

planned schedule for completion of the environmental review.⁵

Schedule for Environmental Review

Issuance of EA December 19, 2024
End of Public Comment Period January 21, 2025

If a schedule change becomes necessary, additional notice will be provided so that the relevant agencies are kept informed of the progress.

Summary of Order No. 872

In Order No. 872, the Commission revised its regulations under PURPA sections 201 and 210 regarding qualifying facilities (QF). Among those revisions, the Commission granted states certain flexibilities in setting a QF's energy and capacity rates. The Commission modified its "one-mile rule" for determining whether generation facilities are at the same site for purposes of determining qualification as a qualifying small power production facility, and further clarified how the distance between facilities is to be calculated. The Commission also allowed an entity to challenge QF certification without being required to file a separate petition for declaratory order. The Commission additionally updated the threshold, from 5 megawatts (MW) to 20 MW, for small power production facilities entitled to a rebuttable presumption that they have nondiscriminatory access to certain markets. The Commission clarified that a QF must demonstrate commercial viability and a financial commitment before it is entitled to a legally enforceable obligation. Finally, the Commission determined that it was not required to conduct an EA or environmental impact statement before issuing Order No. 872.

In *Solar Energy*, the Ninth Circuit upheld the specific reforms in Order No. 872 but found that the Commission violated NEPA by failing to prepare an EA before promulgating the final rule.⁶ Finding that extraordinary disruptive circumstances would accompany vacatur, the Ninth Circuit remanded the final rule without vacatur, so that the Commission could prepare an EA.

Commission staff intends to prepare an EA for Order No. 872 in accordance with the schedule above.

Resource Areas Under Consideration

Consistent with the Ninth's Circuit's opinion, the EA will analyze Order No.

872's potential impacts on climate change and air quality, including any reasonably foreseeable greenhouse gas emissions and any environmental justice impacts resulting from these emissions. The EA will not analyze: geology; soils; water resources and wetlands; vegetation and wildlife; threatened, endangered, and candidate species; cultural resources; and land use and aesthetics.⁷

Additional Information

With this notice, the Commission is asking agencies with jurisdiction by law or special expertise with respect to the environmental issues of this final rule to formally cooperate in the preparation of the environmental document.⁸ Agencies that would like to request cooperating agency status should file their request with the Commission following the method described below.

The Commission strongly encourages electronic filing. Please file using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include the docket number RM19-15-002. Comments emailed to Commission staff are not considered part of the Commission record.

In order to receive notification of the issuance of the EA and to keep track of formal issuances and submittals in specific dockets, the Commission offers a free service called eSubscription. This service provides automatic notification of filings made to subscribed dockets, document summaries, and direct links to the documents. Go to <https://>

www.ferc.gov/ferc-online/overview to register for eSubscription.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members, and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings, the public is encouraged to contact OPP at (202) 502-6595 or OPP@ferc.gov.

Additional information about the final rule is available from the Commission's Office of External Affairs at (866) 208-FERC or on the FERC website (www.ferc.gov). Using the "eLibrary" link, select "General Search" from the eLibrary menu, enter the selected date range and "Docket Number" excluding the last three digits (*i.e.*, RM19-15), and follow the instructions. For assistance with access to eLibrary, the helpline can be reached at (866) 208-3676, TTY (202) 502-8659, or at FERCOnlineSupport@ferc.gov. The eLibrary link on the FERC website also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rule makings.

Dated: September 26, 2024.

Debbie-Anne A. Reese,
Acting Secretary.

[FR Doc. 2024-22755 Filed 10-2-24; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

Take notice that the Commission received the following electric corporate filings:

Docket Numbers: EC24-123-000.

Applicants: Shady Hills Power Company, L.L.C., Solar Partners I, LLC, Solar Partners II, LLC, Solar Partners VIII, LLC, Power Holding LLC, Linden VFT, LLC.

Description: Joint Application for Authorization Under Section 203 of the Federal Power Act of Power Holding LLC, et al.

Filed Date: 9/25/24.

Accession Number: 20240925-5137.

Comment Date: 5 p.m. ET 10/16/24.

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER16-1341-003.

Applicants: Southwest Power Pool, Inc.

⁵ 40 CFR 1501.10(b) (2024). In accordance with the Council on Environmental Quality's regulations, the unique identification number for documents relating to this environmental review is EAXX-19-20-000-1726219809. 40 CFR 1501.5(c)(4).

⁶ *Solar Energy*, 80 F.4th at 997.

⁷ *Id.* at 994. ("We agree with FERC that it could not reasonably consider the local effects of Order 872 on, say, vegetation, water quality, and wildlife because it could not predict which States would adopt which components of Order 872.")

⁸ See 40 CFR 1501.8.

Description: Informational Update Regarding Proposed Refund Plan of Southwest Power Pool, Inc.

Filed Date: 9/20/24.

Accession Number: 20240920–5152.

Comment Date: 5 p.m. ET 10/11/24.

Docket Numbers: ER24–2986–001.

Applicants: Long Lake Solar, LLC.

