

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

In the Matter of the Application of Kansas City )  
Power & Light Company for Approval to )  
Make Certain Changes in its Charges for )  
Electric Service to Implement its Regulatory )  
Plan. )

**File No. ER-2010-0355**  
**Tariff No JE-2010-0692**

**NON-UNANIMOUS STIPULATION AND AGREEMENT  
AS TO CLASS COST OF SERVICE / RATE DESIGN**

COME NOW Kansas City Power & Light Company (“KCPL”), the Staff of the Missouri Public Service Commission (“Staff”), the Office of the Public Counsel, Praxair, Inc., the Midwest Energy Users’ Association (“MEUA”), Missouri Industrial Energy Consumers (“MIEC”), Ford Motor Company, AARP, the Consumers Council of Missouri, and the Department of Energy (collectively “Signatories”) and for their Non-Uniform Stipulation and Agreement (“Stipulation”) to resolve certain Class Cost of Service / Rate Design issues in this case respectfully state as follows:

1. Subject only to the exceptions explicitly stated in the following paragraphs regarding the Large General Service (“LGS”) and Large Power (“LP”) rate classes, the Signatories agree that any rate increase in this matter shall be implemented on an equal percentage, across-the-board basis to all rate classes.

2. Subject only to the exceptions explicitly stated in the following paragraphs, any rate increase to a rate class that is implemented in this case shall be implemented on an equal percentage, across-the-board basis to each rate element for that rate class. Examples of rate elements are customers charge, facilities charge, and rate blocks.

3. The Residential General Use Customer Charge shall be increased from \$8.67 to \$9.00, an increase of 3.81%. The Customer Charges for Residential General Use & Space Heat (One Meter) and Residential General Use & Space Heat (Two Meters) shall be increased to \$9.00 and \$11.05 respectively, also 3.81% increases.

4. For the Large General Service (“LGS”) and Large Power (“LP”) rate schedules, any increase to those rate classes, as provided above, shall be implemented as follows:

- a. No increase to the current energy charge tailblock rate elements – the seasonal rate elements applicable to energy charge that exceeds 360 hours use per month;
- b. 75% of the system average percentage increase shall be assigned to the middle block seasonal rate elements applicable to energy usage between 180 hours and 360 hours use per month; and
- c. the remaining amount of the increase shall be assigned to all remaining rate elements on an equal percentage basis.

5. Any potential revenue shortfall associated with potential migration of customers resulting from the LGS / LP rate design methodology provided in paragraph 4, currently quantified as \$395,000 shall be assigned to the LGS and LP classes on the basis of relative energy usage by those classes, i.e., based on the LGS class allocator being  $(\text{annual LGS class kWh usage}) / (\text{annual LGS class kWh usage} + \text{annual LP class kWh usage})$ ; and the LP class allocator being:  $(\text{annual LP class kWh usage}) / (\text{annual LGS class kWh usage} + \text{annual LP class kWh usage})$ , using trued-up amounts for the annual class kWh usages of the LGS and LP classes.

6. Eliminate those frozen General Service All-Electric space heating rate schedules where no customers are currently served and retain all other existing rate schedules.

7. Implement KCPL's new Residential Other Use (ROU) rate schedule with Staff modifications as set out in the attached exemplar tariff sheet.

8. Make the following modifications concerning the miscellaneous tariff issues:

**P.S.C. MO. No. 7 (Rates)**

- a. All sheets – Footer: “Curtis D. Blanc, Sr. Director” change to “Senior Director” [appears to be Curtis D. Blanc, Sr.];
- b. Sheet No. TOC-1 – add “Residential Other Use, Schedule ROU” and delete “Incremental Energy Rider, Schedule IER”;
- c. Sheet Nos. 14A, 14B – add summer and winter rate headings;
- d. Sheet Nos. 30 – 37G, header – change “Rate Area No. (1)(3) – Urban Area” to “Missouri Retail Service Area”;
- e. Sheet No. 33, Private Lighting – insert “1¾%” after the words in next to last paragraph;
- f. Sheet Nos. 35, 35A – move “Limited to the units in service on April 18, 1992, until removed” from 35A to 35; Sheet No. 35 – change “\*” to “(2)” Twin lamps shall ....; Sheet No. 35A – delete “RATE (Optional Equipment): (continued)”;
- g. Sheet No. 35B - change “\*” to “(1)” at end of paragraph 10.0; add footnote “(2) Limited to the units in service on May 4, 2011, until removed” to paragraph 10.1;
- h. Sheet No. 37B – add “This basic ... continuously thereafter.” and “North Kansas City 23<sup>rd</sup> and Howell, 23<sup>rd</sup> and Iron”; ERROR: need period at end of (6) last paragraph;
- i. Sheet No. 37G – add “(18) Traffic Signal Pole.”

### **P.S.C. MO. No. 2 (Rules)**

- a. Sheet No. 1.17 - header – change “Rate Area No. (1)(3) – Urban Area” to “Missouri Retail Service Area”; under 4.10 Tampering With Company Facilities – add “or unauthorized use” and “associated” and “including, but ... charges, and” – delete “the” and “for”;
- b. Sheet No. 1.28 – add section heading “8. Billing And Payment (continued)”

### **Incremental Energy Rider, Schedule IER**

- a. Delete the rate schedule entitled “Incremental Energy Rider, Schedule IER” as proposed by KCPL presently on Sheet Nos. 24, 24A, 24B.

### **Municipal Street Lighting Service, Schedule 1-ML: RATE (Mercury Vapor) 7.0, 7.1**

- a. Delete street light entitled “RATE (Mercury Vapor) 7.0, 7.1” presently on Sheet No. 35.

