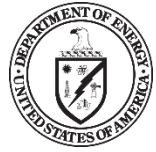




OE-417 Electric Emergency Incident and Disturbance Report 60-Day Federal Register Notice Comments and Responses

NOVEMBER 2020



Overview

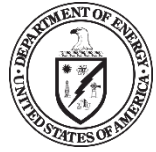
The U.S. Energy Information Administration (EIA) is the statistical and analytical agency within the U.S. Department of Energy (DOE). It collects, analyzes, and disseminates independent and impartial energy information to promote sound policymaking, efficient markets, and public understanding regarding energy and its interaction with the economy and the environment. EIA is requesting a three-year extension with changes for OMB No. 1901-0288, Form OE-417, *Electric Emergency Incident and Disturbance Report*. The survey collects information on electric power emergencies, incidents, and disturbances. Response to this survey is mandatory pursuant to the criteria set forth in Form OE-417. The survey is sponsored by the DOE Office of Cybersecurity, Energy Security, and Emergency Response.

A request for comments from interested persons was solicited in a Federal Register Notice (FRN) describing the proposed extension and proposed modifications to each form. The notice was published in the Federal Register, 85 Fed. Reg. 35925 (June 12, 2020). The notice and proposed versions of the survey forms were posted on EIA's website. Five comments were received in response to the June 12, 2020 FRN. Two of the comments that were received via regulation.gov, did not provide any feedback relevant to the FRN. The other three comments were from the electricity industry, including the Midcontinent Independent System Operator, the Independent System Operator of New England, and the Edison Electric Institute which represents investor owned utilities. The feedback from these comments has been carefully considered by DOE and three additional changes were incorporated to the form accordingly.



Table of Contents

COMMENTS FROM ISO NEW ENGLAND INC.	3
Agency Response to Comments from ISO New England Inc.....	6
COMMENTS FROM MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC.....	7
Agency Response to Comments from Midcontinent Independent System Operator, Inc.	14
COMMENTS FROM EDISON ELECTRIC INSTITUTE	15
Agency Response to Comments from Edison Electric Institute	20
COMMENT FROM CHRISTOPHER HUGGINS	21
Agency Response to Comment from Christopher Huggins (via Electronic Filing).....	23
COMMENT FROM ANONYMOUS	24
Agency Response to Comment from Anonymous (via Electronic Filling)	27



COMMENTS FROM ISO NEW ENGLAND INC.

UNITED STATES OF AMERICA BEFORE THE DEPARTMENT OF ENERGY

COMMENTS OF ISO NEW ENGLAND INC. ON PROPOSED CHANGES TO FORM OE-417 - ELECTRIC EMERGENCY INCIDENT AND DISTURBANCE REPORT

ISO New England Inc. ("ISO-NE") respectfully submits these comments in response to the Department of Energy's ("DOE") request for comments regarding proposed changes to Form OE-417 - Electric Emergency Incident and Disturbance Report (the "Request for Comments"). The Energy Information Administration ("EIA") noticed the Request for Comments in the Federal Register on June 12, 2020.

I. DESCRIPTION OF ISO-NE

ISO-NE is the private, non-profit entity that serves as the regional transmission organization ("RTO") for New England. ISO-NE plans and operates the New England bulk power system and administers New England's organized wholesale electricity market pursuant to the ISO-NE Transmission, Markets, and Services Tariff and the Transmission Operating Agreement with the New England Participating Transmission Owners. In its capacity as an RTO, ISO-NE has the responsibility to protect the short-term reliability of the New England Control Area and to operate the system according to reliability standards established by the Northeast Power Coordinating Council and the North American Electric Reliability Corporation ("NERC").

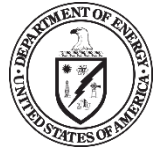


II. COMMENTS

Current Form OE-417 gives respondents the ability to provide approval for DOE to notify NERC or the Electricity Information Sharing and Analysis Center (“E-ISAC”). Under the proposed changes to Form OE-417, respondents would also have the ability to provide approval for DOE to notify the DHS CISA Integrated Operations Coordination Center (“CIOCC”).

The June 12 Request for Comments invites comments on, among other things, whether or not EIA can improve the quality, utility, and clarity of the information it will collect. In response to this request, ISO-NE respectfully submits the following comments:

1. ISO-NE suggests including additional instructions in Form OE-417 specifying which criteria (1 through 26) require notification to each of the entities (NERC, E-ISAC, and/or CIOCC); and
2. ISO-NE suggests clarifying the reporting requirements when there is an event or events that meet multiple reporting criteria where each event requires notification to different entities (NERC, E-ISAC, and/or CIOCC). For example, in the event of Firm Load Shedding of 100MW or more (criteria 7) caused by a Reportable Cyber Security Incident (criteria 2), clarification is needed on whether a respondent is required to submit a single Form OE-417 for both criteria or two Forms OE-417 (*i.e.*, one for each criteria) to the applicable entities.



