

**UNITED STATES OF AMERICA
BEFORE THE
U.S. ENVIRONMENTAL PROTECTION AGENCY**

*New Source Performance Standards for
Greenhouse Gas Emissions from New, Modified,
and Reconstructed Fossil Fuel-Fired Electric
Generating Units: Emission Guidelines for
Greenhouse Gas Emissions from Existing Fossil
Fuel-Fired Electric Generating Units; and
Repeal of the Affordable Clean Energy Rule*)) EPA-HQ-OAR-2023-0072

**ISO/RTO COUNCIL’S REQUEST FOR
EXTENSION OF COMMENT PERIOD**

The ISO/RTO Council (“IRC”)¹ respectfully submits this request for a 60-day extension to the comment period in response to the Environmental Protection Agency’s (“EPA”) proposed rule in the above-referenced docket (“Proposed Rule”).² The IRC submits this request for a comment period that provides adequate time to evaluate the Proposed Rule and consider providing input to address any concerns with bulk power grid reliability.

Pursuant to legislative and regulatory directives, IRC members are charged with ensuring the reliability of the bulk electric system in their respective footprints. In performing these functions, IRC members must comply with mandatory reliability standards promulgated by the North American Electric Reliability Corporation (“NERC”) and applicable Regional Entities.

¹ The IRC comprises the following independent system operators (“ISOs”) and regional transmission organization (“RTOs”): Alberta Electric System Operator (“AESO”); California Independent System Operator (“CAISO”); Electric Reliability Council of Texas, Inc. (“ERCOT”); the Independent Electricity System Operator of Ontario, Inc. (“IESO”); ISO New England Inc. (“ISO-NE”); Midcontinent Independent System Operator, Inc. (“MISO”); New York Independent System Operator, Inc. (“NYISO”); PJM Interconnection, L.L.C. (“PJM”); and Southwest Power Pool, Inc. (“SPP”). AESO and IESO are not subject to the EPA’s jurisdiction and therefore do not join in this filing.

² New Source Performance Standards for Greenhouse Gas Emissions From New, Modified, and Reconstructed Fossil Fuel-Fired Electric Generating Units; Emission Guidelines for Greenhouse Gas Emissions From Existing Fossil Fuel-Fired Electric Generating Units; and Repeal of the Affordable Clean Energy Rule, Proposed Rule, EPA-HQ- OAR-2023-0072, 88 FR 33240 (May 23, 2023) (“Proposed Rule”).

The 60-day comment period extension is necessary in order for members of the IRC to continue their review of the proposals, including evaluation of potential impacts, in order to consider providing constructive comments on the Proposed Rule. These proposals are intertwined with other recent EPA proposals and rules, as well as with related federal and state policies and legislation that impact the bulk power system. The evaluation of potential reliability impacts of the various proposals and potential options and pathways for compliance is necessary to identify mechanisms to address potential reliability concerns; however, this cannot be completed under the current comment time frame. As such, the IRC respectfully requests an additional 60 days, until September 22, 2023, to review, evaluate, and prepare potential comments on the Proposed Rule.

As the Proposed Rule could have an impact on the reliable operation of bulk power grids, additional time is warranted to more fully review and provide thoughtful feedback. Thank you for your consideration of this request.

Respectfully submitted,

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Dated: June 8, 2023

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