

**NEW YORK STATE PUBLIC SERVICE COMMISSION
NOTICE OF PROPOSED RULE MAKING**

ATTACHMENT TO DRAFT NOTICE

Proposed action: The New York State Public Service Commission is considering whether to approve or reject, in whole or in part, proposed tariff revisions to tariff schedules, P.S.C. No. 119 – Electric Service and No. 120 – Electric Service, filed by New York State Electric & Gas Corporation (“NYSEG”), and P.S.C. No. 19 – Electric Service filed by Rochester Gas and Electric Corporation (“RG&E”) to become effective on July 1, 2023.

Subject of rule: Proposed revisions to tariff schedules.

Purpose of rule: The Companies are filing revisions to their respective electric tariffs to allow distributed energy resources to participate in the NYISO wholesale market and prevent duplicative compensation pursuant to FERC Order No. 2222.

Substance of proposed rule: The New York State Public Service Commission is to approve or reject, in whole or in part, proposed tariff revisions submitted by NYSEG and RG&E to allow distributed energy resources to participate in the NYISO wholesale market and prevent duplicative compensation pursuant to FERC Order No. 2222. One of the overarching principles of FERC Order No. 2222 is that dual participation by customers must not receive compensation concurrently for the same service, such as energy and capacity, in the retail markets that they are receiving in the wholesale markets.