III. CONCLUSION

ISO-NE respectfully requests that DOE take into consideration its comments on Form OE-417.

Respectfully submitted,
ISO NEW ENGLAND INC.

By: /s/ Margothe Caley
Margothe Caley, Esq.
ISO New England Inc.
One Sullivan Road
Holyoke, MA 01040-2841
Tel: (413) 535-4045
Fax: (413) 535-4379
E-mail: mcaley@iso-ne.com

August 11, 2020



Agency Response to Comments from ISO New England Inc

From: [OE417](#)
To: ["mcaley@iso-ne.com"](mailto:mcaley@iso-ne.com)
Cc: [Tarduogno, Matthew](#)
Subject: Response to Comments on the Recertification of Form OE-417 from ISO-New England
Date: Friday, November 6, 2020 8:42:00 AM

November 6, 2020

VIA ELECTRONIC MAIL

Margoth Caley, Esq.
ISO New England Inc.
One Sullivan Road
Holyoke, MA 01040-2841
mcaley@iso-ne.com

Re: Response to Comments on the Recertification of Form OE-417 from ISO-New England

Dear Margoth Caley:

Thank you for the comments from the ISO New England Inc. on the recertification of Form OE-417 *Electricity Emergency Incident and Disturbance Report*. The U.S. Department of Energy (DOE) values comments from industry and appreciates the support of ISO New England.

In regards to ISO-New England's comment suggesting the inclusion of additional instructions in Form OE-417 specifying which criteria require notification to North American Electric Reliability Corporation (NERC), the Electricity Information Sharing and Analysis Center (E-ISAC), and/or the Department of Homeland Security (DHS), DOE accepts this comment and has added additional information in the instructions noting which criteria may require notification to NERC, the E-ISAC, and/or DHS.

In regard to ISO New England's comment asking for clarification when there is an incident that meets multiple reporting criteria, additional instructions have been added to the proposed changes to Form DOE-417 to provide clarification.

Thank you for your comments.

Best Regards,

Infrastructure Security and Energy Restoration Division
Office of Cybersecurity, Energy Security, and Emergency Response
U.S. Department of Energy



COMMENTS FROM MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC.

Document Metadata: DOE-HQ-2020-0038-DRAFT-0003



Document Details

Docket ID: DOE-HQ-2020-0038

Docket Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals

Document File:

Docket Phase: Notice

Phase Sequence: 1

Original Document ID: DOE_FRDOC_0001-DRAFT-1230

Current Document ID: DOE-HQ-2020-0038-DRAFT-0003

Title: Comment on FR Doc # 2020-12689

Number of Attachments: 1

Document Type: PUBLIC SUBMISSIONS

Document Sub type: Public Comment

Comment on Document ID: DOE-HQ-2020-0038-0001

Comment on Document Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals

Status: Pending_Post

Received Date: 08/11/2020

Date Posted:

Posting Restriction: No restrictions

Submission Type: Web

Number of Submissions: 1

Document Optional Details

Submitter Info

Comment: August 11, 2020 VIA ELECTRONIC FILING Re: Midcontinent Independent System Operator, Inc. Comments on Agency Information Collection Extension in Response to U.S. Energy Information Administration (EIA) and Department of Energy (DOE) Request for Comments on Changes to OE Form 4171. INTRODUCTION Midcontinent Independent System Operator (MISO) appreciates this opportunity to provide comments in response by to the US Department of Energy (DoE) s request. MISO supports DoE s efforts to align the form w EOP requirements. MISO also generally supports DoE efforts to streamline reporting requirements. MISO values these efforts



