

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

In the Matter of KCP&L Greater Missouri Operations Company's)
Request for Variance from Portions of 4 CSR 240-20.065) File No. ET-2014-

REQUEST FOR APPROVAL OF TARIFF AND FOR VARIANCE

COMES NOW KCP&L Greater Missouri Operations Company ("GMO" or the "Company"), and for its request to approve tariff and grant GMO a variance from certain portions of the Commission's net metering rules, found in 4 CSR 240-20.065, and the Commission's Electric Utility Renewable Energy Standard Requirements, found in 4 CSR 240-20.100, states as follows:

1. The Missouri Legislature recently revised the Missouri Renewable Energy Standard §393.1030 RSMo., et. seq. This revision will become effective August 28, 2013.

2. Concurrent with this filing, the Company is submitting the following modified tariffs: Net Metering Rider Electric and Rules and Regulations Electric, to reflect the legislative changes which primarily consist of establishing a phase-out of the solar rebate and ownership of Renewable Energy Credits (RECs) by the utility when a solar rebate is paid. The Company is requesting several variances to the language required by the Commission's rules which are no longer consistent with the legislation. The Company is attaching a copy of the revised tariff sheets as Exhibit A to this pleading. This Exhibit shows each of the variances that are requested and labels them "Variance Request #" to allow the Commission (and others) to more easily identify the changes being requested.

A. Variance Request found on Sheet R62.20 of Rules and Regulations Electric.

3. Variance Request #1. 4 CSR 240-20.100, (4) Solar Rebate indicates "the amount of the rebate shall be two dollars (\$2.00) per installed watt..." while the revised statute

establishes a phase-out schedule with the \$2.00 declining over time. The Company requests that the revised tariff adopt the Company's proposed language which reflects the revised statute.

B. Variance Request found on Sheet R62.21 of Rules and Regulations Electric.

4. Variance Request #2. 4 CSR 240-20.100, (3) Renewable Energy Credits, (C) indicates "RECs or S-RECs associated with customer-generated net metered renewable energy resources shall be owned by the customer-generator. While this portion of the rule is technically still correct if the solar rebate is considered a separate transaction from net metering, the solar rebate application has been made a part of the net metering agreement under 4 CSR 240-20.065. Virtually all solar installations request a solar rebate, and the revised statute transfers ownership of the S-RECs to the utility when a solar rebate is paid. The Company requests that the revised tariff reflect that the customer-generator will be transferring the S-RECs, for a period of ten (10) years, to the utility for solar rebates paid on and after August 28, 2013.

5. Variance Request #3. 4 CSR 240-20.100, (7) Annual RES Compliance Report and RES Compliance Plans, (A), I, indicates the Company include "meter readings" associated with solar RECs obtained from systems 10 kW or greater. GMO is requesting that this calculation be done using the PVWatts software application instead of requiring the additional, expensive metering necessary to obtain the mandated meter readings. This is expected to be beneficial to both the Customer-Generator and the Company.

C. Variance Request found on Sheet 110.1 of Net Metering Rider Electric.

6. Variance Request #4. This tariff sheet is a portion of the "Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less" which is required by 4 CSR 240-20.065. The rule indicates that "RECs created through the generation of electricity by the Customer-Owner are owned by the Customer-Generator until explicitly

transferred to another entity. Nothing in this contract gives [Utility Name] any preferential entitlement to the RECs generated by the Customer-Generator's system." The Company requests that the tariff reflect Company's proposed language which clarifies that a customer requesting a solar rebate will be transferring the solar RECs to the Company for a period of ten (10) years.

D. Variance Requests found on Sheet 117 of Net Metering Rider Electric.

7. Variance Request #5. This tariff sheet is a portion of the "Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less" which is required by 4 CSR 240-20.065. This portion of the application defines the steps to be followed in applying and completing the interconnection of a net metered system. In the first full paragraph the rule identifies the Customer should complete "sections A, B, C, and D". The Company would request the addition of section H to this listing. It has been determined that the information contained in that section is useful to the evaluation of the application and should be included early in the process. Similarly, in the second paragraph, the rule identifies "sections E and F" be completed after construction of the net metered system. The Company would request that section I and the proposed section J be added to this list. The Company believes it is necessary to require these sections as part of the net metering application and to have these customer attestations documented to avoid question or disagreement.

