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| PGRR Number | [125](https://www.ercot.com/mktrules/issues/PGRR125) | PGRR Title | Update of LSIPA Compliance Attestation |
| Date Posted | March 25, 2025 |
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| Requested Resolution  | Normal |
| Planning Guide Sections Requiring Revision  | 5.5.2, Initiation of Generator Interconnection or Modification8, Attachment D, Attestation Regarding Compliance with the Lone Star Infrastructure Protection Act |
| Related Documents Requiring Revision/Related Revision Requests | None |
| Revision Description | This Planning Guide Revision Request (PGRR) makes the Lone Star Infrastructure Protection Act (LSIPA) attestation in the Planning Guide consistent with the language in ERCOT’s existing Protocol Section 23, Form Q, Attestation Regarding Market Participant Citizenship, Ownership, or Headquarters in the Protocols. Specifically, it adds language that would permit an Interconnecting Entity (IE) or property owner to demonstrate compliance under LSIPA even if it has a subsidiary or Affiliate that falls under any of the citizenship or headquarter criteria of LSIPA, so long as the subsidiary does not have direct or remote access to or control of the project, the real property utilized by the project, Resource Integration and Ongoing Operations (RIOO), the Market Information System (MIS), other ERCOT systems, or any confidential data from such systems. |
| Reason for Revision |  [Strategic Plan](https://www.ercot.com/files/docs/2023/08/25/ERCOT-Strategic-Plan-2024-2028.pdf) Objective 1 – Be an industry leader for grid reliability and resilience [Strategic Plan](https://www.ercot.com/files/docs/2023/08/25/ERCOT-Strategic-Plan-2024-2028.pdf) Objective 2 - Enhance the ERCOT region’s economic competitiveness with respect to trends in wholesale power rates and retail electricity prices to consumers [Strategic Plan](https://www.ercot.com/files/docs/2023/08/25/ERCOT-Strategic-Plan-2024-2028.pdf) Objective 3 - Advance ERCOT, Inc. as an independent leading industry expert and an employer of choice by fostering innovation, investing in our people, and emphasizing the importance of our mission General system and/or process improvement(s) Regulatory requirements ERCOT Board/PUCT Directive*(please select ONLY ONE – if more than one apply, please select the ONE that is most relevant)* |
| Justification of Reason for Revision and Market Impacts | Currently, the Section 8, Attachment D attestation does not allow Entities to specify that their subsidiaries or Affiliates that meet the citizenship or headquarter criteria under the LSIPA will not have access to ERCOT’s systems. Functionally, this unnecessarily bars global companies from initiating a Generator Interconnection or Modification (GIM). The proposed edits to the attestation make it consistent with ERCOT’s other LSIPA attestation for Market Participant registration. These changes allow Entities with subsidiaries or affiliates that meet the criteria under the LSIPA to specify that their subsidiaries or affiliates will not have direct or remote access to the project, the real property utilized by the project, RIOO, the MIS, other ERCOT systems, or any confidential data from such systems. |

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| Market Segment | Not applicable |

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| --- |
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| Proposed Guide Language Revision |

***5.2.2 Initiation of Generator Interconnection or Modification***

(1) Any Entity subject to paragraph (1) of Section 5.2.1, Applicability, must initiate a Generator Interconnection or Modification (GIM) by submitting a completed request and providing all requested information and documentation through the online Resource Integration and Ongoing Operations (RIOO) system and paying the Generation Interconnection Fee described in the ERCOT Fee Schedule in the ERCOT Protocols.

(2) An Entity is not eligible to initiate or maintain a GIM if the Entity or any other owner of the project meets any of the company ownership (including Affiliates) or headquarters criteria listed in Texas Business and Commerce Code, Sections 113.002(a)(2)(A)-(b)(2)(B) or 2274.0102(a)(2)(A)-(b)(2)(B), added by Act of June 18, 2021, 87th Leg., R.S., Ch. 975 (S.B. 2116). Any Entity that seeks to initiate a GIM shall submit an attestation Section 8, Attachment D, Attestation Regarding Compliance with the Lone Star Infrastructure Protection Act, confirming that the Entity does not meet any of the company ownership (including affiliations) or headquarters criteria listed in Texas Business and Commerce Code, Sections 113.002(a)(2)(A)-(b)(2)(B) or 2274.0102(a)(2)(A)-(b)(2)(B).

(3) An Entity is not eligible to initiate or maintain a GIM if the real property to be utilized by or for the project is owned or controlled, in whole or in part, by an Entity that meets any of the prohibited company ownership (including Affiliates) or headquarters criteria identified in the Lone Star Infrastructure Protection Act, Texas Business and Commerce Code, Sections 113**.**002(a)(2)(A)-(b)(2)(B) or 2274.0102(a)(2)(A)-(b)(2)(B), added by Act of June 18, 2021, 87th Leg., R.S., Ch. 975 (S.B. 2116). The Interconnecting Entity (IE) must provide an attestation Section 8, Attachment D, confirming that such prohibited ownership or control does not apply to the real property.

(4) If a project meets any of the above listed prohibited criteria in paragraphs (2) or (3) above solely due to the citizenship, ownership or headquarters of a wholly owned subsidiary, majority-owned subsidiary, or Affiliate, of any Entity, an Entity will be eligible to initiate or maintain a GIM, subject to paragraph (5) below, if it certifies that the subsidiary or Affiliate at issue will not have direct or remote access to or control of the project, the real property utilized by the project, RIOO, the Market Information System (MIS), other ERCOT systems, or any confidential data from such systems.

(5) ERCOT may immediately suspend or terminate an Entity’s GIM, access to RIOO, or access to any of ERCOT’s other systems if ERCOT has a reasonable suspicion that the Entity or project violated any of the prohibitions described by paragraphs (2) or (3) above.

