

Meeting Notes

Project 2022-05 Modifications to CIP-008

Reporting Threshold

SAR Drafting Team

May 31, 2023

June 5 and 14, 2023

Review NERC Antitrust Compliance Guidelines and Public Announcement

Alison Oswald, NERC staff, called attention to the NERC Antitrust Compliance Guidelines and the public meeting notice.

Roll Call and Determination of Quorum

A team roll call was taken and quorum was determined on all days. The member attendance sheet is attached as attachment 1.

Draft Summary Response to Comments

May 31

Sharon Koller started the meeting stating this team is dealing with a subject where there is lack of alignment on what constitutes an attempt and all could benefit from this project closing that gap. Scott Klauminzer believes the disconnect is an identification of intent as a criteria. He states the team should look at the concept of thresholds or the concept of defining criteria. Marc Child and Darrell Grumman feel this is an interesting position the team is in and perhaps EISAC or FERC would be better suited to address the comment. Marc suggested a guidance document again. Barry Kuehnle from FERC stated that a guidance document would not be enough and he would not recommend that path to his leadership. He has only been seeing about 30% of the audited entities have acceptable criteria. Lonnie Ratliff, NERC compliance, added that in his experience, entities are putting attempts to compromise at the same level as CSI or Reportable CSI which is not the intent of the standard.

Scott K stated that getting a list of potential event types from industry could be beneficial, but asks would it be modified in the standard. Josh Rowe suggested edits to R1.1 to include investigation into the standard. Sharon noted that change could imply an order or operations that might be something the team will need to address in later drafting.

The team reviewed the CSI and Reportable CSI definitions. Sharon and Tony provided history to the other drafting team members about the previous project, 2018-02, which tried to define attempts to compromise, but ultimately left it up to the entity to define. The team will continue with identifying themes from the SAR comments at the next meeting.

June 5

Alison Oswald started the meeting informing the team that the goal for the next few calls will be to complete the response to comments. The team will be doing this as a summary response. The team identified the four main themes from the SAR comments as:

- Theme 1 – Industry does not support the SAR and does not believe any modifications to any CIP Standards are needed nor warranted.
- Theme 2 – Industry needs more information to understand the basis for the SAR and need for change.
- Theme 3 – Creation of new, or changes to existing definitions, could have broader ranging impact and unintended scoping consequences with CIP-003 R2. Preference is to limit to CIP-008.
- Theme 4 – Leverage existing controls in the suite of Standards to define minimum reporting thresholds for attempts to compromise.

The team drafted responses to these four themes and discussed including examples from NERC and FERC that were discussed during SAR drafting team meeting to bolster the document. The team compiled an attachment of examples to include with the summary response document.

June 14

The team reviewed the summary response to comments that has been drafted thus far. Sharon Koller expressed concern around the topic of multiple reports and timing of those reports expressed by industry. This was noted by multiple industry comments in the SAR. The team discussed if the SAR should be changed to address this concern. FERC stated that the reports have to go to E-ISAC and DHS and cannot be changed. Team will review response to comments at a future meeting to finalize for posting.

Attachment 1

Name	Entity	5/31	6/5	6/14
Tony Hall	LG&E and KU Energy	X	X	X
Sharon Koller	American Transmission Company, LLC	X	X	X
Darrel A. Grumman	Electric Power Engineers	X	X	X
Marc Child	Great River Energy	X	X	X
Bryan Yoch	Ameren	N	X	N
Joshua Rowe	WECC	X	X	X
Brent Howell	Duke Energy	N	X	X
Michelle Ross	Exelon	X	N	N
Scott Klauminzer	Tacoma Public Utilities	X	X	X
Lawrence Good	Bonneville Power Administration	X	X	X