Description: Tariff Amendment: Supplement to MBR Application to be effective 10/9/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5048.

Comment Date: 5 p.m. ET 10/7/24.

Docket Numbers: ER24–3112–000.

Applicants: Richland Township Solar, LLC.

Description: Baseline eTariff Filing: Richland Township Solar, LLC MBR Tariff to be effective 11/25/2024.

Filed Date: 9/25/24.

Accession Number: 20240925–5143.

Comment Date: 5 p.m. ET 10/16/24.

Docket Numbers: ER24–3113–000.

Applicants: BCD 2024 Fund 4 Lessee, LLC.

Description: Baseline eTariff Filing: BCD 2024 Fund 4 Lessee, LLC MBR Tariff to be effective 11/25/2024.

Filed Date: 9/25/24.

Accession Number: 20240925–5144.

Comment Date: 5 p.m. ET 10/16/24.

Docket Numbers: ER24–3114–000.

Applicants: Evergy Kansas Central, Inc., Evergy Kansas South, Inc., Southwest Power Pool, Inc.

Description: 205(d) Rate Filing: Evergy Kansas Central, Inc. submits tariff filing per 35.13(a)(2)(iii): Evergy Kansas Central, Inc. and Evergy Kansas South, Inc Formula Rates Revisions to be effective 12/1/2024.

Filed Date: 9/25/24.

Accession Number: 20240925–5148.

Comment Date: 5 p.m. ET 10/16/24.

Docket Numbers: ER24–3115–000.

Applicants: Evergy Metro, Inc., Southwest Power Pool, Inc.

Description: 205(d) Rate Filing: Evergy Metro, Inc. submits tariff filing per 35.13(a)(2)(iii): Evergy Metro, Inc. Formula Rate Revisions to be effective 12/1/2024.

Filed Date: 9/25/24.

Accession Number: 20240925–5146.

Comment Date: 5 p.m. ET 10/16/24.

Docket Numbers: ER24–3116–000.

Applicants: Duke Energy Business Services LLC, PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Duke Energy Business Services LLC submits tariff filing per 35.13(a)(2)(iii): Duke Ohio submits Interconnection Agreement, SA No. 3141 with EKPC to be effective 9/1/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5012.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3117–000.

Applicants: American Electric Power Service Corporation, PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: American Electric Power Service Corporation submits tariff filing per 35.13(a)(2)(iii): AEP submits one Facilities Agreement re: ILDSA, SA No. 1336 to be effective 9/1/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5013.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3118–000.

Applicants: Wabash Valley Power Association, Inc.

Description: 205(d) Rate Filing: WVPA—Submission of Facilities Construction Agreement to be effective 8/27/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5072.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3119–000.

Applicants: Alabama Power Company, Georgia Power Company, Mississippi Power Company.

Description: 205(d) Rate Filing: Alabama Power Company submits tariff filing per 35.13(a)(2)(iii): Steamroller Solar Project LGIA Filing to be effective 9/13/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5086.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3120–000.

Applicants: Duke Energy Florida, LLC.

Description: 205(d) Rate Filing: DEF–FMPA Revisions to NITSA SA No. 148 to be effective 9/1/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5109.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3121–000.

Applicants: PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Revisions to Allow Varying Notification Time in the Day-Ahead Market to be effective 11/26/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5120.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3122–000.

Applicants: Tri-State Generation and Transmission Association, Inc.

Description: 205(d) Rate Filing: Amendment to Service Agreement FERC No. 112 to be effective 8/30/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5121.

Comment Date: 5 p.m. ET 10/17/24.

Docket Numbers: ER24–3123–000.

Applicants: Duke Energy Florida, LLC.

Description: 205(d) Rate Filing: DEF–SECI–FRP Dynamic Transfer Agmts RS Nos. 381, 382 and 383 to be effective 12/1/2024.

Filed Date: 9/26/24.

Accession Number: 20240926–5133.

Comment Date: 5 p.m. ET 10/17/24.

Take notice that the Commission received the following electric securities filings:

Docket Numbers: ES24–59–000.

Applicants: Oklahoma Gas and Electric Company.

Description: Application Under Section 204 of the Federal Power Act for Authorization to Issue Securities of Oklahoma Gas and Electric Company.

Filed Date: 9/26/24.

Accession Number: 20240926–5171.

Comment Date: 5 p.m. ET 10/17/24.

The filings are accessible in the Commission's eLibrary system (<https://elibrary.ferc.gov/idmws/search/fercgensearch.asp>) by querying the docket number.

Any person desiring to intervene, to protest, or to answer a complaint in any of the above proceedings must file in accordance with Rules 211, 214, or 206 of the Commission's Regulations (18 CFR 385.211, 385.214, or 385.206) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at:

<http://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502–6595 or OPP@ferc.gov.

Dated: September 26, 2024.

Debbie-Anne A. Reese,

Acting Secretary.

[FR Doc. 2024–22751 Filed 10–2–24; 8:45 am]

BILLING CODE 6717–01–P