

From: [ERCOT Client Services](#)
To: Notice_Operations@lists.ercot.com
Cc: [Ercot Account Managers](#); [Market Support Services](#)
Subject: M-A122122-01 TCEQ Enforcement Discretion Beginning at 6:00 AM Thursday, December 22
Date: Wednesday, December 21, 2022 2:51:44 PM

NOTICE DATE: December 21, 2022

NOTICE TYPE: M-A122122-01 Operations

SHORT DESCRIPTION: TCEQ Enforcement Discretion Beginning at 6:00 AM Thursday, December 22

INTENDED AUDIENCE: QSEs and Resource Entities with Generation Assets

DAYS AFFECTED: December 22, 2022 and Ongoing

LONG DESCRIPTION: ERCOT anticipates high system demand starting Thursday, December 22, 2022, through at least Sunday, December 25, 2022, due to extremely cold temperatures across the ERCOT region. To ensure as much generation as possible is available to serve system demand, ERCOT has requested that the Texas Commission on Environmental Quality (TCEQ) exercise its enforcement discretion with respect to generator exceedances of TCEQ air permit limitations. TCEQ has communicated to ERCOT that it will use its enforcement discretion in evaluating generation facility exceedances of emission and operational permit limits to maximize generation availability during this period of concern. TCEQ's enforcement discretion will apply beginning at 6:00 AM Central Prevailing Time (CPT) on Thursday, December 22, 2022. Unless TCEQ provides notice otherwise, the period of enforcement discretion will continue until ERCOT issues a Market Notice indicating that ERCOT's request for enforcement discretion has ended.

Any generation facility operator that expects to exceed its air permit limits to assist during this period shall document its activities and provide notice to Kelly Cook (kelly.cook@tceq.texas.gov), Deputy Director of Critical Infrastructure Division for TCEQ.

See "Procedure for Requesting TCEQ Enforcement Discretion Relating to a Power Emergency in Texas for ERCOT, MISO, or SPP Regions," available at <https://www.tceq.texas.gov/downloads/response/enforcement-discretion.pdf>.

CONTACT: If you have any questions, please contact your ERCOT Account Manager. You may also call the general ERCOT Client Services phone number at (512) 248-3900 or contact ERCOT Client Services via email at ClientServices@ercot.com.

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