

Public Version

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Potential Federal Tax Increase,
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MISSOURI PUBLIC SERVICE COMMISSION

CASE NO.: ER-2022-0129

DIRECT TESTIMONY

OF

MELISSA K. HARDESTY

ON BEHALF OF

EVERGY MISSOURI METRO

**Kansas City, Missouri
January 2022**

DIRECT TESTIMONY
OF
MELISSA K. HARDESTY
Case No. ER-2022-0129

1 **Q: Please state your name and business address.**

2 A: My name is Melissa K. Hardesty. My business address is 1200 Main, Kansas City,
3 Missouri 64105.

4 **Q: By whom and in what capacity are you employed?**

5 A: I am employed by Evergy Metro, Inc. as Senior Director of Taxes for Evergy Metro, Inc.
6 d/b/a as Evergy Missouri Metro (“Evergy Missouri Metro”), Evergy Missouri West, Inc.
7 d/b/a Evergy Missouri West (“Evergy Missouri West”), Evergy Metro, Inc. d/b/a Evergy
8 Kansas Metro (“Evergy Kansas Metro”), and Evergy Kansas Central, Inc. and Evergy
9 South, Inc., collectively d/b/a as Evergy Kansas Central (“Evergy Kansas Central”) the
10 operating utilities of Evergy, Inc.

11 **Q: On whose behalf are you testifying?**

12 A: I am testifying on behalf of Evergy Missouri Metro.

13 **Q: What are your responsibilities?**

14 A: My responsibilities include management of taxes for Evergy Missouri Metro, including
15 income, property, sales and use, and transactional taxes.

16 **Q: Please describe your education, experience, and employment history.**

17 A: I graduated from the University of Kansas in 1996 with a Bachelor of Science in
18 Accounting. After completion of my degree, I worked at the public accounting firm Marks,
19 Stallings & Campbell, P.A. as a staff accountant from 1996 to 1999. In 1999, I went to

1 work for Sprint Corporation as a Tax Specialist in the company's federal income tax
2 department. I held various positions at Sprint from 1999 to 2006. When I left Sprint to
3 join Evergy in December 2006, I was Manager of Income Taxes for Sprint's Wireless
4 Division. I joined Evergy Missouri Metro as the Director of Taxes and was subsequently
5 promoted to my current position of Senior Director of Taxes for Evergy Missouri Metro in
6 May of 2009.

7 **Q: Have you previously testified in a proceeding at the Missouri Public Service**
8 **Commission ("MPSC" or "Commission") or before any other utility regulatory**
9 **agency?**

10 A: Yes.

11 **Q: What is the purpose of your testimony?**

12 A: The purpose of my testimony is to describe the various tax related adjustments included in
13 the revenue requirement model (Schedule MKH-1 attached to this testimony.) The
14 schedule includes various adjustments for accumulated deferred income taxes in rate base,
15 income tax expense, property tax expense and Kansas City, Missouri Earnings tax expense.

16 **RB-125 ACCUMULATED DEFERRED INCOME TAXES**

17 **Q: Please explain adjustment RB-125.**

18 A: We adjusted June 30, 2021 Accumulated Deferred Income Taxes ("ADIT") in adjustment
19 RB-125. Deferred income taxes represent the tax on timing differences for deductions and
20 income reported on Evergy Missouri Metro income tax returns compared to what is
21 reported for book purposes. ADIT represents the accumulated balance of these income tax
22 timing differences at a point in time.

1 **Q: What are the ADIT adjustments to Evergy Missouri Metro rate base?**

2 A: Adjustment RB-125 related to items included in Evergy Missouri Metro's rate base or net
3 operating income. This schedule reflects the deferred tax liabilities relating to depreciation
4 and other expenses deducted for the tax return in excess of book deductions (including
5 bonus depreciation), resulting in a rate base decrease. This adjustment also reflects
6 deferred tax assets that serve to increase rate base.

7 **Q: Why does ADIT affect rate base?**

8 A: ADIT liabilities such as accelerated depreciation are considered a cost-free source of
9 financing for ratemaking purposes. Ratepayers should not be required to provide for a
10 return on plant in service that has been funded by the government in the form of reduced
11 (albeit temporarily) taxes. As a result, ADIT liabilities are reflected as a rate base offset
12 (reduction in rate base). Conversely, ADIT assets such as the timing difference related to
13 SO₂ allowance proceeds increase rate base. Evergy Missouri Metro has paid taxes to the
14 government in advance of the time when such taxes are included in cost of service and
15 collected from ratepayers. To the extent taxes are paid, Evergy Missouri Metro must
16 borrow money and/or use shareholder funds. The increase to rate base for deferred income
17 tax assets allows shareholders to earn a return on shareholder-provided funds until
18 recovered from ratepayers through ratemaking.

