



Federal Register

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Part LII

**Federal Energy
Regulatory
Commission**

Semiannual Regulatory Agenda

FEDERAL ENERGY REGULATORY COMMISSION (FERC)

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Ch. I

Semiannual Regulatory Agenda

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Semiannual regulatory agenda.

SUMMARY: In accordance with guidance issued by the Office of Management and Budget (OMB), the Federal Energy Regulatory Commission voluntarily submits information about rulemakings under development. Of the 18 rulemakings listed, 11 are current or projected rulemakings, and 7 are completed actions.

DATES: The dates provided represent goals, not commitments, and may be revised due to shifts in workload,

changes in priorities, or extensive public comments. See the various dates listed for each specific rulemaking.

ADDRESSES: Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

FOR FURTHER INFORMATION CONTACT:

Person listed for each specific rulemaking.

Magalie R. Salas,
Secretary.

Federal Energy Regulatory Commission—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
3850	Standards For Business Practices Of Interstate Natural Gas Pipelines	1902-AC22

Federal Energy Regulatory Commission—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3851	Standards of Conduct for Transmission Providers	1902-AC07
3852	Electronic Service of Documents	1902-AC08
3853	Electronic Filing of Documents	1902-AC09
3854	Guidance for Filings in the Interim	1902-AC11
3855	Standards For Business Practices of Interstate Natural Gas Pipelines	1902-AC13
3856	Accounting and Reporting of Financial Instruments, Comprehensive Income, Derivatives and Hedging Activities ...	1902-AC14
3857	Standardizing Generator Interconnection Agreements and Procedures	1902-AC15
3858	Revised Public Utility Filing Requirements	1902-AC16
3859	Electricity Market Design and Structure	1902-AC18
3860	Electronic Filings	1902-AC19

Federal Energy Regulatory Commission—Completed Actions

Sequence Number	Title	Regulation Identification Number
3861	Electronic Filing of FERC Form Nos. 423, 714 and 715	1902-AB93
3862	Amendments to Rules Governing Off-the-Record Communications	1902-AC10
3863	Natural Gas Pipeline; Project Cost and Annual Limits	1902-AC12
3864	Policy on Certificates of Public Convenience and Necessity for Gas Transmission Facilities in the Offshore Southern Louisiana Area	1902-AC17
3865	Annual Update of Filing Fees	1902-AC20
3866	Update of the Federal Energy Regulatory Commission's Fees Schedule for Annual Charges for the Use of Government Lands	1902-AC21

Federal Energy Regulatory Commission—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1902-AB57	Treatment of Responses to FERC Form No. 580 Interrogatories	03/15/2002	Withdrawn

Federal Energy Regulatory Commission (FERC)

Final Rule Stage

3850. • STANDARDS FOR BUSINESS PRACTICES OF INTERSTATE NATURAL GAS PIPELINES**Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 717 to 717w; 15 USC 3301 to 3432; 42 USC 7101 to 7532; 43 USC 1331 to 1356**CFR Citation:** 18 CFR 284**Legal Deadline:** None**Abstract:** The Commission amended its regulations governing standards for interstate pipeline business operations and communications to require that

pipelines permit releasing shippers to recall released capacity and renominate such recalled capacity at each nomination opportunity. (Docket No. RM96-1-019.)

Timetable:

Action	Date	FR Cite
NPRM	10/19/01	66 FR 53134
NPRM Comment Period End	11/19/01	
Final Rule	03/18/02	67 FR 11906
Final Rule Effective	04/17/02	
Order on Rehearing	To Be	Determined

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Michael Goldenberg, Attorney Advisor, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426
Phone: 202 208-2294**RIN:** 1902-AC22

Federal Energy Regulatory Commission (FERC)

Long-Term Actions

3851. STANDARDS OF CONDUCT FOR TRANSMISSION PROVIDERS**Priority:** Other Significant**Legal Authority:** 15 USC 717 to 717w; 15 USC 3301 to 3423; 16 USC 791 to 825r; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352**CFR Citation:** 18 CFR 37; 18 CFR 161; 18 CFR 250; 18 CFR 358**Legal Deadline:** None**Abstract:** The Commission is considering whether to promulgate new standards of conduct regulations that would apply uniformly to natural gas pipelines and public utilities that are currently subject to the gas standards of conduct of 18 CFR part 161 and the electric standards of conduct at 18 CFR part 37. (Docket No. RM01-10-000.)**Timetable:**

Action	Date	FR Cite
NPRM	10/05/01	66 FR 50919
NPRM Comment Period End	12/20/01	
Final Rule	To Be	Determined