to reduce the need for multiple reports, especially in urgent and emergent situation. And, like the rest of the industry, MISO recognizes the need to balance speed and detail in reporting, including reporting on the OE Form 417. MISO also recognizes the need to reduce the risk that any information reported on OE Form 417 may provide a real time road map for bad actors. II. OVERVIEW OF TARIFF REVISIONS MISO recognizes that US DoE has the final say on FOIA requests related to submitted forms. Nonetheless, MISO urges DoE to give full consideration to applicable exceptions to FOIA. At least initially, the nature of the information reported on OE Form 417 reports typically includes information that may be protected under several different FOIA exemptions. MISO urges DoE to apply any such exemptions that may apply to the information submitted on the OE Form 417. MISO notes that this by industry's focus on reliability, security and resilience only be enhanced by the appropriate safeguarding of sensitive, FOIA exempt information by federal agencies like DoE that by routinely handle the industry's sensitive information. BLANKET FOIA EXEMPTION FOR FORM CONTENTS SHOULD BE CONSIDERED/INCORPORATED MISO urges DoE to consider whether, due to the nature of the information typically submitted on by the OE Form 417, a blanket FOIA exemption might especially as relates to the name and other identifying information of the reporting entity and specifics of the event reported. To the extent that information on the OE 417 may identify the reporting entity and may highlight specific vulnerabilities in real time, disclosure of information on the form can pose real time risk to the security of the grid. As the DoE itself has recognized in other forums, the elimination, reduction and even delay in public disclosure of information like entity identity and incident/event specifics can reduce the risk of providing a real time road map for bad actors. IV. IN THE ALTERNATIVE, ANONYMIZED REPORTING SHOULD BE CONSIDERED If a blanket-type FOIA exemption is not workable, MISO urges DoE to consider whether some other means to reduce the risk of providing a real time road map for bad actors. For example, anonymization of reported information might be a workable means of reducing the risk of providing a real time road map for bad actors. Information anonymized to the affected NERC region or a more general geographic region may provide some additional protections for the grid. Another alternative to consider is delay of release of information by some period of time that assures the reported vulnerability(ies) have been corrected by the reporting entity. V. CONCLUSION In conclusion, MISO thanks DoE for this opportunity to comment. MISO appreciates and embraces by industry's ongoing role in safeguarding the reliability, security and resilience of the grid, as well as in partnership with local, regional and federal entities charged with grid oversight responsibilities, including US DoE. Respectfully submitted, /s/ Joe Polen Midcontinent Independent System Operator, Inc. *🔒

First Name: 🔒

Middle Name:

Last Name: 🔒



Mailing Address:

Mailing Address 2:

City:

Country:

State or Province:

ZIP/Postal Code:

Email Address: myoung@misoenergy.org

Phone Number:

Fax Number:

Organization Name: Midcontinent Independent System Operator, Inc.

Submitter's Representative:

Government Agency Type:

Government Agency:

Cover Page:

Document Optional Details

Status Set Date: 08/17/2020

Current Assignee: Bacon, Cuttie (DOE)

Status Set By: Pedersen, Mark A (DOE)

Legacy ID:

Tracking Number: kdq-cggc-1306

Total Page Count Including Attachments: 1

Submitter Info

Comment: August 11, 2020 VIA ELECTRONIC FILING Re: Midcontinent Independent System Operator, Inc. Comments on Agency Information Collection Extension in Response to U.S. Energy Information Administration (EIA) and Department of Energy (DOE) Request for Comments on Changes to OE Form 417 I. INTRODUCTION Midcontinent Independent System Operator (MISO) appreciates this opportunity to provide comments in response to the U.S. Department of Energy (DOE) s request by MISO supports DOE s efforts to align the form with EOP requirements. MISO also generally supports DOE efforts to streamline reporting requirements. MISO values these efforts to reduce the need for multiple reports, especially in urgent and emergent situation. And, like the rest of the industry, MISO recognizes the need to balance speed and detail in



reporting, including reporting on the OE Form 417. MISO also recognizes the need to reduce the risk that any information reported on OE Form 417 may provide a real time road map for bad actors. II. OVERVIEW OF TARIFF REVISIONS MISO recognizes that US DoE has the final say on FOIA requests related to submitted forms. Nonetheless, MISO urges DoE to give full consideration to applicable exceptions to FOIA. At least initially, the nature of the information reported on OE Form 417 reports typically includes information that may be protected under several different FOIA exemptions. MISO urges DoE to apply any such exemptions that may apply to the information submitted on the OE Form 417. MISO notes that this by industry's focus on reliability, security and resilience only be enhanced by the appropriate safeguarding of sensitive, FOIA exempt information by federal agencies like DoE that by routinely handle the industry's sensitive information. BLANKET FOIA EXEMPTION FOR FORM CONTENTS SHOULD BE CONSIDERED/INCORPORATED MISO urges DoE to consider whether, due to the nature of the information typically submitted on by the OE Form 417, a blanket FOIA exemption might especially as relates to the name and other identifying information of the reporting entity and specifics of the event reported. To the extent that information on the OE 417 may identify the reporting entity and may highlight specific vulnerabilities in real time, disclosure of information on the form can pose real time risk to the security of the grid. As the DoE itself has recognized in other forums, the elimination, reduction and even delay in public disclosure of information like entity identity and incident/event specifics can reduce the risk of providing a real time road map for bad actors. IV. IN THE ALTERNATIVE, ANONYMIZED REPORTING SHOULD BE CONSIDERED If a blanket-type FOIA exemption is not workable, MISO urges DoE to consider whether some other means to reduce the risk of providing a real time road map for bad actors. For example, anonymization of reported information might be a workable means of reducing the risk of providing a real time road map for bad actors. Information anonymized to the affected NERC region or a more general geographic region may provide some additional protections for the grid. Another alternative to consider is delay of release of information by some period of time that assures the reported vulnerability(ies) have been corrected by the reporting entity. V. CONCLUSION In conclusion, MISO thanks DoE for this opportunity to comment. MISO appreciates and embraces by industry's ongoing role in safeguarding the reliability, security and resilience of the grid, as well as in partnership with local, regional and federal entities charged with grid oversight responsibilities, including US DoE. Respectfully submitted, /s/ Joe Polen Midcontinent Independent System Operator, Inc. *🇺🇸

