

Summary of Stakeholder Comments/Questions Received on the Western Area Power Administration Proposed Revisions to its Open Access Transmission Service Tariff under OATT Revision 19-01, and WAPA Responses.

Background:

Western Area Power Administration (WAPA) posted its proposed Open Access Transmission Service Tariff (OATT) revisions under OATT Revision 19-01 on its Open Access Same-Time Information Systems (OASIS) on 08/14/2019, which began the 30-day comment period that ended on 09/16/2019. WAPA received the following written comments/questions from Stakeholders, and has provided corresponding WAPA responses. WAPA expresses its appreciation for the feedback from Stakeholders.

A) General Comment(s):

1. **Comment:** “We are writing to confirm the continued interest of our clients in your ongoing effort to make changes in your OATT in response to various industry changes impelled in part by various FERC Orders and in response to other developments. WAPA has a difficult task of responding to these events while maintaining a clear line between its jurisdiction and the jurisdictions of others.”

WAPA Response: WAPA appreciates the feedback. WAPA remains cognizant of its non-jurisdictional status as well as its governing statutes and applicable regulations as it revises its OATT. WAPA is not a public utility subject to FERC’s jurisdiction under sections 205 and 206 of the Federal Power Act (FPA).¹ However, WAPA is a transmitting utility subject to FPA sections 210-213², which in part³ includes the requirement that WAPA provide transmission service at rates that are comparable to what it charges itself and under terms and conditions comparable to the service it provides itself. WAPA notes its non-jurisdictional status in its OATT revision filings with FERC, and that it is proceeding with necessary OATT revisions to address applicable FERC Orders to retain WAPA’s safe harbor OATT reciprocity status.

¹ 16 U.S.C. §§ 824d and 824e (2017)

² 16 U.S.C. §§ 824i-824l (2017)

³ FPA section 211A, 16 U.S.C. § 824j-1