

88 section.

89 (8) At the conclusion of the capacity allocation process, and unless prohibited by a  
90 contractual obligation of confidentiality, the merchant electric transmission line shall report to  
91 the office whether a merchant in-state generator reflected on the certificate of in-state need has  
92 entered into a transmission service agreement with the merchant electric transmission line.

93 (9) This section may not be interpreted to:

94 (a) create an obligation of a merchant electric transmission line to pay for, or construct  
95 any portion of, the transmission line on behalf of an in-state merchant generator; or

96 (b) preempt, supersede, or otherwise conflict with Federal Energy Regulatory  
97 Commission rules and regulations applicable to a commercial transmission agreement,  
98 including agreements, or terms of agreements, as to cost, terms, transmission capacity, or key  
99 rates.

99a **§→ (10) Subsections (2) through (9) do not apply to a project entity as defined in Section 11-13-**  
99b **103. ←§**