First Name: 🇺🇸

Middle Name:

Last Name: 🇺🇸

Mailing Address:

Mailing Address 2:



City: 

Country: 

State or Province: 

ZIP/Postal Code: 

Email Address: myoung@misoenergy.org

Phone Number:

Fax Number:

Organization Name: Midcontinent Independent System Operator, Inc. 

Submitter's Representative: 

Government Agency Type: 

Government Agency: 

Cover Page: 



August 11, 2020

VIA ELECTRONIC FILING

Re: Midcontinent Independent System Operator, Inc. Comments on
Agency Information Collection Extension in Response to
U.S. Energy Information Administration (EIA) and Department of Energy (DOE)
Request for Comments on Changes to OE Form 417

I. INTRODUCTION

Midcontinent Independent System Operator (MISO) appreciates this opportunity to provide comments in response to the US Department of Energy (DoE)'s request for comments. MISO supports DoE's efforts to align the form with the NERC EOP requirements. MISO also generally supports DoE efforts to streamline reporting requirements. MISO values these efforts to reduce the need for multiple reports, especially in urgent and emergent situation. And, like the rest of the industry, MISO recognizes the need to balance speed and detail in reporting, including reporting on the OE Form 417. MISO also recognizes the need to reduce the risk that any information reported on OE Form 417 may provide a real time road map for bad actors.

II. OVERVIEW OF TARIFF REVISIONS

MISO recognizes that US DoE has the final say on FOIA requests related to submitted forms. Nonetheless, MISO urges DoE to give full consideration to applicable exceptions to FOIA. At least initially, the nature of the information reported on OE Form 417 reports typically includes information that may be protected under several different FOIA exemptions. MISO urges DoE to apply any such exemptions that may apply to the information submitted on the OE Form 417.

MISO notes that this industry's focus on reliability, security and resilience can only be enhanced by the appropriate safeguarding of sensitive, FOIA exempt information by federal agencies like DoE that routinely handle the industry's sensitive information.

Midcontinent Independent
System Operator, Inc.
317.249.5400
www.misoenergy.org

720 City Center Drive
Camel, IN 46032

2985 Ames Crossing Road
Eagan, MN 55121

1700 Centerview Drive
Little Rock, AR 72211



August 11, 2020
Page 2

III. BLANKET FOIA EXEMPTION FOR FORM CONTENTS SHOULD BE CONSIDERED/INCORPORATED

MISO urges DoE to consider whether, due to the nature of the information typically submitted on the OE Form 417, a blanket FOIA exemption might be warranted – especially as relates to the name and other identifying information of the reporting entity and specifics of the event reported. To the extent that information on the OE 417 may identify the reporting entity and may highlight specific vulnerabilities in real time, disclosure of information on the form can pose real time risk to the security of the grid. As the DoE itself has recognized in other forums, the elimination, reduction and even delay in public disclosure of information like entity identity and incident/event specifics can reduce the risk of providing a real time road map for bad actors.

IV. IN THE ALTERNATIVE, ANONYMIZED REPORTING SHOULD BE CONSIDERED

If a blanket-type FOIA exemption is not workable, MISO urges DoE to consider whether some other means to reduce the risk of providing a real time road map for bad actors. For example, anonymization of reported information might be workable means of reducing the risk of providing a real time road map for bad actors. Information anonymized to the affected NERC region or a more general geographic region may provide some additional protections for the grid. Another alternative to consider is delay of release of information by some period of time that assures the reported vulnerability(ies) have been corrected by the reporting entity.

V. CONCLUSION

In conclusion, MISO thanks DoE for this opportunity to comment. MISO appreciates and embraces industry's ongoing role in safeguarding the reliability, security and resilience of the grid, as well as industry's partnership with local, regional and federal entities charged with grid oversight responsibilities, including US DoE.

Respectfully submitted,

/s/

Joe Polen

Joe Polen
Midcontinent Independent System Operator,
Inc.



Agency Response to Comments from Midcontinent Independent System Operator, Inc.

