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Public Utility Commission of Texas

Memorandum

TO: Interested Persons

FROM: Jessie Horn, Sr. Counsel, Rules and Projects Division

DATE: August 25, 2025

RE: Project No. 58480, *Rulemaking to Establish Large Load Forecasting Criteria Under PURA §37.0561*
Workshop Agenda

Commission staff will hold a public workshop on September 2, 2025. The workshop will be held in the Commissioners' Hearing Room on the 7th floor of the William B. Travis Building, 1701 Congress Avenue, Austin, Texas 78701. The workshop will also be broadcast live and archived for later viewing on Admin Monitor, which can be accessed at: <https://www.adminmonitor.com/tx/puct/>.

The purpose of the workshop is to receive public input on topics related to Project No. 58480, *Rulemaking to Establish Large Load Forecasting Criteria Under PURA §37.0561*. The workshop will begin at 1:00 pm with a hard stop at 4:00 pm.

The format for the workshop will be open discussion. Written comment is not requested at this time. Below is an agenda for the workshop.

- ERCOT presentation of its processes for load forecasting
- Receive feedback on questions set forth in Attachment A to this memorandum
- Receive feedback on discussion draft in Attachment B to this memorandum

ATTACHMENT A
Questions for Comment

Commission staff questions:

1. What demand threshold should be used to define “large load customer” for purposes of this rule?
2. Should transmission only utilities be able to submit load data to ERCOT?
3. Should the commission require ERCOT to conduct cluster studies? If so, what additional criteria or requirements would need to be addressed in this rule?

§25.370 ERCOT Large Load Forecasting Criteria.

(a) **Purpose.** The purpose of this section is to establish criteria for large load customers to be included in ERCOT's load forecasts for transmission planning and resource adequacy models and reports.

(b) **Definitions.** The following words and terms, when used in this section, have the following meanings unless the context indicates otherwise:

(1) Intermediate agreement – an agreement between a large load customer and the transmission and/or distribution service provider (TDSP) that is executed before an interconnection agreement.

(2) Large load customer – one or more facilities at a single site with an aggregate load greater than or equal to 10 megawatts (MW) behind one or more common points of interconnection (POI) or service delivery points.

(3) Load – non-coincident peak demand in MW.

(c) **Conditions for inclusion in ERCOT load forecast.** A large load customer's forecasted demand may not be included in an ERCOT load forecast used for transmission planning or resource adequacy unless the large load customer executes and securitizes an interconnection agreement or meets the following conditions:

(1) executed an intermediate agreement;

(2) confirmed that it is not pursuing a separate request for electric service if the approval of such a request would result in the customer materially changing,

1 delaying, or withdrawing the interconnection request for the load not already
2 included in the forecast;

3 (3) demonstrated site control for the proposed load location (e.g., through an
4 ownership interest or lease);

5 (4) obtained all necessary state and local regulatory permits and approvals required
6 for project development (e.g., water, air, permitting of backup generation, city
7 or county building or other permits);

8 (5) agreed to abide by ERCOT instructions for deploying its on-site backup
9 generating facilities, if applicable, during an energy emergency alert;

10 (6) paid a flat study fee of at least \$100,000;

11 (7) demonstrated financial commitment by means of:

12 (A) payment of security on a dollar per megawatt basis as set by the
13 applicable commission rule for large load interconnection standards;

14 (B) payment of contribution in aid of construction; or

15 (C) payment of security provided under an agreement that requires the large
16 load customer to pay for significant equipment or services in advance
17 of signing an agreement to establish electric delivery service;

18 (8) provided a load ramping schedule, if applicable; and

19 (9) completed water, wastewater, gas, or other necessary site-related studies and
20 engineering services.

21
22 (d) **Submission of forecasted load data to ERCOT.** At the time that a TDSP submits its
23 load data to ERCOT, the TDSP must also submit to ERCOT a notarized attestation

sworn to by the TDSP's highest-ranking representative, official, or officer with binding authority over the TDSP, attesting that each large load customer included in the TDSP's load data meets the conditions set forth in subsection (c) of this section for inclusion in ERCOT's load forecast. Not later than ten working days after a TDSP reasonably determines there is a change in its load data submitted to ERCOT, a TDSP must report the change to ERCOT by updating its load data.

(e) **ERCOT forecast using load data.** Using the load data provided by TDSPs under subsection (d) of this section, ERCOT must forecast load in the ERCOT region. ERCOT must use the same load forecast in its regional transmission planning and resource adequacy models and reports.

(1) **Validation of load data.** ERCOT and commission staff may access information collected by a TDSP to ensure compliance with this section and validate load data submitted by a TDSP.

(2) **Adjustments to load data.** ERCOT, in coordination with the TDSP, may make adjustments to the load data provided by a TDSP under subsection (d) of this section based on actual historical realization rates. ERCOT must provide to the TDSP the data and calculations used to adjust the forecasted load.

(f) **Confidential information.** Customer-specific or competitively sensitive information obtained under this section is confidential and not subject to disclosure under Chapter 552 of the Texas Government Code.

- 1 (g) **ERCOT compliance.** ERCOT must develop the necessary protocols to ensure its
2 2026 Regional Transmission Plan complies with this section. If ERCOT cannot timely
3 implement the protocols to ensure the 2026 Regional Transmission Plan complies with
4 this section, then ERCOT, in coordination with the TDSPs, must submit a compliance
5 plan to the commission, detailing how it will ensure the 2026 Regional Transmission
6 Plan complies with this section.