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Demetra E. Anas, Attorney, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426
Phone: 202 208-0178
Fax: 202 208-0057**RIN:** 1902-AC07**3852. ELECTRONIC SERVICE OF DOCUMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** Not Yet Determined**CFR Citation:** Not Yet Determined**Legal Deadline:** Other, Statutory, October 21, 2003, Government Paperwork Elimination Act.**Abstract:** The Commission is considering whether to amend its regulations to provide for electronic service of Commission issuances. This would provide participants in Commission proceedings with faster, more efficient notice of orders and other documents. (Docket No. RM01-11-000.)**Timetable:**

Action	Date	FR Cite
Notice of Inquiry	10/04/01	66 FR 50591
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** Wilbur Miller, General Attorney, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426
Phone: 202 208-0953
Email: wilbur.miller@ferc.fed.us**RIN:** 1902-AC08**3853. ELECTRONIC FILING OF DOCUMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 551 to 557; 15 USC 717 to 717z; 15 USC 3301 to 3432; 16 USC 791a to 825r; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352; 49 USC 60502; 49 USC app 1 to 85 (1988)**CFR Citation:** 18 CFR 385**Legal Deadline:** Other, Statutory, October 21, 2003, Government Paperwork Elimination Act.**Abstract:** The Commission has issued a rulemaking to begin implementing electronic filing of documents via the Internet, in lieu of paper filings. At this time, only specified categories of documents are being accepted, but these categories will be expanded gradually over time, in some cases by further rulemakings. Ultimately, paper filings by regulated entities will be eliminated, with limited exceptions. (Docket No. RM00-12-000.)**Timetable:**

Action	Date	FR Cite
Final Rule	09/21/00	65 FR 57088
Final Rule Effective	11/01/00	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** Wilbur Miller, General Attorney, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426

FERC

Long-Term Actions

Phone: 202 208-0953
 Email: wilbur.miller@ferc.fed.us
 RIN: 1902-AC09

3854. • GUIDANCE FOR FILINGS IN THE INTERIM

Priority: Substantive, Nonsignificant
Legal Authority: Not Yet Determined
CFR Citation: 18 CFR 388

Legal Deadline: None

Abstract: The Commission is considering whether to revise its rules to address public availability of critical energy infrastructure information. (Docket No. RM02-4-000.)

Timetable:

Action	Date	FR Cite
Notice of Inquiry	01/23/02	67 FR 3129
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Carol C. Johnson, Staff Attorney, Federal Energy Regulatory Commission, Office of the General Counsel, Washington, DC 20426
 Phone: 202 208-0457
 Email: carol.johnson@ferc.gov

RIN: 1902-AC11

3855. • STANDARDS FOR BUSINESS PRACTICES OF INTERSTATE NATURAL GAS PIPELINES

Priority: Substantive, Nonsignificant
Legal Authority: 15 USC 717 to 717w; 15 USC 3301 to 3432; 42 USC 7101 to 7532; 43 USC 1331 to 1356
CFR Citation: 18 CFR 284

Legal Deadline: None

Abstract: The Commission proposes to amend section 284.12 of its regulations governing standards for conducting business practices with interstate natural gas pipelines. (Docket No. RM96-1-020.)

Timetable:

Action	Date	FR Cite
NPRM	01/02/02	67 FR 44
NPRM Comment	02/01/02	
Period End		
Final Rule	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michael Goldenberg, Attorney Advisor, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426
 Phone: 202 208-2294

RIN: 1902-AC13

3856. • ACCOUNTING AND REPORTING OF FINANCIAL INSTRUMENTS, COMPREHENSIVE INCOME, DERIVATIVES AND HEDGING ACTIVITIES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 717 to 717w; 15 USC 3301 to 3432; 16 USC 791a to 825r; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352; 42 USC 7651 to 7651o; 49 USC 60502; 49 app. USC 1 to 85 (1988)

CFR Citation: 18 CFR 101; 18 CFR 201; 18 CFR 352

Legal Deadline: None

Abstract: The Commission proposes to revise its regulations to update the accounting and reporting requirements under its Uniform Systems of Accounts for jurisdictional public utilities, natural gas companies and oil pipelines. (Docket No. RM02-3-000.)

