

*Solution Package (3.2) – Develop an additional pathway for vetting issues that are contentious or must be decided quickly.*

## **Super Forum – Alternate/Expedited Pathway**

### *8.6 Alternative Processes*

*Stakeholder Process offers several alternative processes for non-standard situations and minority protections (detailed in Section 12.2). These alternatives include CBIR Lite, the Enhanced Liaison Committee, User Groups, and assignment of topics as special sessions of a committee.*

## **New Section**

### **8.6.3 Critical Issue Fast Path (CIFP)**

The purpose of the Critical Issues Fast Path process is to provide the PJM Board of Managers (Board) and PJM Members an orderly and facilitated process for contentious issues with known PJM and/or FERC implementation deadlines that were not resolved, or would be extremely difficult to resolve, within the normal CBIR Stakeholder process. The CFIP process is to be used on major issues only in extraordinary circumstances (broad impact to markets or significant reliability issue) and is expected to be used very infrequently.

Trigger(s) for Initiating (CIFP):

- Board initiated for time-constrained major issues or existing work efforts that have not achieved, or are unlikely to achieve, consensus, or
- For a new issue, by a greater than 2/3 sector-weighted MC vote on a PS/IC in favor of sending a letter to the Board requesting the CIFP process be initiated, or
- For an in-process stakeholder issue, at proposal-development stage or later, by a greater than 2/3 sector-weighted MC vote on a PS/IC in favor of sending a letter to the Board requesting the CIFP process be initiated

### **General**

It is envisioned that the CIFP process could be completed in as few as 5 consecutive days or take up to several months depending on the issue and necessary deadlines.

For stages 1, 2 and 3, meeting times will be scheduled to cover the CIFP requirements to meet the decision deadline; multi-day meetings may be used to meet decision deadlines.

CIFP meetings can require cancellation or rescheduling of any other stakeholder meetings, including standing committees.

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### CIFP Meeting Stages

Stage 1 – Similar to the normal CBIR process.<sup>1</sup> PJM will provide stakeholder education and its initial solution package and alternatives considered, including its option alternatives to stakeholders

Stage 2 - Stakeholders may discuss any previously considered and/or new alternatives, with row-by-row reviews of the CIFP matrix.

Stage 3 – Based on the row-by-row discussions, PJM will finalize its package, and stakeholders will create alternative packages as appropriate

Stage 4 – “Final Meeting” : For the benefit of all meeting attendees, PJM will review its package proposal in the solution Matrix on a row-by-row basis to show how its solution addresses the PS/IC. At the conclusion of the PJM presentation, Members and invited non-Member stakeholders, whether individually or in self-selected coalitions, will provide feedback to the Board on the impacts, positive or negative on the option details contained within the solution Matrix.

As the issues and interests vary, deference will be afforded to the MC Chair, Vice Chair, and MC Secretary to determine the allowed speaking times. Similar to an LC meeting, the purpose of the meeting to facilitate Member-Board communications. Therefore, the CFIP Final Meeting is not a regular stakeholder meeting, and Member- to-Member discussion on points and counter points will not be permitted.

### Steps in the Process

1. For new CIFP issues, PJM will create PS & IC as informational to stakeholders and to set scope and deliverables. No MC approval vote is required.
2. Initial CIFP meeting – Presentation of an Option Matrix, “pre-loaded” with PJM package including all issue (row) alternatives considered by PJM, noting the preferred option choices and the reasons therefor.
3. PJM presents simulation results, review studies performed, and reviews forecasted market impacts as appropriate.
4. Stakeholders will have an opportunity to offer feedback, alternative ideas, and request additional studies to be completed as time and manpower permit.
5. PJM will facilitate the CIFP process using the CBIR option/solution matrix. In addition, PJM may provide a whitepaper or briefing paper as needed.
6. Stakeholders do not have any requirement for developing a whitepaper. Stakeholders always have the normal communication protocols with the Board of Managers available. During stages one through three of the CFIP process, stakeholders may add alternate options to the PJM’s initial matrix that could lead to alternative solution packages. In addition to the normal

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<sup>1</sup> Reference: Exhibit 8, M34

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value resulting from creating and utilizing a CBIR solution matrix to facilitate consensus building, the CIFP matrix has the additional purpose to enhance the Board's decision making regarding its solution package if stakeholder consensus is not achieved in an MC vote.