From: [OE417](#)
To: myoung@misoenergy.org
Cc: [Matthew Tarduogno \(Matthew.Tarduogno@hq.doe.gov\)](mailto:Matthew.Tarduogno@hq.doe.gov)
Subject: Response to Comments on the Recertification of Form OE-417 from the Midcontinent Independent System Operator
Date: Friday, November 6, 2020 8:54:00 AM

November 6, 2020

VIA ELECTRONIC MAIL

Joe Polen
Midcontinent Independent System Operator, Inc.
720 City Center Drive
Carmel, IN 46032-3826
Via: myoung@misoenergy.org

Re: Response to Comments on the Recertification of Form OE-417 from the Midcontinent Independent System Operator

Dear Mr. Polen:

Thank you for the comments from the Midcontinent Independent System Operator (MISO) regarding the recertification of Form OE-417 *Electricity Emergency Incident and Disturbance Report*. The U.S. Department of Energy (DOE) values comments from industry and appreciates the support of MISO.

DOE acknowledges the importance of protecting sensitive information that may be filed by respondents under Form OE-417. One of the proposed changes to Form OE-417 allows respondents to select potentially applicable exceptions under the Freedom of Information Act (FOIA). While submitters may mark information as potentially exempt, whether information is or is not exempt as part of a FOIA response will be determined by the Department at the time of processing the FOIA request. During this processing of a FOIA request, DOE will consider all potential FOIA exemptions. DOE continually evaluates the best way to protect sensitive information.

Thank you for your comments.

Best Regards,

Infrastructure Security and Energy Restoration Division
Office of Cybersecurity, Energy Security, and Emergency Response
U.S. Department of Energy



COMMENTS FROM EDISON ELECTRIC INSTITUTE


Document Metadata: DOE-HQ-2020-0038-DRAFT-0005



Document Details

Docket ID: DOE-HQ-2020-0038 ⓘ

Docket Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals * ⓘ

Document File:  PDF

Docket Phase: Notice

Phase Sequence: 1

Original Document ID: DOE_FRDOC_0001-DRAFT-1229

Current Document ID: DOE-HQ-2020-0038-DRAFT-0005

Title: Comment on FR Doc # 2020-12689 ⓘ

Number of Attachments: 1

Document Type: PUBLIC SUBMISSIONS * ⓘ

Document Sub type: Public Comment ⓘ

Comment on Document ID: DOE-HQ-2020-0038-0001 ⓘ

Comment on Document Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals ⓘ

Status: Pending_Post ⓘ

Received Date: 08/11/2020 * ⓘ

Date Posted: ⓘ

Posting Restriction: No restrictions ⓘ

Submission Type: Web

Number of Submissions: 1 *

Document Optional Details

Submitter Info

Comment: Comments of the Edison Electric Institute * ⓘ

First Name: ⓘ










Middle Name:

Last Name: ⓘ


Mailing Address:

Mailing Address 2:









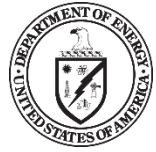
City: 
Country: 
State or Province: 
ZIP/Postal Code: 
Email Address: rstroh@eci.org
Phone Number:
Fax Number:
Organization Name: Edison Electric Institute 
Submitter's Representative: 
Government Agency Type: 
Government Agency: 
Cover Page: 


Document Optional Details

Status Set Date: 08/17/2020
Current Assignee: Bacon, Cuttie (DOE)
Status Set By: Pedersen, Mark A (DOE)
Legacy ID:
Tracking Number: kdq-b4ke-fsuw 
Total Page Count Including Attachments: 1

Submitter Info

Comment: Comments of the Edison Electric Institute * 
First Name: 
Middle Name:
Last Name: 
Mailing Address:
Mailing Address 2:
City: 
Country: 
State or Province: 





ZIP/Postal Code: 


Email Address: rstroh@eei.org


Phone Number:


Fax Number:

Organization Name: Edison Electric Institute 

Submitter's Representative: 

Government Agency Type: 

Government Agency: 

Cover Page: 



UNITED STATES DEPARTMENT OF ENERGY
FORM OE-417 ELECTRICITY EMERGENCY INCIDENT AND DISTURBANCE REPORT
OMB NO. 1901-0288

COMMENTS OF THE EDISON ELECTRIC INSTITUTE

The Edison Electric Institute (EEI) submits these comments in response to the Department of Energy request for a three-year extension, with changes, to Form OE-417 Electricity Emergency Incident and Disturbance Report, OMB Control Number 1901-0288, as required under the Paperwork Reduction Act of 1995. Form OE-417 collects information for DOE to monitor electric emergency incidents and disturbances in the United States. The information collected allows DOE to conduct post-incident reviews examining significant interruptions of electric power or threats to the national electric system.