Timetable:

Action	Date	FR Cite
NPRM	01/08/02	67 FR 1026
NPRM Comment	03/11/02	
Period End		
Final Rule	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Julia A. Lake, General Attorney, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426
 Phone: 202 208-2019

RIN: 1902-AC14

3857. • STANDARDIZING GENERATOR INTERCONNECTION AGREEMENTS AND PROCEDURES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 791a to 825r; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352

CFR Citation: 18 CFR 35

Legal Deadline: None

Abstract: The Commission is seeking comments on a standard generator interconnection agreement and procedures. (Docket No. RM02-1-000.)

Timetable:

Action	Date	FR Cite
ANPRM	11/01/01	66 FR 55140
Extension of Time	12/21/01	66 FR 65858
Extension of Time	01/25/02	67 FR 3632
ANPRM Comment	02/01/02	
Period End		

NPRM To Be Determined

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Patrick G. Rooney, Federal Energy Regulatory Commission, Office of Markets, Tariffs and Rates, 888 First Street NE., Washington, DC 20426

Phone: 202 501-5546

RIN: 1902-AC15

3858. • REVISED PUBLIC UTILITY FILING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 601; 15 USC 717 to 717w; 15 USC 3301 to 3342; 16 USC 791a to 825y; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352

CFR Citation: 18 CFR 2.8; 18 CFR 35.1; 18 CFR 35.10a; 18 CFR 35.10b; 18 CFR 37.6

Legal Deadline: None

Abstract: The Commission proposes to eliminate service agreements for market-based sales of electric energy and for certain transmission services, and quarterly transaction reports on short-term sales and purchases of electric energy. In their place, the Commission would require that an Index of Customers and transaction reports be filed and also posted on company websites. (Docket No. RM01-8-000.)

Timetable:

Action	Date	FR Cite
NPRM	08/06/01	66 FR 40929
NPRM Comment	10/05/01	
Period End		
Final Rule	To Be	Determined

Regulatory Flexibility Analysis Required: No

FERC

Long-Term Actions

Government Levels Affected: None

Agency Contact: H. Keith Pierce,
Market Tariffs and Rates, Federal
Energy Regulatory Commission, 888
First Street NE, Washington, DC 20426
Phone: 202 208-0525

RIN: 1902-AC16

3859. • ELECTRICITY MARKET DESIGN AND STRUCTURE

Priority: Other Significant. Major status
under 5 USC 801 is undetermined.

Legal Authority: Not Yet Determined

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Commission is proposing
to reform public utilities' open access
tariffs to reflect a standardized
wholesale market design and to
enhance competition in wholesale
electric markets and broaden the
benefits and cost savings to all

wholesale and retail customers. (Docket
No. RM01-12-000.)

Timetable: Next Action Undetermined

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected:
Undetermined

Agency Contact: Alice Fernandez,
Federal Energy Regulatory Commission,
Office of Markets Tariffs and Rates,
Washington, DC 20426
Phone: 202 208-0089

RIN: 1902-AC18

3860. • ELECTRONIC FILINGS

Priority: Other Significant. Major status
under 5 USC 801 is undetermined.

Legal Authority: OMB Circular A-130

CFR Citation: 18 CFR 131; 18 CFR 154;
18 CFR 157; 18 CFR 35; 18 CFR 250;

18 CFR 330; 18 CFR 341; 18 CFR 342;
18 CFR 344; 18 CFR 346; 18 CFR 348;
18 CFR 385

Legal Deadline: Other, Statutory,
October 21, 2003, Government
Paperwork Elimination Act.

Abstract: The Commission is
considering making the electronic filing
format of gas, electric, and oil tariffs
mandatory. (Docket No. RM01-5-000.)

Timetable: Next Action Undetermined

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Barbara Bourque,
Federal Energy Regulatory Commission,
Office of Markets Tariffs and Rates,
Washington, DC 20426
Phone: 202 208-2338

RIN: 1902-AC19

Federal Energy Regulatory Commission (FERC)

Completed Actions

3861. ELECTRONIC FILING OF FERC FORM NOS. 423, 714 AND 715

Priority: Substantive, Nonsignificant

CFR Citation: 18 CFR 141.51; 18 CFR
141.61; 18 CFR 141.300; 18 CFR
385.2011

Completed:

Reason	Date	FR Cite
Final Rule	12/28/01	66 FR 67076
Final Rule Effective	01/28/02	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Patricia Morris
Phone: 202 208-6990

RIN: 1902-AB93

3862. • AMENDMENTS TO RULES GOVERNING OFF-THE-RECORD COMMUNICATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 551 to 557; 15
USC 717 to 717z; 15 USC 3301 to 3432;
16 USC 791a to 825r; 16 USC 2601 to
2645; 31 USC 9701; 42 USC 7101 to
7352; 49 USC 60502; 49 app USC 1
to 85 (1988)

CFR Citation: 18 CFR 385

Legal Deadline: None

Abstract: The Commission revised its
regulations governing off-the-record
communications. (Docket No. RM02-5-
000.)

