

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Kansas City Power and Light Company for Approval to Make Certain Changes in its Charges for Electric Service To Continue the Implementation of Its Regulatory Plan	)	Case No. ER-2009-0089 Tariff No. JE-2009-0192
In the Matter of the Application of KCP&L Greater Missouri Operations Company for Approval to Make Certain Changes in its Charges for Electric Service	)	Case No. ER-2009-0090 Tariff No. JE-2009-0913
In the Matter of the Application of KCP&L Greater Missouri Operations Company for Approval to Make Certain Changes in its Charges for Steam Heating Service	)	Case No. HR-2009-0092 Tariff No. YH-2009-0195

**CONCURRING OPINION OF CHAIRMAN ROBERT M. CLAYTON III**

This Commissioner concurs with the majority's Order Approving Non-Uniform Stipulations And Agreements And Authorizing Tariff Filing in Case Nos. ER-2009-0089 and ER-2009-0090, as well as its Order Approving Unanimous Stipulation and Agreement in Case No. HR-2009-0092, all three of which are rate cases filed by Great Plains Energy. The cases include the general rate proceeding for the Kansas City Power & Light service territory, the areas formerly served by Aquila Networks for electric service in both St. Joseph Light and Power (L&P) and Missouri Public Service (MPS) areas and the area formerly served by Aquila Networks for steam or heating service. The global settlements reached in these cases resulted from extensive negotiations among nearly all stakeholders in an agreement that includes incorporation into rates of significant investments in new environmental upgrades to facilities at plants known as Iatan 1, Jeffrey Energy Center, and Sibley Generating Facility. The settlements

also acknowledge the unfortunate need to significantly raise electric and steam rates relative to those investments that will have a direct impact on customer budgets. Although the electric rates do not take effect until September 1, 2009, the Commission is mindful that given the state of the economy customers will consider this a terrible time to raise utility rates, even if this increase was planned for and expected.

The Commission has little choice but to approve the agreements, which are supported by the Public Counsel, the PSC Staff, several government agencies, other diverse stakeholders and it is not opposed by numerous industrial customers. Even though the agreements result in rate increases, the process has culminated in a global settlement with participation and endorsement of the rate payer advocates as well as the utility, suggesting reasonableness of the result. These rate increases are not simply raising the return or profit margin allowed to the company but instead represent significant investments in plant that will benefit the public and the environment through reductions in emissions. Environmental mandates have required the investment in infrastructure that will improve the air quality in the vicinity of these facilities.

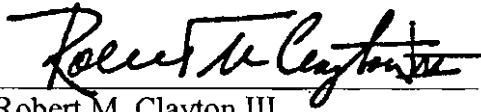
These rate increases were also contemplated in, and planned for in, KCPL's Experimental Regulatory Plan, which was the product of year-long, extensive, good faith negotiations and represent the consensus of a large, diverse group of interests in Case No. EO-2005-0329. The parties each had access to highly qualified subject matter experts, including accountants, economists and engineers, and filed extensive testimony outlining their respective analyses and positions prior to the signatories reaching a consensus as to the reasonableness of the Agreements and all of their elements.

This rate increase reflects an across the board increase of 16.1% in the KCPL service territory, a 10.46% increase in the Missouri Public Service service territory, an 11.85% increase in the St. Joe Light and Power service territory. These are significant rate increases that will certainly have an impact on customers in their respective territories, and the impact on those customers is not to be taken lightly.

Rate payers should be aware that these increases are not the last in the foreseeable future considering that in 2010, it is planned that nearly the entire investment in Iatan 2 will be placed into rate base causing another potential rate increase. Large investments in plant which are necessary for the provision of service result in significant rate increases. Rate payers should take solace that the PSC Staff and Public Counsel's review of the expenditures, in the planning process for new environmental upgrades and new generation, have found these costs to be prudent and reasonable and that the Commission found them to be necessary for the public interest. The Commission must and will take additional steps at helping customers take control of their utility bills through aggressive energy efficiency programs, empower customers with information to make wise energy choices and embrace new technologies such as customer owned generation and smart grid improvements in a rapidly changing energy environment. We must also take steps at improving programs for low-income customers who remain vulnerable to disconnection. Lastly, with additional future increases on the horizon, from additions of new generation and climate change legislation, we must be prepared at retaining and attracting industry that depend on Missouri low cost power.

For the foregoing reasons, this Commissioner concurs.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert M. Clayton III". The signature is written in a cursive style with a horizontal line underneath it.

Robert M. Clayton III  
Commissioner

Dated this 10th day of June 2009,  
at Jefferson City, Missouri.