**BEFORE THE**

**COUNCIL OF THE CITY OF NEW ORLEANS**

**Establishing a Docket to Streamline Entergy )**

**New Orleans Reporting Requirements ) Docket No. UD-20-01**

**to the New Orleans City Council )**

**COUNCIL UTILITIES REGULATORY OFFICE**

**2023 BIENNIAL REPORT**

Pursuant to Council Resolution No. R-20-223 and Resolution No. R-21-153 (“Streamlining Resolutions”), the Council Utilities Regulatory Office (“CURO”) submits its 2023 Biennial Report herein regarding the streamlining of Entergy New Orleans, LLC (“ENO”) reporting requirements.

**Procedural Background**

On July 16, 2020, the Council of the City of New Orleans (“Council”) as the governmental body with the power of supervision, regulation, and control over public utilities providing service within the City of New Orleans, issued a resolution establishing Council docket UD-20-01 to seek input from ENO, the Council’s Utility Advisors (“Advisors”), and interested parties as to which reporting requirements remain relevant to the Council’s regulatory responsibilities and whether ENO’s reporting requirements can be more effectively streamlined.

In addition to receiving comments from ENO and the Advisors, the Council received comments from the following parties: Crescent City Power Users Group (“CCPUG”) and the Alliance for Affordable Energy (“AAE”). On September 14, 2020, ENO, the Advisors, and CCPUG filed their initial comments regarding this Streamline Docket, and on October 14, 2020, ENO and the Advisors filed their respective reply comments. AAE[[1]](#footnote-1) did not file itemized comments for each reporting requirement as listed in Resolution R-20-223; however, CURO did insert specific AAE comments in CURO’s November 18, 2020 Recommendation Memorandum.

On May 6, 2021, the Council adopted Resolution R-21-153 modifying ENO’s reporting requirements to achieve the Council’s goals to mitigate regulatory costs and increase efficiency. Further, the Council required ENO to provide an updated list of all reporting requirements to CURO each year no later than December 30th beginning in 2022.

Resolution R-21-153 further requires that beginning in 2023, CURO shall file with the Council and distribute to the Service List a biennial report by March 30th . In the biennial report, CURO is directed to provide an updated list detailing ENO’s reporting requirements. Parties can submit comments on CURO’s biennial report, including requests to include reports that may have been omitted, no later than May 1st of the year in which the biennial report is filed.

**Council Utilities Regulatory Office Recommendations**

On January 24, 2023, ENO filed its updated list of all reporting requirements (“ENO Report”) with CURO. CURO reviewed the ENO Report, supplemented that list with new reporting requirements, and developed recommendations regarding reporting requirements which may have either become unnecessary or which may be consolidated into other reports. Further, CURO incorporated the list of reporting requirements and its recommendations into a Reporting Requirements Reference Matrix [See attached, Exhibit “A”].

In response, and pursuant to Council Docket UD-20-01 (“Streamlining Docket”), CURO is distributing the Biennial Report herein and Reporting Requirement Reference Matrix [Exhibit A] to the Service List to allow parties to submit comments on or before May 1, 2023. CURO recommends streamlining ENO’s reporting requirements as follows:

1. **The CURO recommends the following reporting requirements *without* modification:**
2. ENO’s Bi-annual filing of gas design peak demand;
3. Post-MISO Integration Report;
4. Semi-Annual Securitized Storm Cost Recovery Rider (SSCR Rider) Filing;
5. Annual Securitized Storm Cost Offset Rider (SSCO Rider) filing;
6. NOPS Post-Implementation Report on Internal Controls and Cyber Security;
7. Estimated O&M Expenditures for NOPS;
8. ENO’s lost contribution to fixed costs (LCFC) and utility performance incentive to Program Year of Energy Smart;
9. Fuel Adjustment Clause (Paragraph B);
10. Annual review of General Service Customers’ billing alternative rate schedules – new rate structures updated via the 2018 Rate Case;
11. Annual statement regarding the nature of inter-company transactions: independent accountants’ report and annual report identifying non-clerical personnel from any regulated utility;
12. ENO MISO Cost Recovery Rider (True Up);
13. Bi-Annual application to the City Council for approval of ENO’s financing plan;
14. Bi-Annual reporting of data in accordance with Section 210 of the Public Utility Regulatory Act of 1978;
15. Quarterly Report of Entergy Corporation’s proportionate share of its regulated utilities’ assets, operating, and maintenance expenses (per Rule 53 Settlement Agreement);
16. Annual 1992 affiliate settlement agreement report per 1998 revision & R-98-187 (the 1992 settlement related to Public Utility Holding Company Act (“PUHCA”) revisions of Rule 53 relative to affiliates and holding company transactions later revised in 1998);
17. Annual Gas Marketing Justification Report (gas hedging request);
18. Monthly EAC Rate Report;
19. Monthly Purchased Power Cost Recovery Rider (PPCR);
20. NOPS Quarterly Expenditures Reports;
21. Monthly PGA Report;
22. Annual Energy Efficiency Rider Rate Report;
23. Annual Gas Distribution System Report;
24. Annual Distributed Energy Resources Report;
25. Annual Storm Escrow Report;
26. NOPS LDEQ Report - Semi-Annual Monitoring Report;
27. NOPS LDEQ Report - Title V Certification Report;
28. NOPS LDEQ Report - RICE Engine Annual Report;
29. NOPS LDEQ Report - Emergency Diesel Generator Operating Report;
30. NOPS LDEQ Report - Emissions Inventory;
31. NOPS LDEQ Report - Reports of Unauthorized Discharges of Pollutants;
32. Semi-annual NOPS O&M Expenditures;
33. Quarterly Reliability Report;
34. City of New Orleans’ Reports on Outside Services;
35. Annual Gas Storage Report;
36. Quarterly NOPS Usage Reports;
37. Semi-Annual Energy Smart Reports.
38. Monthly Fuel Adjustment Clause filing.
39. **The CURO recommends modifications to ENO’s remaining reporting requirements as follows**:
40. Annual Streamlining Report – The reporting requirement identified in Exhibit A, Item B1 be modified to allow ENO to file its internal Streamlining Report to CURO by January 30th of each year relative to reporting requirements for the immediate preceding year to allow ENO sufficient time to internally evaluate all reporting requirements.
41. Quarterly AMI Progress reports to the Advisors to the City Council - The reporting requirement identified in Exhibit A, Item B2 be removed. This reporting requirement can be removed since ENO has reported AMI Deployment as complete.
42. Energy Smart updated rate impact analysis (with annual level of funding) - The reporting requirement identified in Exhibit A, Item B3 be removed. This reporting requirement can be removed because it is already included in the EECR updates.
43. AMI Deployment Progress Reports - The reporting requirement identified in Exhibit A, Item B4 be removed. This reporting requirement can be removed because ENO reported AMI deployment as complete.
44. Annual Electric System Distribution Reliability Standards (“ESDRS”) Compliance Filing Report - The reporting requirement identified in Exhibit A, Item B5 be added as a new reporting requirement. This reporting requirement is a new reporting requirement since the adoption of Resolution R-21-153 (“Streamlining Resolution”).
45. Release of Whole-Building Aggregated Data - The reporting requirement identified in Exhibit A, Item B6 be removed since R-18-539 did not establish a reporting requirement.
46. 5 MW DG Solar Annual Filing - The reporting requirement identified in Exhibit A, Item B7 be removed. This reporting requirement can be removed because per Resolution R-21-153 (2021 Streamlining Resolution), ENO has integrated this reporting requirement into the Annual Distributed Energy Resources Report.
47. Monthly Progress Report on ENO’s Collaboration with the Sewerage and Water Board of New Orleans to Improve Reliability of Electric Service and Expedite a Long-Term Solution - The reporting requirement identified in Exhibit A, Item B8 be removed. This reporting requirement can be removed because the June 2, 2022 AIP, Paragraph 28 reporting requirement requires ENO to provide bi-monthly construction monitoring reports concerning the Sullivan Substation’s construction to the Council, CURO, and SWBNO.
48. Bi-monthly Sullivan Substation construction monitoring reports - The reporting requirement identified in Exhibit A, Item B9 be added as a new reporting requirement. This reporting requirement was established by the adoption of the June 2, 2022 AIP, Paragraph 28 reporting requirement.
49. Semi-Annual SSCRII Rider Filing - The reporting requirement identified in Exhibit A, Item B10 be added as a new reporting requirement. This reporting requirement was established by the adoption of Streamlining Resolution).
50. Annual SSCOII Rider Filing - The reporting requirement identified in Exhibit A, Item B11 be added as a new reporting requirement. This reporting requirement was established by the adoption of the Streamlining Resolution).

**C. Conclusion**

The Council Utilities Regulatory Office intends this 2023 Biennial Report to serve as a guide for the parties to comment and to further assist the City Council in mitigating regulatory costs and increasing efficiency in ENO’s current reporting requirements. Thank you.

1. On October 16, 2020, AAE filed a *Motion to Respond Out of Time and Reply Comments Regarding Streamlining of Reporting Requirements to the City of New Orleans*. On November 17, 2020, the hearing officer for this docket issued an order granting AAE’s motion out of time. [↑](#footnote-ref-1)