Timetable:

Action	Date	FR Cite
Final Rule	12/31/01	66 FR 67480
Final Rule Effective	12/31/01	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Moira Notargiacomo,
Attorney Advisor, Federal Energy
Regulatory Commission, Office of the
General Counsel, 888 First Street NE,
Washington, DC 20426
Phone: 202 208-1079

RIN: 1902-AC10

3863. • NATURAL GAS PIPELINE; PROJECT COST AND ANNUAL LIMITS

Priority: Routine and Frequent

Legal Authority: 15 USC 717 to 717w;
15 USC 3301 to 3432; 42 USC 7101
to 7352

CFR Citation: 18 CFR 157

Legal Deadline: None

Abstract: The Commission computed
and published the project cost and
annual limits for natural gas pipelines.
(Docket No. RM81-19-000.)

Timetable:

Action	Date	FR Cite
Final Rule Effective	01/01/02	
Final Rule	02/11/02	67 FR 6167

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Michael J. McGehee,
Regulatory Gas Utility Specialist,
Federal Energy Regulatory Commission,
Division of Pipeline Certificates, 888
First Street NE, Washington, DC 20426
Phone: 202 208-2257

RIN: 1902-AC12

3864. • POLICY ON CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR GAS TRANSMISSION FACILITIES IN THE OFFSHORE SOUTHERN LOUISIANA AREA

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 601; 15 USC
717 to 717w; 15 USC 3301 to 3432;
16 USC 792 to 825y; 16 USC 2601 to
2645; 42 USC 4321 to 4361; 42 USC
7101 to 7352

FERC

Completed Actions

CFR Citation: 18 CFR 2.65

Legal Deadline: None

Abstract: The Commission removed from its regulations the general statement of policy with respect to the issuance of certificates of public convenience and necessity for the construction and operation of pipeline transmission facilities in the Louisiana Offshore area. The Commission announced a new policy with respect to pipeline constructions in the offshore Louisiana area in ANR Pipeline Company in 1997. Since the old policy has changed, the Commission removed it from the regulations. (Docket No. RM01-7-000.)

Timetable:

Action	Date	FR Cite
Final Rule Effective	03/13/02	
Final Rule	03/19/02	67 FR 12468

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cecilia Desmond, Attorney Advisor, Federal Energy Regulatory Commission, Office of the General Counsel, 888 First Street NE., Washington, DC 20426
Phone: 202 208-2280

RIN: 1902-AC17

3865. • ANNUAL UPDATE OF FILING FEES

Priority: Routine and Frequent

Legal Authority: 15 USC 717 to 717w; 16 USC 791 to 828c; 16 USC 2601 to 2645; 31 USC 9701; 42 USC 7101 to 7352; 49 USC 60502; 49 app USC 1 to 85 (1988)

CFR Citation: 18 CFR 381

Legal Deadline: None

Abstract: The Commission issued an update of its filing fees. The update adjusts the fees on the basis of the Commission's costs for Fiscal Year 2000. (Docket No. RM02-6-000.)

Timetable:

Action	Date	FR Cite
Final Rule	12/05/01	66 FR 63162
Final Rule Effective	01/04/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Troy Cole, Federal Energy Regulatory Commission, Office of the Executive Director, 888 First Street, N.E., Washington, DC 20426
Phone: 202 219-2970

RIN: 1902-AC20

3866. • UPDATE OF THE FEDERAL ENERGY REGULATORY COMMISSION'S FEES SCHEDULE FOR ANNUAL CHARGES FOR THE USE OF GOVERNMENT LANDS

Priority: Routine and Frequent

Legal Authority: 16 USC 791a to 825r; 42 USC 7101 to 7352

CFR Citation: 18 CFR 11

Legal Deadline: None

Abstract: The Commission updated its schedule of fees for the use of government lands. (Docket No. RM02-2-000.)

Timetable:

Action	Date	FR Cite
Final Rule Effective	10/01/01	66 FR 59361
Final Rule	11/28/01	66 FR 59361

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Fannie Kingsberry, Federal Energy Regulatory Commission, Financial Services Division, 888 First Street NE., Washington, DC 20426
Phone: 202 219-2885

RIN: 1902-AC21

[FR Doc. 02-7696 Filed 05-10-02; 8:45 am]

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