DOE uses Form OE-417 to monitor electric emergency incidents and disturbances and to investigate significant interruptions of electric power or threats to the electric system reliability. DOE proposes a number of changes most notably to align the reporting requirements with the recently approved North American Electric Reliability Corporation (NERC) CIP-008-6 Reliability Standard, which established new definitions for a Cyber Security Incident and Reportable Cyber Security Incident. Reliability Standard CIP-008-6 also expanded its reporting requirements, including expanding the applicable systems to report on and adding new reporting requirements for attempted compromises of high and medium impact bulk electric system (BES) cyber systems and their associated electronic access control or monitoring systems. DOE states that the continued alignment between Form OE-417 and NERC reporting requirements helps minimize confusion among industry stakeholders about where and how to file reports and enable industry stakeholders to train personnel to report using a single form. By incorporating the requirements established by Reliability Standard CIP-008-6 in Form OE-417, entities may only be required to submit Form OE-417. This change is intended to reduce the overall reporting burden for the electric power industry. Additional changes to Form OE-417 clarify reporting criteria and allow respondents to select potentially applicable exceptions under the Freedom of Information Act for protection of the information provided within the submittal.

EEI supports the goals of the Department particularly aligning the new form with Reliability Standard CIP-008-6 and to reduce reporting burdens and offers the following comments to further enhance the clarity of the form.

The term "cyber event" was used on the OE-417 form prior to inclusion of the NERC CIP-008-6 Reliability Standard reporting requirements and NERC defined terms. However, the term "cyber event" is not a NERC defined term and could create confusion and consistency issues with reporting. For this reason, EEI suggests substituting the undefined term "cyber event" with the NERC defined term "Cyber Security Incident."



EEI recommends the following changes to the form to better align with Reliability Standard CIP-008-6. The proposed revised form includes a section titled "Response Due" which details in what timeframe incidents must be reported. It states responses are due within 1 hour of an incident for a Reportable Cyber Security Incident (criterion 2) and a Cyber event that is not a Reportable Cyber Security Incident that causes interruptions of electrical system operations (criterion 3). EEI recommends that DOE modify this timeframe to be within 1 hour of the determination of the incident to align with the Reliability Standard CIP-008-6, Table 4, Part 4.2.

The Response Due section also requires "updates as needed and/or a final report (all of Schedules 1 and 2) within 72 hours of the incident." This timeframe should be modified to align with Reliability Standard CIP-008-6. This requirement should state that a Reportable Cyber Security Incident (criterion 2) and an "attempted" Reportable Cyber Security Incident (criterion 14) are due within 7 calendar days of the determination of new or changed attributes to align with the Reliability Standard CIP-CIP-008-6, Table 4 Part 4.3.

In Section W of the proposed DOE-417 form, CIOCC is identified as one of the agencies to be notified in the event of a reportable Cyber Security Incident, while Reliability Standard CIP-008-6 identifies NCCIC as the appropriate Department of Homeland Security agency (DHS). As of June 2020, DHS established a new organization titled "CISA Central" to receive such reports. The revised OE-417 should be updated to reflect CISA Central rather than CIOCC.

EEI appreciated the Department's consideration of these comments.



Agency Response to Comments from Edison Electric Institute

From: [OE417](#)
To: [Robert Stroh](#)
Cc: [Tarduano, Matthew](#)
Subject: Response to Comments on the Recertification of Form OE-417 from the Edison Electric Institute
Date: Friday, November 6, 2020 8:47:00 AM

November 6, 2020

VIA ELECTRONIC MAIL

Robert Stroh
Edison Electric Institute
701 Pennsylvania Avenue NW
Washington, DC 20004
rstroh@eei.org

Re: Response to Comments on the Recertification of Form OE-417 from the Edison Electric Institute

Dear Mr. Stroh:

Thank you for the comments from the Edison Electric Institute (EEI), and its member companies, on the recertification of Form OE-417 *Electricity Emergency Incident and Disturbance Report*. The U.S. Department of Energy (DOE) values comments from industry and appreciates the support of EEI.

In regard to EEI's comment about the term "cyber event," DOE appreciates the suggestion. The proposed change to criteria 3 is a "cyber event that is not a Reportable Cyber Security Incident that causes interruptions of electrical system operations." This criteria and the term "cyber event" is intended to cover an event or incident not covered by a "Cyber Security Incident," as defined by North American Electric Reliability Corporation (NERC).

In regard to EEI's comment concerning the timeframe for an initial submission under Criteria 2 and addition under the "Response Due" section, DOE notes the comment; however, CIP-008 requires that a Responsible Entity have a process to first identify a Cyber Security Incident and then second, to determine whether the incident is a Reportable Cyber Security Incident. As such, per CIP-008 an incident must first be identified and determined to be reportable under the CIP-008 process prior to an entity being required to submit the incident under Criteria 2. Additionally, while, DOE acknowledges that the CIP-008-6 Reliability Standard requires that new or changed attributes are to be submitted within 7 days, DOE will continue to require updates or a final submission within 72 hours to meet DOE's mission requirements. DOE has added additional language to the form to note that "For criterion 14 only, updates can be submitted within 7 calendar days of a determination of new or changed attribute information."

