

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 27th day of
July, 2011.

In the Matter of Kansas City Power & Light)	File No. <u>ET-2012-0021</u>
Company's Solar Photovoltaic Rebate Program)	Tariff No. JE-2012-0014
Schedule SR.)	

ORDER SUSPENDING TARIFF

Issue Date: July 27, 2011

Effective Date: August 10, 2011

On July 11, 2011, Kansas City Power & Light Company (KCP&L) filed a tariff that would freeze the availability of its solar rebate program. KCP&L's tariff carries a 30-day effective date that would put the tariff in effect on August 10. The Commission's Staff filed a motion on July 20, asking the Commission to reject that tariff. The Commission allowed interested parties until July 25 to respond to Staff's motion. KCP&L filed its response on July 25.

KCP&L seeks to suspend its solar rebate program because the Circuit Court of Cole County has issued an order that declares the solar rebate provisions of Section 393.1030.3 RSMo (Supp. 2010) to be unconstitutional. The Commission is uncertain about the effect of the circuit court's order and will therefore suspend KCP&L's tariff for a period of 120 days as permitted by Section 393.150.1, RSMo 2000.

THE COMMISSION ORDERS THAT:

1. The tariff submitted under Tariff File No. JE-2012-0014, on July 11, 2011, by Kansas City Power & Light Company is suspended from August 10, 2011, to December 8, 2011.

2. The specific tariff sheets suspended are:

Kansas City Power & Light Company

P.S.C. MO. No. 7

2nd Revised Sheet No. 46, Cancelling 1st Revised Sheet No. 46
2nd Revised Sheet No. 46A, Cancelling 1st Revised Sheet No. 46A

3. This order shall become effective on August 10, 2011.

BY THE COMMISSION

(S E A L)



Steven C. Reed
Secretary

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

Woodruff, Chief Regulatory Law Judge