



National Energy Marketers Association

Retail Issues List January 2004*

The following is a compilation of issues on which NEM has been or may be called upon to express an opinion in the course of its advocacy. In order to properly represent its members, each member company is requested to express its opinion on the questions listed here and to add as many additional issues or comments as appropriate.

Has NEM's position changed on its retail-related National Policy Papers?

- **National Guidelines for Restructuring the Electric Generation, Transmission and Distribution Industries**
<http://www.energymarketers.com/Documents/FinalElectricityPaper.pdf>
- **National Guidelines for Unbundling and Restructuring the Natural Gas Distribution Function**
<http://www.energymarketers.com/Documents/FinalGasUnbundlingPaper.pdf>
- **National Guidelines for Designing and Pricing Default Energy Suppliers**
<http://www.energymarketers.com/Documents/FinalDefaultPaper.pdf>
- **Uniform Code of Conduct for Regulated and Unregulated Suppliers of Energy and Related Services and Technologies**
<http://www.energymarketers.com/Documents/FinalUCC.pdf>
- **Tax Policy Guidelines for Energy Restructuring**
http://www.energymarketers.com/Documents/Tax_Policy_Guidelines.PDF

What should NEM's priority be on the following issues:

1. **Exiting the Merchant Function**
2. **Gas Cost Recovery Mechanisms**
3. **Market Transition Plans**
4. **Core and Non-Core Customers**
5. **Creditworthiness Requirements**
6. **Affiliate Relations**
7. **Do Not Call Lists**
8. **Aggregation**
9. **Customer Service Agmt Renewals**
10. **Green Power Issues**
11. **Low Income Customers**
12. **Marketers Defined as "Utilities"**
13. **Taxation**

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- 1. Should NEM arrange meetings/conference calls with:**
 - a. State officials**
 - b. State Commissioners**
 - c. State Commission Staff**

If so, which ones?
- 2. Market Transition Plans**
 - a. Who would volunteer to be on a Collaborative Strategic Group to identify and negotiate market transition designs to full exit from the merchant function?**
 - i. Which utilities should be invited?**
 - b. What is NEM's position on the wholesale auction approach with a \$5/MW retail adder utilized in New Jersey?**
 - i. How long should this model be used in a market? And for which customer classes?**
 - c. What is NEM's position on implementation of utility Rate Stabilization Plans after market transition periods?**
- 3. Customer Service Agreement Renewals**
 - a. What is NEM's position on requiring notice of expiration of customer service agreements?**
 - b. If notice is required, what is NEM's position on how many notices are appropriate and when?**
 - c. If notice is required, what is NEM's position on how long notices should be provided?**
 - d. What is NEM's position, in the event of the absence of a customer's express agreement, whether renewal of fixed price agreements should automatically convert to a monthly variable priced agreement?**
- 4. Creditworthiness Requirements**
 - a. What is NEM's position on creditworthiness requirements?**
- 5. Aggregation**
 - a. What is NEM's position on meter aggregation?**
 - b. What is NEM's position on customer aggregation?**
 - c. What is NEM's position on opt-out municipal aggregation?**

6. **Affiliate Relations**
 - a. **What is NEM's position on the use of utility name and logo by affiliates?**
7. **Core and Non-Core Customers**
 - a. **What is NEM's position on the definition of "core" customers for whom utility safety net service is mandated?**
 - b. **What is NEM's position on the definition of "non-core" customers?**
8. **Low Income Customers**
 - a. **What is NEM's position on how to design programs to competitively address low-income needs?**
9. **Exiting the Merchant Function**
 - a. **What is NEM's position on the timing and design of utility exit from the merchant function?**
10. **What is NEM's position on whether there is any reason that marketers should be classified as "utilities"?**
11. **Gas Cost Recovery Mechanisms**
 - a. **What is NEM's position on whether the GCR should be priced monthly, quarterly or seasonally?**
12. **Green Power Issues**
 - a. **What is NEM's position on Renewable Portfolio Standards?**
 - b. **What is NEM's position on energy efficiency issues?**
 - c. **What is NEM's position on demand side management issues?**
13. **Taxation**
 - a. **What is NEM's position on state gross receipts taxes and sales taxes?**
14. **Do Not Call Lists**
 - a. **What is NEM's position on the national Do Not Call list?**

Please note that this is a partial list of issues. Please add any issues that you think are important as this list is intended to be updated regularly.