E. Variance Requests found on Sheet 118 of Net Metering Rider Electric.

8. Variance Request #6. This tariff sheet is a portion of the "Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less" which is required by 4 CSR 240-20.065. This portion of the application defines the steps to be followed in applying and completing the interconnection of a net metered system. In the first full

paragraph the rule identifies “sections H and I” be completed after construction of the net metered system. Consistent with Variance Request # 5, the Company would request that the proposed section J be added to this list.

9. Variance Request #7. This tariff sheet is a portion of the “Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less” which is required by 4 CSR 240-20.065. The rule indicates that the solar rebate is \$2.00 per watt. The Company requests that the tariff be modified to eliminate the amount of the rebate and instead refer to Company’s Rules and Regulations, Section 9.18 for the applicable rebate rate and additional details and requirements.

F. Variance Request found on Sheet 119.2 of Net Metering Rider Electric.

10. Variance Request #8. 4 CSR 240-20.065, (3) REC Ownership indicates “RECs associated with customer-generated net metered renewable energy resources shall be owned by the customer-generator.” While this portion of the rule is technically still correct it is modified by the new law when a solar rebate is received. The Company requests that the revised tariff reflect that the customer-generator will be transferring the solar RECs, for a period of 10 years, to the utility for solar rebates paid on and after August 28, 2013.

G. Variance Request found on Sheet 119.4 of Net Metering Rider Electric.

11. Variance Request #9. This tariff sheet is a portion of the “Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less” which is required by 4 CSR 240-20.065. This portion of the application defines the steps to be followed in applying and completing the interconnection of a net metered system. In the first full paragraph the rule identifies “sections H and I” be completed after construction of the net

metered system. Consistent with Variance Request #5 and Variance Request #6, the Company would request that the proposed section J be added to this list.

H. Variance Requests found on Sheet 119.6 of Net Metering Rider Electric.

12. Variance Request #10. This tariff sheet is a portion of the “Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less” which is required by 4 CSR 240-20.065. This portion of the application includes section H, captioned as “Solar Rebate (For Solar Installations Only)”. The Company requests the caption be changed to “Solar System Data (For Solar Installations Only)”. It has been the experience of the Company that this data is useful during the initial review of the application, well before the rebate is processed. This new caption should remove any confusion about the purpose of the section.

I. Variance Requests found on Sheet 119.7 Net Metering Rider Electric.

This tariff sheet is a portion of the “Interconnection Application/Agreement For Net Metering Systems With Capacity of 100 kW or Less” which is required by 4 CSR 240-20.065.

13. Variance Request #11. The Company requests that the “Customer Affidavit” required by 4 CSR 240-20.100, (7), (A), 1.,I, (II) be included in the list of “Required documents to receive solar rebate.”

14. Variance Request #12. Company requests that the tariff include “I understand that the complete terms and conditions of the solar rebate program are included in Company’s Rules and Regulations, Section 9.18 – Solar Photovoltaic Rebate Program” in order to clarify that the solar rebate application does not contain all of the terms and conditions governing the solar rebate.

15. Variance Request #13. 4 CSR 240-20.100, (4), (B) requires that, “As installed, the solar electric system shall be situated in a location where a minimum of eighty-five percent

(85%) of the solar resource is available to the system as verified by the customer or the customer's installer at the time of installation." Company requests that the tariff include similar language in the solar rebate application.

16. Variance Request #14. 4 CSR 240-20.065 indicates that the rebate will be \$2.00 per watt. Company requests that the tariff reflect Company's proposed language referring to its Rules and Regulations, Section 9.18 for the rebate and other rebate terms and conditions.

J. Variance Requests found on Sheet 119.8 of Net Metering Rider Electric.

17. Variance Request #15. The new law states that "As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational." Further, 4 CSR 240-20.100, (7), (A), 1.,I, (II) requires a Customer Affidavit for compliance reporting. The Company requests the tariff include similar language.

K. Variance Requests found on Sheet 119.9 of Net Metering Rider Electric.

18. Variance Request #16. Company requests that the tariff reflect that a customer must provide an affidavit as part of the application. The affidavit provides a formality that will help ensure that the Customer reads and understands the information provided within the application. For customers with systems greater than 10kW the affidavit will serve the Company's use in complying with 4 CSR 240-20.100(7)(A)II (II).

WHEREFORE, GMO requests the Commission approve the tariff as filed and approved the waivers requested for portions of 4 CSR 240-20.065 and 4 CSR 240-20.100.

Respectfully submitted,

/s/ Roger W. Steiner

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record on this 5th day of August, 2013.

/s/ Roger W. Steiner

Roger W. Steiner