(6) For the purposes of submitting a GIM:

(a) MW values should be determined at the generator terminals;

(b) If generation is serving new or existing Load then this must be identified in the RIOO request; and

(c) The latitude, longitude, and county are those of the station that includes the main power transformer for the subject facility.

(d) Failure to supply any required data may delay ERCOT processing of the interconnection application and studies and result in project cancellation.

(7) Payment of the Generation Interconnection Fee and all other related fees payable to ERCOT must be made using an Automated Clearing House (ACH) e-check or credit card via the RIOO system. This fee is non-refundable and must be paid even if ERCOT waives the Security Screening Study described in Section 5.3.1, Security Screening Study, or cancels the project due to failure to submit complete project information. The fee must be paid for each additional interconnection request (INR) even if a fee has previously been paid for another INR associated with the same generator.

(8) Upon receiving the application, ERCOT will assign the project a unique identification number (INR number) according to the following convention:

 yrINRxxxx

 where: yr is the year the generation is anticipated to be commissioned

 INR indicates it is an interconnection request

 xxxx is a sequence number beginning with 0001 (reset for each year)

(9) The proposed Commercial Operations Date for large generators meeting paragraph (1)(a) of Section 5.2.1 must be at least 15 months after the date the application is submitted or it will not be accepted. If conditions allow, the Commercial Operations Date can be changed after submission.

(10) ERCOT will notify the IE within ten days if the GIM application fails to include the applicable fees or the information that is necessary for the GIM application to be approved.

(11) If the IE fails to respond to ERCOT’s inquiries within ten Business Days, the GIM application will be deemed incomplete and returned to the IE using the online RIOO system. The IE will be notified that action is required via a RIOO system automated email.

(12) Once the application has been deemed materially complete, ERCOT will notify the IE of receipt of the completed application within ten Business Days.

(13) An ERCOT-designated point of contact will be assigned to oversee the interconnection study process and answer questions concerning the interconnection process. Once assigned, the ERCOT-designated point of contact will contact the IE and will be the primary ERCOT contact for the IE.

(14) Prior to the initial contact from the ERCOT-designated point of contact, an IE may direct questions concerning the GIM process to ResourceIntegrationDepartment@ercot.com. All GIM-related email communication sent to the ERCOT-designated point of contact or to ResourceIntegrationDepartment@ercot.com shall include the associated project INR number in the subject field. If the communication is not specific to a project, the email subject field shall have the words “Generator Interconnection or Modification.”

(15) If a proposed generator that would use the same physical interconnection is to be built in phases with in-service dates more than three months apart, each phase should be treated as a separate interconnection request but may be included in the same study.

**ERCOT Planning Guide**

**Section 8**

**Attachment D: Attestation Regarding Compliance with the Lone Star Infrastructure Protection Act**

**TBD**

**Attestation Regarding Compliance with the Lone Star Infrastructure Protection Act**

**Name of Interconnecting Entity (IE):**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IE’s Interconnection Request (INR) number:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Check the one box that applies [do not check both boxes]:

1. With respect to the above referenced IE and INR number and with respect to each Entity with an ownership interest in the real property to be utilized by the above referenced IE’s project (“Property Owner”), I hereby attest that:

 NONE of the following statements in paragraphs (A) - (C) are TRUE.

 ONE OR MORE of the following statements in paragraphs (A) - (C) are TRUE.

(A) The IE or Property Owner, or a wholly owned subsidiary, majority-owned subsidiary, parent company, or Affiliate of the IE or Property Owner, is owned by:

(i) individuals who are citizens of China, Iran, North Korea, Russia, or a designated country;[[1]](#footnote-1) or

(ii) a company or other entity, including a governmental entity, that is owned or controlled by citizens of or is directly controlled by the government of China, Iran, North Korea, Russia, or a designated country; or

(B) The majority of stock or other ownership interest of the IE or Property Owner, or a wholly owned subsidiary, majority-owned subsidiary, parent company, or Affiliate of the above referenced IE or Property Owner is held or controlled by:

(i) individuals who are citizens of China, Iran, North Korea, Russia, or a designated country; or

(ii) a company or other entity, including a governmental entity, that is owned or controlled by citizens of or is directly controlled by the government of China, Iran, North Korea, Russia, or a designated country; or

(C) The IE or Property Owner, or a wholly owned subsidiary, majority-owned subsidiary, parent company, or Affiliate of the IE or Property Owner is headquartered in China, Iran, North Korea, Russia, or a designated country.

**If you checked the box for “ONE OR MORE of the following statements in paragraphs (A) - (C) are TRUE” solely because a wholly-owned subsidiary, majority-owned subsidiary, or Affiliate meets any of the citizenship or headquarters criteria listed above, then please answer question 2 below.**

2. With respect to the subsidiary or Affiliate at issue, check the one box that applies [do not check both boxes]:

 The subsidiary or Affiliate will NOT have direct or remote access to or control of the project, the real property utilized by the project, Resource Integration and Ongoing Operations (RIOO), the Market Information System (MIS), other ERCOT systems, or any confidential data from such systems.

 The subsidiary or Affiliate will have direct or remote access to or control of the project, the real property utilized by the project, RIOO, the MIS, other ERCOT systems, or any confidential data from such systems.

By signing below, I certify that I am an officer, executive, or authorized employee with authority to bind the IE listed above, that I am authorized to execute and submit this attestation on behalf of each IE listed above, and that the statements contained herein are true and correct.

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Signature

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Name

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Title

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date

1. The term “designated country” as used in this attestation shall have the same meaning as the definition of that term in Texas Business and Commerce Code, Section 113.001(4), added by Act of June 18, 2021, 87th Leg. R.S. Ch. 975 (S.B. 2116). [↑](#footnote-ref-1)