Finally, in regard to EEI's comment regarding the name for the DHS successor to the National Cybersecurity and Communications Integration Center (NCCIC), the form has been updated to DHS CISA Central accordingly.

Thank you for your comments.

Best Regards,

Infrastructure Security and Energy Restoration Division
Office of Cybersecurity, Energy Security, and Emergency Response
U.S. Department of Energy



COMMENT FROM CHRISTOPHER HUGGINS


Document Metadata: DOE-HQ-2020-0038-DRAFT-0001



Document Details

Docket ID: DOE-HQ-2020-0038 ⓘ

Docket Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals * ⓘ

Document File:  PDF

Docket Phase: Notice

Phase Sequence: 1

Original Document ID: DOE_FRDOC_0001-DRAFT-1226

Current Document ID: DOE-HQ-2020-0038-DRAFT-0001

Title: Comment on FR Doc # 2020-12689 ⓘ

Number of Attachments: 0

Document Type: PUBLIC SUBMISSIONS * ⓘ

Document Sub type: Public Comment ⓘ

Comment on Document ID: DOE-HQ-2020-0038-0001 ⓘ

Comment on Document Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals ⓘ

Status: Pending_Post ⓘ

Received Date: 07/28/2020 * ⓘ

Date Posted: ⓘ

Posting Restriction: No restrictions ⓘ

Submission Type: Web

Number of Submissions: 1 *

Document Optional Details

Submitter Info

Comment: I want congressional review into my files and complaints under officials secrets act 1989 apology financial compensation \$trillion justice yoday and political asylum * ⓘ

First Name: Christopher ⓘ

Middle Name:

Last Name: Huggins ⓘ

Mailing Address: Room 219 5165 palmer Avenue Niagara Falls Ontario 12e 3t9



Mailing Address 2: Room 219 5165 palmer avenue niagara fallspyy
City: Niagara falls
Country: Canada
State or Province: Ontario
ZIP/Postal Code: L2E 3T9
Email Address: hugginschristopher310@gmail.com
Phone Number: +1 09054640707
Fax Number:
Organization Name: CIA
Submitter's Representative: Cory booker
Government Agency Type: U.S. House of Representatives
Government Agency: USA intelligence community FBI OIG DOJ
Cover Page: 


Document Optional Details

Status Set Date: 08/17/2020
Current Assignee: Bacon, Cuttie (DOE)
Status Set By: Pedersen, Mark A (DOE)
Legacy ID:
Tracking Number: 1k4-9i2e-28rx
Total Page Count Including Attachments: 1

Submitter Info

Comment: I want congressional review into my files and complaints under officials secrts act 1989 apology finsncial comprnsation Strillion justice yoday and political asylum *
First Name: Christopher
Middle Name:
Last Name: Huggins
Mailing Address: Room 219 5165 palmer Avenue Niagara Falls Ontario l2e 3t9
Mailing Address 2: Room 219 5165 palmer avenue niagara fallspyy
City: Niagara falls



Country:	Canada
State or Province:	Ontario
ZIP/Postal Code:	L2E 3T9
Email Address:	hugginschristopher310@gmail.com
Phone Number:	+1 09054640707
Fax Number:	
Organization Name:	CIA
Submitter's Representative:	Cory booker
Government Agency Type:	U.S. House of Representatives
Government Agency:	USA intelligence community FBI OIG DOJ
Cover Page:	

Agency Response to Comment from Christopher Huggins (via Electronic Posting)

November 6, 2020

Re: Response to Comments on the Recertification of Form OE-417 (DOE-HQ-2020-0038-001)

Dear Christopher Huggins:

The U.S. Department of Energy (DOE) acknowledges receipt of your comments related to the recertification of Form OE-417 *Electricity Emergency Incident and Disturbance Report*, Federal Register Document #2020-12689.

Best Regards,

Infrastructure Security and Energy Restoration Division
Office of Cybersecurity, Energy Security, and Emergency Response
U.S. Department of Energy



COMMENT FROM ANONYMOUS

Document Metadata: DOE-HQ-2020-0038-DRAFT-0004



Document Details

Docket ID: DOE-HQ-2020-0038

Docket Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals

Document File:

Docket Phase: Notice

Phase Sequence: 1

Original Document ID: DOE_FRDOC_0001-DRAFT-1231

Current Document ID: DOE-HQ-2020-0038-DRAFT-0004

Title: Comment on FR Doc # 2020-12689

Number of Attachments: 0

Document Type: PUBLIC SUBMISSIONS

Document Sub type: Public Comment

Comment on Document ID: DOE-HQ-2020-0038-0001

Comment on Document Title: Agency Information Collection Activities; Proposals, Submissions, and Approvals

Status: Pending_Post

Received Date: 03/11/2020

Date Posted:

