

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 23rd day
of November, 2010.

In the Matter Union Electric Company d/b/a)	
Ameren Missouri's Tariff Revising its Net)	<u>File No. ET-2011-0102</u>
Metering Tariff)	Tariff No. YE-2011-0217

**ORDER GRANTING REQUEST FOR WAIVER OF A PORTION
OF COMMISSION REGULATIONS GOVERNING NET METERING
AND ORDER GRANTING MOTION TO ACCEPT LATE FILING**

Issue Date: November 23, 2010

Effective Date: November 27, 2010

On October 28, 2010, Union Electric Company d/b/a Ameren Missouri filed with the Commission a request for a waiver of a portion of the Commission's regulation governing net metering.¹ The company also moved the Commission to accept the late filing. With its filing, the company filed revised tariff sheets. The tariff sheets have an effective date of November 27, 2010.

For its application, the company explains that modification of the Commission's Net Metering rule necessitates a change in the company's tariff. The proposed revised tariff sheets also reflect the Commission's newly approved Renewable Energy Standards.²

The company seeks a waiver of that portion of the Net Metering rule requiring applicants with a capacity of 100 kW or less to provide the manufacturer name plate AC Power Rating. Ameren points out that it has been its experience that the solar industry typically lists the "Manufacturer Name Plate" capacity in DC measurement, rather than AC. Ameren goes on to state that in almost all net metering applications it receives, the installer

¹ 4 CSR 240-20.065.

² 4 CSR 240-20.100.

or customer defaults to listing the DC Manufacturer's Name Plate capacity and that allowing the waiver will help eliminate confusion. The company also includes revised language in its tariff concerning customer-generator liabilities. The revised language is consistent with the Commission's Net Metering Rule.

Staff Counsel filed its recommendation on November 18. Staff points out that Ameren Missouri filed tariff sheets that are designed to implement several changes to bring the company's Net Metering tariff provisions into compliance with the Commission's Net Metering Rule and new Electric Utility Renewable Energy Standard Requirement Rule.

Staff further states that under Commission's rules³ Ameren's net metering tariff should have been on file with the Commission 30 days after Ameren filed its annual report. The annual report was filed on April 15. The tariff should therefore have been filed by May 15. Staff suggests that the tariff brings the company in compliance with the rule and that the tariff sheets, although filed out of time, should be accepted.

The Commission has reviewed Ameren's request and Staff Counsel's recommendation and will accept and approve the late-filed tariff sheets. Further, Staff counsel, in the second paragraph of its recommendation, refers to Ameren's request as a variance. Although Ameren has requested a "waiver" of the relevant rule, the Commission recognizes this as a request for a variance and will grant the request as such.

THE COMMISSION ORDERS THAT:

1. Union Electric Company d/b/a Ameren Missouri's proposed tariff sheets, although filed out of time, are accepted.
2. Union Electric Company d/b/a Ameren Missouri's request for a variance of the Commission's Net Metering Rule is granted.

³ 4 CSR 240-20.065(1)(A).

3. The following proposed tariff sheets, Tariff File No. YE-2011-0217, are approved to become effective on and after November 27, 2010:

P.S.C.MO. SCHEDULE No. 1

2nd Revised Sheet No. 4, Cancelling 1st Revised Sheet No. 4
2nd Revised Sheet No. 5, Cancelling 1st Revised Sheet No. 5
2nd Revised Sheet No. 6, Cancelling 1st Revised Sheet No. 6
2nd Revised Sheet No. 7, Cancelling 1st Revised Sheet No. 7
2nd Revised Sheet No. 8, Cancelling 1st Revised Sheet No. 8
1st Revised Sheet No. 9, Cancelling Original Sheet No. 9
1st Revised Sheet No. 10, Cancelling Original Sheet No. 10
2nd Revised Sheet No. 11, Cancelling 1st Revised Sheet No. 11
2nd Revised Sheet No. 12, Cancelling 1st Revised Sheet No. 12
2nd Revised Sheet No. 13, Cancelling 1st Revised Sheet No. 13
2nd Revised Sheet No. 14, Cancelling 1st Revised Sheet No. 14
2nd Revised Sheet No. 15, Cancelling 1st Revised Sheet No. 15
2nd Revised Sheet No. 16, Cancelling 1st Revised Sheet No. 16
2nd Revised Sheet No. 17, Cancelling 1st Revised Sheet No. 17
2nd Revised Sheet No. 18, Cancelling 1st Revised Sheet No. 18
Original Sheet No. 19

4. This order shall become effective on November 27, 2010.
5. This case shall be closed on November 28, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,
Gunn, and Kenney, CC., concur.

Jones, Senior Regulatory Law Judge