### **Collection Charge**

- a. Add rule 8.08 entitled “Collection Charge” on Sheet No. 1.28. Implement a fee of \$20.00 for customer collection by a field service person making a final collection attempt at the meter location prior to the meter to be disconnected for non-payment.

### **GENERAL PROVISIONS OF STIPULATION**

1. This Stipulation is being entered into solely for the purpose of settling the issues in these cases explicitly set forth above. Unless otherwise explicitly provided herein, none of the Signatories to this Stipulation shall be deemed to have approved or acquiesced in any ratemaking or procedural principle, including, without limitation, any cost of service methodology or determination, depreciation principle or method, method of cost determination or cost allocation or revenue-related methodology. Except as explicitly provided herein, none of the Signatories shall be prejudiced or bound in any

manner by the terms of this Stipulation in this or any other proceeding, regardless of whether this Stipulation is approved.

2. This Stipulation is a negotiated settlement. Except as specified herein, the Signatories to this Stipulation shall not be prejudiced, bound by, or in any way affected by the terms of this Stipulation: (a) in any future proceeding; (b) in any proceeding currently pending under a separate docket; and/or (c) in this proceeding should the Commission decide not to approve this Stipulation, or in any way condition its approval of same.

3. This Stipulation has resulted from extensive negotiations among the Signatories, and the terms hereof are interdependent. If the Commission does not approve this Stipulation unconditionally and without modification, then this Stipulation shall be void and no Signatory shall be bound by any of the agreements or provisions hereof.

4. If approved and adopted by the Commission, this Stipulation shall constitute a binding agreement among the Signatories. The Signatories shall cooperate in defending the validity and enforceability of this Stipulation and the operation of this Stipulation according to its terms.

5. If the Commission does not approve this Stipulation without condition or modification, and notwithstanding the provision herein that it shall become void, (1) neither this Stipulation nor any matters associated with its consideration by the Commission shall be considered or argued to be a waiver of the rights that any Signatory has for a decision in accordance with RSMo. §536.080 or Article V, Section 18 of the Missouri Constitution, and (2) the Signatories shall retain all procedural and due process rights as fully as though this Stipulation had not been presented for approval, and any

suggestions, memoranda, testimony, or exhibits that have been offered or received in support of this Stipulation shall become privileged as reflecting the substantive content of settlement discussions and shall be stricken from and not be considered as part of the administrative or evidentiary record before the Commission for any purpose whatsoever.


6. If the Commission accepts the specific terms of this Stipulation without condition or modification, only as to the issues of the issues in these cases explicitly set forth above, the Signatories each waive their respective rights to present oral argument and written briefs pursuant to RSMo. §536.080.1, their respective rights to the reading of the transcript by the Commission pursuant to §536.080.2, their respective rights to seek rehearing pursuant to §536.500, and their respective rights to judicial review pursuant to §386.510. This waiver applies only to a Commission order approving this Stipulation without condition or modification issued in this proceeding and only to the issues that are resolved hereby. It does not apply to any matters raised in any prior or subsequent Commission proceeding nor any matters not explicitly addressed by this Stipulation.

7. Counsel for the Industrials has been informed by representatives of the Missouri Retailers Association that it will not oppose this Non-Unanimous Stipulation and Agreement.


**WHEREFORE**, for the foregoing reasons, the Signatories respectfully request that the Commission issue an Order approving the terms and conditions of this Non-Unanimous Stipulation and Agreement.

Respectfully submitted,

STAFF OF THE MISSOURI PUBLIC  
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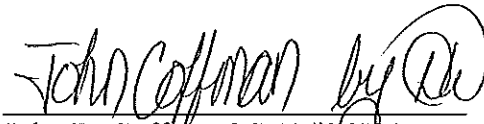
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# KANSAS CITY POWER & LIGHT COMPANY

P.S.C. MO. No. 7 First  Original Sheet No. 6  
 Revised  
Cancelling P.S.C. MO. 7  Original Sheet No. 6  
 Revised

For Missouri Retail Service Area

## RESIDENTIAL OTHER USE Schedule ROU

### AVAILABILITY:

This rate schedule applies to residential customers who do not qualify under any other residential rate. Customers qualifying for this rate will generally be those with well pumps, barns, machine sheds, detached garages and home workshops, whose meter is not connected to a single or multiple occupancy dwelling unit. This rate schedule cannot be used for any commercial or industrial customer.

### RATE:

	<u>Summer</u>	<u>Winter</u>
Customer Charge	\$ <del>17.04</del> per month 9.00	\$ <del>17.04</del> per month 9.00
Energy Charge All Energy	\$0.15469 per kWh	\$0.12020 per kWh

### MINIMUM:

Minimum Monthly Bill:

- (1) Customer Charge; plus
- (2) Any additional charges for line extensions, if applicable; plus
- (3) The monthly adjustment for Residential Conservation Service Program costs, if applicable.

### SUMMER AND WINTER SEASONS:

The Summer Season is four consecutive months, beginning and effective May 16 and ending September 15, inclusive. The Winter Season is eight consecutive months, beginning and effective September 16 and ending May 15. Customer bills for meter reading periods including one or more days in both seasons will reflect the number of days in each season.

### TAX ADJUSTMENT:

Tax Adjustment Schedule TA shall be applicable to all customer billings under this schedule.

### REGULATIONS:

Subject to Rules and Regulations filed with the State Regulatory Commission.

DATE OF ISSUE: June 4, 2010  
ISSUED BY: Curtis D. Blanc, Sr. Director

DATE EFFECTIVE: ~~May 4, 2011~~  
Kansas City, Mo.