Posting Restriction: No restrictions

Submission Type: Web

Number of Submissions: 1

Document Optional Details

Submitter Info

Comment: Dear President Trump, Despite "acing" your dementia test you seem to struggle a lot with words and facts. No worries, I'm pyhere to help you out. First off it's yIM-'se-m'Y-t, py yIM'-seh-mu'tt or yIM'-seh-men-i+tt. Second if you're rattle off statistics, you will need to update them from time to time. For weeks you've been bragging about how many more Covid-19 tests the US has done than India. You keep saying that they've only done 11 million tests. I'm sure that was true when you first heard it, but currently the number is 25 million. So when you keep repeating and repeating the wrong number, some people might get the wrong idea and think that



you're a moron. Third, you might want to stop making predictions given how poor your track record is. You predicted that the total number of Covid-19 deaths would be zero (wrong), 50,000 (wrong), 55,000 (wrong), 65,000 (wrong), 80,000 (wrong) and 100,000 (wrong). You also said that it would be on the "low end" of Dr. Birk's range of 100,000 to 200,000 (wrong). Now you're predicting that we'll have a vaccine before the end of the year. Give it a rest! Lastly you need to stop sampling yourself, e.g. "if you look at the manifesto -- I call it the 'manifesto.' A lot of people are calling it a 'manifesto.'" It's just juvenile. I mean if I call you an orange dumbsicle, that's one thing. But if I say "I call Trump the 'orange dumbsicle.' A lot of people are calling him the 'orange dumbsicle'", it sounds kinda pathetic. Almost as bad as calling the Wall Street Journal and pretending to be a spokesman named John Barron. Just weak. ★💩

First Name: Anonymous 📌

Middle Name:

Last Name: Anonymous 📌

Mailing Address:

Mailing Address 2:

City: 📌

Country: 📌

State or Province: 📌

ZIP/Postal Code: 📌

Email Address:

Phone Number:

Fax Number:

Organization Name: 📌

Submitter's Representative: 📌

Government Agency Type: 📌

Government Agency: 📌

Cover Page: 

Document Optional Details

Status Set Date: 08/17/2020

Current Assignee: Bacon, Cuttie (DOE)

Status Set By: Pedersen, Mark A (DOE)



Legacy ID:

Tracking Number: kdq-nb0t-6udm

**Total Page Count
Including Attachments:** 1

Submitter Info

Comment: Dear President Trump, Despite "acing" your dementia test you seem to struggle a lot with words and facts. No worries, I'm pŷ here to help you out. First off it's yIM-'se-m`Y-tŷ, pŷ yIM'-seh-mŷt or yIM'-seh-men-iŷt. Second if you're rattle off statistics, you will need to update them from time to time. For weeks you've been bragging about how many more Covid-19 tests the US has done than India. You keep saying that they've only done 11 million tests. I'm sure that was true when you first heard it, but currently the number is 25 million. So when you keep repeating and repeating the wrong number, some people might get the wrong idea and think that you're a moron. Third, you might want to stop making predictions given how poor your track record is. You predicted that the total number of Covid-19 deaths would be zero (wrong), 50,000 (wrong), 55,000 (wrong), 65,000 (wrong), 80,000 (wrong) and 100,000 (wrong). You also said that it would be on the "low end" of Dr. Birk's range of 100,000 to 200,000 (wrong). Now you're predicting that we'll have a vaccine before the end of the year. Give it a rest! Lastly you need to stop sampling yourself, e.g. "if you look at the manifesto -- I call it the 'manifesto.' A lot of people are calling it a 'manifesto.'" It's just juvenile. I mean if I call you an orange dumbsicle, that's one thing. But if I say "I call Trump the 'orange dumbsicle.' A lot of people are calling him the 'orange dumbsicle'", it sounds kinda pathetic. Almost as bad as calling the Wall Street Jornal and pretending to be a spokesman named John Barron. Just weak. *

First Name: Anonymous

Middle Name:

Last Name: Anonymous

Mailing Address:

Mailing Address 2:

City:

Country:

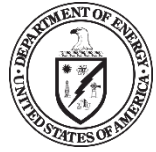
State or Province:

ZIP/Postal Code:

Email Address:

Phone Number:

Fax Number:



Organization Name:	
Submitter's Representative:	
Government Agency Type:	
Government Agency:	
Cover Page:	

Agency Response to Comment from Anonymous (via Electronic Posting)

November 6, 2020

Re: Response to Comments on the Recertification of Form OE-417 (DOE-HQ-2020-0038-004)

To Whom It May Concern:

The U.S. Department of Energy (DOE) acknowledges receipt of the comments received on August 11, 2020, related to the recertification of Form OE-417 *Electricity Emergency Incident and Disturbance Report*, Federal Register Document #2020-12689.

Best Regards,

Infrastructure Security and Energy Restoration Division
Office of Cybersecurity, Energy Security, and Emergency Response
U.S. Department of Energy