### Roles and Responsibilities

1. PJM to create the initial CIFP matrix including all row options considered.
2. PJM will facilitate the first three meeting stages.
3. Stakeholders will be presented with the details of PJM decision making and focus on improving option solutions and noting key areas of support and/or concerns.
4. The PJM IMM is required to meet with PJM prior to Stage 1 meeting to build a consensus package if possible.
5. PJM Board will approve initiation of the CIFP process, establish objectives, establish CIFP deadlines, and solicit detailed Member feedback at the final CFIP.

### Participation

- Early meetings, Stages 1 -3, Open to all stakeholders. Media permitted, but without individual attribution; PJM, states & IMM are permitted to attend.
- PJM Board is required for the final (Step 4) CIFP and Members Committee meeting with two or more Board members in person consistent with MC protocols. Other Board members may participate by phone. The Board is encouraged to participate in Stages 1 -3 meetings as well.

### Final Meeting Details

- Will be scheduled ideally on the morning of an existing MRC/MC meeting date.
- The meeting will be conducted similarly to a Liaison Committee in that the purpose of the meeting is to facilitate discussion between the Members and the Board. The CIFP meeting may last up to 4 hours of Member-Board conversation (including time-limited comments from the IMM, invited non-Members and states)
- Prior to establishing the agenda for the Final CIFP Meeting, the MC Chair will invite the Members to indicate their interest(s) in speaking at the Final Meeting and to provide their specific interests that they want to communicate to the Board regarding the CIFP matrix row comments for use by the MC Chair in determining the Final Meeting agenda and time allocations.
- Speaker comments shall focus on support or concerns with the package details as shown on the matrix
- Attendance
  - Open only to Members, IMM, States, PJM and invited non-Members may attend. The participation of non-Members will be at the discretion of the MC Chair in consultation with the Vice Chair and MC Secretary. Strict time limited presentations will be enforced for all speakers. In person only meeting participation (no phone or video)
  - Media rules will be the same as for the Liaison Committee

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#### Facilitation

- The MC Chair, Vice Chair, and Secretary determine and assign the CIFP facilitator role to a Member, a PJM Staff professional, or an external professional. Facilitation of the meeting shall be done in a non-partisan and effective manner.
- Presentation timing – As topics and interests will change for each time the CIFP process is utilized, the MC Chair, Vice Chair, and MC Secretary shall use their best non-partisan judgement to fairly allocate the speaking times for all final CIFP meeting participants. These decision makers will consider the following parameters in their decision making:
  - Balancing Sector time allocation appropriately with Sector interests
  - Consideration of Sector impact of proposed changes
  - Consideration of impact of changes on individual Members
  - Fixed time limits for any individual Member
  - Consideration may be given to Members with self-selected coalitions may be given more time than individual Members
  - Other factors as appropriate
  - States will be offered a time-limited opportunity to speak following PJM
  - IMM will be offered a time-limited opportunity to speak during the meeting. If the IMM cannot support the PJM package, they may offer an alternative package focused on row by row concerns similar to Member CIFP meeting requirements.
- Member presentation slides are not permitted at the final meeting.
- Appropriate time at the Final Meeting will be allotted for Q&A between the Board and Members

#### After the Stage 4 CIFP Meeting

At the conclusion of the Final Meeting, an MC meeting will be convened to vote on the packages. Sector weighted voting on all packages will occur concurrently,. As with all MC sector-weighted votes, an MC-level voting report will be prepared and posted and available to the Board.

If a package achieves greater than 2/3 support, or the package with the greatest support if more than one package were to reach 2/3 support, the package may be filed as a Section 205 at FERC.

#### After the MC Meeting

The Board is required to communicate to the Members before filing a proposal with FERC. The communication will include detailed response on why the Board selected the solution they did, focusing on the contentious lines in the matrix and including justification/reasoning to facilitate Member understanding.

Once all steps of this process have been completed, the Board retains its authority to act consistent with the PJM Operating Agreement.