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| VCMRR Number | [038](https://www.ercot.com/mktrules/issues/VCMRR038) | VCMRR Title | Administrative Change for Verifiable Cost Manual – Remove Obsolete Reference from List of Appealable TAC Actions |
| Date of Decision | | December 14, 2023 | |
| Action | | Approved | |
| Timeline | | Administrative Change | |
| Effective Date | | January 1, 2024 | |
| Priority and Rank Assigned | | Not Applicable | |
| Verifiable Cost Manual Sections Requiring Revision | | 13.4, Appeal of Action | |
| Related Documents Requiring Revision/Related Revision Requests | | None | |
| Revision Description | | This Administrative Verifiable Cost Manual Revision Request (VCMRR) removes an obsolete reference to TAC approval from the list of appealable TAC actions, as TAC no longer has final approval of guide Revision Requests, further aligning the Verifiable Cost Manual revision process with that described in Protocol Section 21.4.12.2, Appeal of Technical Advisory Committee Action.  Administrative changes to the Verifiable Cost Manual to maintain consistency with Protocol Section 21, Revision Request Process, are allowed under paragraph (5) of Section 13.1, Introduction. | |
| Reason for Revision | | Addresses current operational issues.  Meets Strategic goals (tied to the [ERCOT Strategic Plan](https://www.ercot.com/files/docs/2018/12/13/ERCOT_Strategic_Plan_2019-2023.pdf) or directed by the ERCOT Board).  Market efficiencies or enhancements  Administrative  Regulatory requirements  Other: (explain)  *(please select all that apply)* | |
| ERCOT Opinion | | ERCOT supports approval of VCMRR038. | |
| ERCOT Market Impact Statement | | ERCOT Staff has reviewed VCMRR038 and believes the market impact for VCMRR038 maintains consistency between the Verifiable Cost Manual and Protocols. | |
| PUCT Decision | | On 12/14/23, the PUCT approved VCMRR038 and accompanying ERCOT Market Impact Statement as presented in Project No. 54445, Review of Rules Adopted by the Independent Organization. | |

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| Sponsor | |
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| Company | ERCOT |
| Phone Number | 512-225-7027 |
| Cell Number |  |
| Market Segment | Not Applicable |

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| Proposed Guide Language Revision |

**13.4 Appeal of Action**

(1) Any ERCOT Member, Market Participant, Public Utility Commission of Texas (PUCT) Staff, the Reliability Monitor, the Independent Market Monitor (IMM), the North American Electric Reliability Corporation (NERC) Regional Entity, or ERCOT may appeal a Wholesale Market Subcommittee (WMS) action to reject, table, or refer a Verifiable Cost Manual Revision Request (VCMRR) directly to the Technical Advisory Committee (TAC). Such appeal to TAC must be submitted electronically to ERCOT by completing the designated form provided on the ERCOT website within seven days after the date of the relevant WMS appealable event. ERCOT shall reject appeals made after that time. ERCOT shall post appeals on the ERCOT website within three Business Days of receiving the appeal. Appeals shall be heard at the next regularly scheduled TAC meeting that is at least seven days after the date of the requested appeal. An appeal of a VCMRR to TAC suspends consideration of the VCMRR until the appeal has been decided by TAC.

(2) Any ERCOT Member, Market Participant, PUCT Staff, the Reliability Monitor, the IMM, the NERC Regional Entity, or ERCOT may appeal a TAC action to reject, table, remand, or refer a VCMRR directly to the ERCOT Board. Appeals to the ERCOT Board shall be processed in accordance with the ERCOT Board Policies and Procedures. An appeal of a VCMRR to the ERCOT Board suspends consideration of the VCMRR until the appeal has been decided by the ERCOT Board.

(3) Any ERCOT Member, Market Participant, PUCT Staff, the Reliability Monitor, the IMM, or the NERC Regional Entity may appeal any decision of the ERCOT Board regarding a VCMRR to the PUCT or other Governmental Authority. Such appeal to the PUCT or other Governmental Authority must be made within any deadline prescribed by the PUCT or other Governmental Authority, but in any event no later than 35 days of the date of the relevant ERCOT Board appealable event. Notice of any appeal to the PUCT or other Governmental Authority must be provided, at the time of the appeal, to ERCOT’s General Counsel. If the PUCT or other Governmental Authority rules on the VCMRR, ERCOT shall post the ruling on the ERCOT website.