Selected Answer: Yes

Answer Comment:

ERCOT supports the SRC's comments in response to this survey.

Response:

The SDT modified Requirement R4 to provide additional clarity regarding confidentiality. The SDT has also added language to the rationale for Requirement R4 to further explain the applicability of confidentiality.

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500). If there are any other known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Kathleen Black - DTE Energy - 3,4,5 - RFC

Selected Answer: Yes

Answer Comment:**Response:**

Likes: 0

Dislikes: 0

Amy Casuscelli - Xcel Energy, Inc. - 1,3,5,6 - MRO,WECC,SPP

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Emily Rousseau - MRO - 1,2,3,4,5,6 - MRO

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

faranak sarbaz - Los Angeles Department of Water and Power - 1 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Thomas Foltz - AEP - 5 -

Selected Answer: No

Answer Comment:

MOD-031-1 replaces a number of other MOD standards where the topic of confidential information was not explicitly addressed. AEP believes that MOD-031-1 R4.1 is sufficiently clear as written in regards to the obligations of an applicable entity that receives a request for potentially confidential information.

Response: Thank you for your clarifying comment.

Likes: 0

Dislikes: 0

Nick Vtyurin - Manitoba Hydro - 1,3,5,6 - MRO

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Kaleb Brimhall - Colorado Springs Utilities - 5 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Dennis Chastain - Tennessee Valley Authority - 1,3,5,6 - SERC

Selected Answer: Yes

Answer Comment:

In light of our recommendation to remove Requirement R3 from the MOD-031 Reliability Standard (see response to question #1), the emphasis of the standard will primarily be directed at the authority of the Planning Coordinator or Balancing Authority to request demand and energy data from the other applicable entities (Transmission Planner, Resource Planner, Load-Serving Entity, and Distribution Provider) for the purpose of supporting reliability studies and assessments that are performed by the Planning Coordinator or Balancing Authority. If there are no pre-existing agreements that address data confidentiality between the requesting entity (Planning Coordinator or Balancing Authority) and the submitting entity (Transmission Planner, Resource Planner, Load-Serving Entity, and Distribution Provider), we can understand that this may be a cause of concern with the submitting entity (Transmission Planner, Resource Planner, Load-Serving Entity, and Distribution Provider).

Response:

The SDT disagrees with your comment concerning Requirement R3. Please refer to our response to your comment for question #1.

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500). If there are any other known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Teresa Czyz - Georgia Transmission Corporation - 1 - SERC

Selected Answer: Yes

Answer Comment:

Again, GTC agrees with the comments provided by ACES Power:

We agree additional clarity is needed and recommend removing redundancies in R4. First, R4 should be clarified so that no Resource Planner (RP) can request energy and demand data from another RP. There simply is no situation in which one RP needs another RP's data. This is a FERC standards of conduct issue as it deals with competition between RPs. Second, R4 should not include the PC and BA as requesting entities since they will already be requesting data via R1. These two steps alone will eliminate the majority of the ambiguity and redundancy.

Response:

Information concerning available Generating Resources of the Resource Planner are not included under this standard. If a Resource Planner believes that certain information is confidential, access to that information can be restricted under Requirement R4. The requesting entity's ability to demonstrate a reliability need will determine whether they have right to request the data under Requirement R4.

With regards to your comment concerning PCs and BAs being included in Requirement R4, this is referencing "other" PCs and BAs not your PC/BA.

Likes: 0

Dislikes: 0

Molly Devine - IDACORP - Idaho Power Company - 1 -

Selected Answer: Yes

Answer Comment:

I agree that confidential information disclosures require clarity in light of corporate customer data protection policies and the potential impact resolution of a policy compliant response has on the information request time requirements identified in the MOD. However, with requests at system level, conflicts occurrences would be an infrequent exception.

Response:

If there are known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Lee Pedowicz - Northeast Power Coordinating Council - 10 - NPCC

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

Michael Lowman - Duke Energy - 1,3,5,6 - FRCC,SERC,RFC

Selected Answer: Yes

Answer Comment:

Duke Energy agrees that clarification is needed.

