

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

In the Matter of Union Electric Company d/b/a)
Ameren Missouri's Tariffs to Decrease Its) File No. ER-2019-0355
Revenues for Electric Service.)

**JOINT MOTION TO MODIFY REQUIREMENTS OF
SECOND STIPULATION AND AGREEMENT**

COME NOW Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) and the Office of the Public Counsel (“OPC”), and for their joint motion to modify the Second Stipulation and Agreement (“Stipulation”) among them, which was filed in this docket on March 9, 2020 and approved by the Commission in its March 18, 2020 *Order Approving Stipulation and Agreements* (“Order”), state as follows:

1. The Stipulation provided for certain payments by Ameren Missouri to consumer action agencies to be used for “low-income weatherization or for assistance to low-income customers for such customers’ participation in Ameren Missouri’s energy efficiency programs.” Stipulation ¶ 3.b. The Stipulation was approved by the Order and the Commission ordered the parties to comply with its terms.

2. As the Commission is well-aware, the state (and nation as a whole) began experiencing extraordinary social and economic circumstances almost immediately after the Joint Movants filed the Stipulation and after the Commission approved it because of the impacts of the novel coronavirus (“Covid-19”). The impacts of Covid-19 on Ameren Missouri’s low-income customers is particularly acute in terms of those customers’ ability to pay their utility bills. While late fees on late payments are being waived and disconnections have been

suspended, these customers still need and receive electric service, and they must ultimately pay for it.

3. In addition, while low-income customers would ultimately benefit from the implementation of weatherization measures at the residences, weatherization activity in the state has all but stopped due to the Covid-19 crisis.

4. Consequently, Ameren Missouri and OPC have engaged in further consultations and discussions about the best use of the \$7.5 million to be donated by Ameren Missouri. As a result of those discussions, Ameren Missouri and OPC have agreed that a portion of those funds, \$3.5 million, would be better used providing low-income energy assistance to Ameren Missouri's electric customers needing assistance with paying their electric bills. The remaining \$3.5 million (which includes the \$500,000 that has already been paid to the consumer action agencies' headquarters) would be used for low-income weatherization/energy efficiency as originally agreed.

5. Based on their agreement, Ameren Missouri and OPC ask that the Commission approve a modification of ¶ 3.b of the Stipulation so that it would read as follows:¹

- b. Ameren Missouri shall donate ~~\$3.57.0~~ million to the fourteen consumer action agencies that administer low-income weatherization assistance programs ("LIWAP") in its service territory and \$500,000 (provided concurrently with the effective date of new base rates set in this proceeding) to the consumer action agency headquarters for a total of ~~\$4.07.5~~ million, to be spent on low-income weatherization or for assistance to low-income customers for such customers' participation in

¹ Deletions in ~~strikeout~~; additions in **bold**.

Ameren Missouri's energy efficiency programs.² With respect to the foregoing ~~\$4.07-0~~ million donation, it is agreed that Ameren Missouri and OPC will collaborate together to decide on the appropriate allocation of the ~~\$4.07-0~~ million in funds among the 14 agencies and on the appropriate timing for the use of the funds (which Ameren Missouri and OPC agree are to be exhausted by December 31, 2022). In this regard, Ameren Missouri and OPC agree that the goal of the collaboration and the decisions arising from it is to maximize the effectiveness of the funds for assisting low-income customers; provided, that if Ameren Missouri and OPC cannot agree on these matters, they agree to take the matters to the Commission for resolution by December 31, 2021. **In addition, Ameren Missouri shall donate \$3.5 million for low-income energy assistance in calendar year 2020; and**

6. With respect to the \$3.5 million to be used for residential customer energy assistance to be donated in calendar year 2020, Ameren Missouri anticipates that the funding will be phased in over the remainder of the year to help those in need with their current past due balances, summer past due balances and past-due balances this fall/winter. Ameren Missouri will work with community action agencies and other energy assistance agencies throughout the state to administer the funds. Ameren Missouri will provide a quarterly report to the OPC on how the funds were distributed.

² The \$500,000 paid to the Missouri Community Action Network agency headquarters is not for weatherization but is instead for headquarters administration and/or training for the other consumer action agencies.

WHEREFORE, Ameren Missouri and OPC respectfully request the Commission to make and enter its order approving the modification of the Stipulation set forth in this Joint Motion.

/s/ James B. Lowery

James B. Lowery, Mo. Bar #40503

SMITH LEWIS, LLP

P.O. Box 918

Columbia, MO 65205-0918

(T) 573-443-3141

(F) 573-442-6686

lowery@smithlewis.com

Wendy K. Tatro, Bar #60261

Associate General Counsel

Union Electric Company

d/b/a Ameren Missouri

P.O. Box 66149 (MC 1310)

1901 Chouteau Avenue

St. Louis, MO 63166-6149

(T) 314-554-3484

(F) 314-554-4014

AmerenMOService@ameren.com

Attorneys for Union Electric Company

d/b/a Ameren Missouri

OFFICE OF THE PUBLIC COUNSEL

By: **/s/ Marc D. Poston**

Marc D. Poston (#45722)

Public Counsel

P.O. Box 2230

Jefferson City, MO 65203

(573) 751-5318

(573) 751 5562 FAX

marc.poston@opc.mo.gov

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served on all parties of record via electronic mail (e-mail) on this 4th day of May, 2020.

/s/James B. Lowery
James B. Lowery