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| NPRR Number | [1097](http://www.ercot.com/mktrules/issues/NPRR1097) | NPRR Title | Create Resource Forced Outage Report |
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| Date | January 12, 2022 |
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| Submitter’s Information |
| Name | Dan Woodfin |
| E-mail Address | dan.woodfin@ercot.com  |
| Company | ERCOT |
| Phone Number | 512-248-3115 |
| Cell Number |  |
| Market Segment | Not applicable |

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| Comments |

ERCOT submits these comments in response to the January 7, 2022 comments of Texas Competitive Power Advocates (TCPA). TCPA proposes to extend the disclosure period for information about Forced Outages of Generation Resources and Energy Storage Resources from three days, as ERCOT originally proposed in the NPRR, to seven days. TCPA also proposes to modify the daily Forced Outage report to include only the aggregate amount of capacity subject to a Forced Outage, Maintenance Outage, or Forced Derate for each Operating Day, rather than providing information about each Outage, as ERCOT proposed. As reflected in TCPA’s revisions, this report would be posted seven days, rather than three days, after the Operating Day.

ERCOT disagrees with the revisions in TCPA’s comments. TCPA offers no explanation as to why the asserted improvements in data accuracy or market efficiency it attributes to a seven-day disclosure period would outweigh the public benefit of a more expedited three-day disclosure requirement. Nor has TCPA shown any negative impact on competition as a consequence of the ongoing posting of the three-business-day Outage report, which has occurred every day since July 7, 2021.

With respect to the proposed aggregation of information in the daily Forced Outage report, TCPA never explains why that information should not be provided on a Resource-specific basis, given the seven-day expiration of confidentiality for Resource-specific Outage information TCPA proposes. While TCPA has characterized the Forced Outage report as nothing more than a “data dump” of information that would be “useless” to the public, ERCOT believes the data reported—including the Resource name, MW impact, dates, and causes of each specific Outage—is relatively straightforward and provides valuable transparency to the public. An aggregated report that identifies only the total amount of all outaged capacity undermines the purpose of this NPRR, which is to provide public transparency of the entities and Resources that experience Outages.

The original language in this NPRR aligns with recent orders of the Public Utility Commission of Texas (PUC). As ERCOT noted in the Business Case for this NPRR, the PUC’s June 30, 2021 order in Project No 52266 established a three-business day disclosure period for the posting of Outages, resulting in the posting of Resource-specific Outage information in as few as three calendar days. In urging this shorter disclosure period, PUC Chairman Lake’s June 23, 2021 memorandum underscored a “need [for] more transparency and information about forced outages,” which he argued “should quickly be made available to the public.”

On September 23, 2021, the PUC issued a second order in Project No. 52266 requiring ERCOT to continue posting the same Resource-specific Outage information through May 31, 2022. In his September 21, 2021 memorandum proposing the extension of the posting requirement, Chairman Lake specifically identified this NPRR and expressed explicit support for the three-day Outage report it proposed, noting that these changes “will . . . achieve the policy objective of the [June 30, 2021] Waiver Order—more timely and transparent disclosure of generator outages to the public—on an ongoing basis.”

Consistent with the PUC’s orders and Chairman Lake’s reasoning, ERCOT believes that a three-day Outage disclosure period and a requirement to post a public report of the details of each Outage on the third day after each Operating Day provides an appropriate level of public transparency on a timely basis. Accordingly, ERCOT urges stakeholders to reject TCPA’s proposed revisions.

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| Revised Cover Page Language |

None.

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| Revised Proposed Protocol Language |

None.