



**EDISON ELECTRIC  
INSTITUTE**

May 22, 2006

Franz Litz, Esq.  
Chair of the Regional Greenhouse Gas  
Initiative and Senior Attorney  
New York State Department of  
Environmental Conservation  
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Albany, NY 12233-1500

Attn: RGGI Staff Working Group

E-mail: [RGGICOMM@gw.dec.state.ny.us](mailto:RGGICOMM@gw.dec.state.ny.us)

Re: Comments on Draft RGGI Model Rule and Related Issues Memorandum

Dear Mr. Litz:

On March 23, 2006, pursuant to the December 20, 2005, Memorandum of Understanding signed by the governors of seven states that have agreed to participate in the Regional Greenhouse Gas Initiative (RGGI), the Staff Working Group (SWG) released a "Draft Model Rule" and solicited written comment by stakeholders and the public by May 22, 2006. The notice welcomes general comments, but urges submission of "detailed comments" in order to "allow the SWG to fully evaluate the need for and viability of proposed alternative approaches, and recommend revisions to the draft provisions as appropriate." In addition, in a March 23 memorandum the SWG "identified" a series of "issues related to offsets" for which SWG also "seeks comments." That memorandum states that "[a]ll comments will be posted on the RGGI website."

The Edison Electric Institute (EEI) welcomes this opportunity to respond to the SWG's solicitation for comments. EEI is the association of U.S. shareholder-owned electric companies, international affiliates and industry associates worldwide. EEI's U.S. members serve nearly 97 percent of all customers served by the shareholder-owned segment of the electric utility industry, generate almost 70 percent of all electricity in the country, and serve

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more than 70 percent of all ultimate customers in the nation. EEI has been participating stakeholder in the RGGI process since its inception. EEI has also been engaged, domestically and internationally, in global climate matters for nearly two decades, including our continuing participation in the United Nation's Framework Convention on Climate Change and its related protocol, as well as in the development and review of the assessments and other reports of the Intergovernmental Panel on Climate Change.

Accordingly, EEI encloses our comments, both on the Draft Model Rule and on the offsets issues raised by the SWG in its memorandum.

If you have any questions about our comments, please contact me (202-508-5617, [bfang@eei.org](mailto:bfang@eei.org)) or Eric Holdsworth, EEI's Director of Climate Programs (202-508-5103, [eholdsworth@eei.org](mailto:eholdsworth@eei.org)).

Sincerely,



William L. Fang, Esq.  
Deputy General Counsel  
and Climate Issue Director

Enclosure  
WLF:fhm

cc (w/ enc):  
State energy and environmental offices

State legislative leaders (majority and minority)

The Honorable James Connaughton, Esq.  
Chairman  
Council on Environmental Quality

The Honorable Paula Dobriansky  
Under Secretary for Democracy  
and Global Affairs  
Department of State

Dr. Harlan Watson  
Senior Climate Negotiator and Special Representative  
Department of State

Karen Harbert  
Assistant Secretary, Policy and International Affairs  
Department of Energy