Response:

The SDT modified Requirement R4 to provide additional clarity regarding confidentiality. The SDT has also added language to the rationale for Requirement R4 to further explain the applicability of confidentiality.

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity, they are governed by the NERC Rules of Procedure (specifically Section 1500). If there are any other known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard.

Likes: 0

Dislikes: 0

Jason Marshall - ACES Power Marketing - 6 - MRO,WECC,TRE,SERC,SPP,RFC

Selected Answer: Yes

Answer Comment:

We agree additional clarity is needed and recommend removing redundancies in R4. First, R4 should be clarified so that no Resource Planner (RP) can request energy and demand data from another RP. There simply is no situation in which one RP needs another RP's data. This is a FERC standards of conduct issue as it deals with competition between RPs. Second, R4 should not include the PC and BA as requesting entities since they will already be requesting data via R1. These two steps alone will eliminate the majority of the ambiguity and redundancy.

Response:

Information concerning available Generating Resources of the Resource Planner are not included under this standard. If a Resource Planner believes that certain information is confidential, access to that information can be restricted under Requirement R4. The requesting entity's ability to demonstrate a reliability need will determine whether they have right to request the data under Requirement R4.

With regards to your comment concerning PCs and BAs being included in Requirement R4, this is referencing "other" PCs and BAs not your PC/BA.

Likes: 0

Dislikes: 0

Rachel Coyne - Texas Reliability Entity, Inc. - 10 -

Selected Answer: Yes

Answer Comment:

Texas RE recommends providing clarity in order to deter entities from activities that do not support reliability.

Response:

Requested area's regional entity, PC or BA should not be requesting any data for any other purposes than reliability. Regional Entity bylaws and delegation agreements are limited to reliability needs. The concerns with other entities requesting data is covered in Requirement R4.

Likes: 0

Dislikes: 0

Chris Scanlon - Exelon - 1 -

Selected Answer: No

Answer Comment:

Exelon doesn't think the requirement needs clarification.

Response:

Thank you for your clarifying comment.

Likes:

0

Dislikes:

0

Shannon Mickens - Southwest Power Pool, Inc. (RTO) - 2 - SPP**Selected Answer:**

Yes

Answer Comment:

We agree there should be some type of clarity added to the standard in reference to confidential information. At this point, the current language doesn't suggest the proper handling of confidential information by any of the applicable entities. We would suggest addressing the confidential piece in Requirement R2 where the applicable entities are requesting this type of data should verify potential confidential information and the entity providing this data marking the information as such 'confidential' so there is no confusion on how this data should be handled. We also suggest to the drafting team to mention in the requirement that the data being requested is pertaining to EIA-411 and this connection needs to be re-establish on what type of data is being requested.

Response:

We understand your concern and have modified the Background Section to address confidentiality. Concerning confidentiality treatment by a Regional Entity,

they are governed by the NERC Rules of Procedure (specifically Section 1500). If there are any other known confidentiality issues they should be dealt with prior to the gathering of data since the scope of the data being requested is defined within the approved standard. The standard is not meant to detail the handling of confidential information.

With regards to your comment concerning EIA-411, the SDT does not want to put specifics of this type into the standard.

Likes: 0

Dislikes: 0

Andrea Jessup - Bonneville Power Administration - 1,3,5,6 - WECC

Selected Answer: No

Answer Comment: BPA believes to properly plan you must provide some confidential information generically.

Response: Thank you for your clarifying comment.

Likes: 0

Dislikes: 0

RoLynda Shumpert - SCANA - South Carolina Electric and Gas Co. - 1,3,5,6 - SERC

Selected Answer: No

Answer Comment: No additional clarity is needed.

Response: Thank you for your clarifying comment.

Likes: 0

Dislikes: 0

Sandra Shaffer - Berkshire Hathaway - PacifiCorp - 6 -

Selected Answer: Yes

Answer Comment:

Response:

Likes: 0

Dislikes: 0

