

Agenda

Regulatory Oversight Committee Meeting

January 10, 2025 | 11:00 a.m. – 12:00 p.m. Eastern

Virtual Meeting

Webinar Link: [Join Meeting](#)

Attendee Password: ROCBoardJan25PAN (76226273 from phones)

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Mr. Robin E. Manning, Chair, called to order the duly noticed open meeting of the Board of Trustees Regulatory Oversight Committee (ROC or Committee) of the North American Electric Reliability Corporation (NERC) on January 10, 2025, at approximately 11:00 a.m. Eastern Time, and a quorum was declared present.

Present at the meeting were:

Committee Members

Robin E. Manning, Chair

Larry Irving

Susan Kelly

Kristine Schmidt

Kenneth W. DeFontes, Jr., *ex officio*

Board of Trustees Members

James B. Robb, NERC President and Chief Executive Officer

Jane Allen

Robert G. Clarke

Suzanne Keenan

Jim Piro

Colleen Sidford

NERC Staff

Tina Buzzard, Assistant Corporate Secretary

Jamie Calderon, Director, Standards Development

Manny Cancel, Senior Vice President and CEO of the E-ISAC

Howard Gugel, Vice President, Compliance Assurance and Registration

Kelly Hanson, Senior Vice President, Chief Operating Officer

Soo Jin Kim, Vice President, Engineering and Standards

Mark Lauby, Senior Vice President and Chief Engineer

Kimberly Mielcarek, Vice President, Communications

Kaiesha Morgan, Program Specialist, Corporate Governance and Enforcement

Lauren Perotti, Assistant General Counsel

Lonnie Ratliff, Director, Compliance Assurance and Certification

Sônia Rocha, Senior Vice President, General Counsel, and Corporate Secretary

Camilo Serna, Senior Vice President, Strategy and External Engagement

Teri Stasko, Assistant General Counsel and Director of Enforcement

Introduction and Chair's Remarks

Chair Manning welcomed the members of the ROC and other attendees to the meeting. He explained that the purpose of the meeting was to discuss actions the Committee may recommend the Board take to ensure the timely development of revisions to the generator cold weather standard, EOP-012, by FERC's March 27, 2025 deadline. Chair Manning also provided a brief summary of the January 13, 2025 Closed Committee Meeting.

NERC Antitrust Compliance Guidelines

Chair Manning directed the participants' attention to the NERC Antitrust Compliance Guidelines included in the advance agenda package and indicated that all questions regarding antitrust compliance or related matters should be directed to Ms. Rocha.

Recommended Standards Actions to Address FERC Directives Regarding EOP-012-2 – Extreme Cold Weather Preparedness and Operations

Ms. Kim reviewed the status of the Cold Weather standards, noting the recent failed ballot of the second draft of proposed Reliability Standard EOP-012-3. Given the status, Ms. Kim explained that NERC Management has concluded that it is increasingly unlikely that NERC will be able to meet FERC's March 27, 2025, deadline for a revised EOP-012 standard addressing FERC's directives from a June 2024 Order through the usual stakeholder comment and ballot process. Therefore, Ms. Kim reviewed the options available to the Committee to recommend to the Board for consideration to meet the FERC directive.

The Committee had a robust discussion on options to address developing revisions to Reliability Standard EOP-012-2 as directed by FERC. The discussion included recognition that using Section 321.5 is a continuation of the stakeholder process; Mr. Robb shared that NERC's objective here will be to help the Standards Committee develop a Standard responsive to FERC's directives. The Committee also discussed how the deference that FERC has given us in the 5-year assessment order may be used to ameliorate some of the compliance concerns around such issues as cold weather data availability. Mr. Gugel articulated areas where the compliance monitoring approach can be flexible as we learn about this standard's efficacy.

Standards Committee Chair, Todd Bennett, stated that the Standards Committee would be ready to respond to the Board's action.

Chair Manning summarized the final recommendation to the Board of Trustees for approval as:

- In consideration of the imminent FERC deadline, the lengthy history of the EOP-012 standard, and the failure of the ballot pool to approve a revised EOP-012 standard that is responsive to the FERC directives, the Regulatory Oversight Committee recommends the Board take action to complete the development of this standard using the notice and comment format described in Section 321.5 of the NERC Rules of Procedure.
- Considering the relevant facts the ROC hereby recommends the following to the Board of Trustees, that:
 - The Board finds that the ballot body for draft Reliability Standard EOP-012-3 developed under Project 2024-03 Revisions to EOP-012-2 has failed to approve a proposed Reliability Standard

that contains provisions to adequately address specific matters identified in directives issued by FERC in its June 27, 2024 Order;

- The Board finds it is necessary to employ the notice and comment format under Section 321.5 of the NERC Rules of Procedure to ensure the timely development of a standard responsive to the FERC Order;
- The Board directs the Standards Committee, with the assistance of stakeholders and NERC staff, to prepare a responsive standard and to post it for public comment by no later than January 29, 2024;
- The Board directs NERC management to draft a responsive standard, if the Standards Committee fails to draft a responsive standard in a timely manner or determines that NERC management should draft the standard;
- The Board directs that a draft standard be posted for a 45-day public comment in accordance with the Rules of Procedure; and
- The Board directs management to bring the standard and a complete record with all public comments to the Board at a special meeting in March to be convened for this purpose.

The Committee voted unanimously to provide the recommendations to the Board.

Closing Remarks and Adjournment

Chair Manning expressed appreciation for the work done to date on this important Reliability Standard as well as excitement to continue stakeholder involvement to ensure the timely development of revisions to Reliability Standard EOP-012-2 as directed by FERC.

Adjournment

There being no further business, the meeting was adjourned.

Submitted by,



Sônia Rocha
Corporate Secretary