19 **Q: What time period was used for ADIT in this case?**

20 A: ADIT is based in general on June 30, 2021 general ledger balances, with the plant-related
21 ADIT balances adjusted for projected plant activity through May 31, 2022 as reflected in
22 rate case adjustment RB-20. In addition, Pension related ADIT balances were adjusted for
23 projected activity through May 31, 2022 as reflected in rate case adjustments RB-65.

1 **Q: Does the projected ADIT in this case include the impact of the reduction of the**
2 **Missouri corporate tax rate effective beginning in 2020?**

3 A: Yes. However, there is minimal impact of the Missouri corporate rate reduction on ADIT
4 included in rate base. The amount of ADIT computed using the historical statutory rates
5 versus the new Missouri rate of 4%, is considered excess ADIT. This excess ADIT remains
6 in rate base until it is amortized and has been included in the income tax expense
7 component of cost of service. The amortization of the excess ADIT is included in the
8 adjustment for CS-125 Income Taxes.

9 **CS-125 INCOME TAX**

10 **Q: Please explain adjustment CS-125.**

11 A: We adjusted test period income tax expense based on various adjustments to test year
12 taxable income. The adjusted income tax calculation is shown on Schedule MKH-1. The
13 income tax adjustment includes current income taxes, deferred income taxes, and the
14 amortization of investment tax credits (“ITC”) and certain other amortizations.

15 **Q: Does the adjustment include the impact of the Missouri corporate tax rate reduction?**

16 A: Yes. The reduction of the Missouri corporate tax rate in 2020 to 4% and an estimate of the
17 annual amount of amortization related to excess ADIT (included in certain other
18 amortizations) created as a result of the legislation is included in the income tax expense
19 calculation.

20 **Q: Please explain the current income tax component in cost of service as calculated in**
21 **Schedule MKH-1.**

22 A: Jurisdictional operations and maintenance deductions and other adjustments are applied
23 against jurisdictional revenues to derive net jurisdictional taxable income, which is then

1 used to compute the jurisdictional current income tax expense component (current
2 provision) for cost of service. For book purposes, these adjustments are the result of book
3 versus tax differences and their implementation under normalization or flow through tax
4 methods. Each adjustment is either added to or subtracted from net income to derive net
5 taxable income for ratemaking. For Schedule MKH-1, however, a simplified methodology
6 is used that eliminates the need to specifically identify all book and tax differences. Most
7 significantly, all basis differences between the book basis and tax basis of assets are ignored
8 in the current tax provision. Accelerated tax depreciation is used in the currently payable
9 calculation based on the tax basis of projected Plant in Service as identified in adjustment
10 RB-20. The difference between the accelerated depreciation deduction for tax depreciation
11 on tax basis assets and the book depreciation deduction calculated on a straight-line basis
12 generates offsetting deferred income tax. The resulting income tax expense, considering
13 both the current and deferred income tax components, reflects a level of total income taxes
14 as if the depreciation deduction to arrive at taxable income was based solely on
15 depreciation of projected tax basis assets calculated on a straight-line basis. This modified
16 approach normalizes depreciation relating to the method differences (*e.g.*, accelerated
17 versus straight-line) and life differences. The Company and the MPSC Staff have used
18 this modified approach since the 2014 Rate Case.

19 **Q: Please describe the adjustments to derive net taxable income for ratemaking.**

20 A: The following are the primary adjustments to derive net taxable income for ratemaking
21 purposes:

- 22 ▪ Book depreciation and amortization expense (adjustments CS-120 through
23 CS- 121) have been excluded from the deductions listed on Schedule MKH-

- 1 1. As previously discussed, accelerated tax depreciation on both projected
2 depreciable plant and projected amortizable plant is subtracted to derive
3 taxable income.
- 4 ▪ The deduction for nuclear fuel amortization is treated consistently with the
5 treatment of depreciation and amortization on Plant in Service.
 - 6 ▪ A portion of Meals and Entertainment expense is added back in deriving net
7 taxable income since a portion of certain meals and entertainment expenses
8 is not tax deductible. This adjustment increases taxable income and
9 ultimately increases the current income tax provision. The amount by
10 which taxable income was increased is equal to the amount for the 2020
11 federal income tax return.
 - 12 ▪ A deduction for Evergy dividends paid into the employee 401(k) plan is
13 included in deriving net taxable income since these dividends are deductible
14 for tax purposes.
 - 15 ▪ Interest expense is subtracted to derive net taxable income. It is calculated
16 by multiplying the adjusted jurisdictional rate base by the weighted average
17 cost of debt as recommended in this proceeding. This is referred to as
18 “interest synchronization” because this calculation ensures that the interest
19 expense deducted to derive current taxable income equals the interest
20 expense provided for in rates.

1 **Q: Once the deductions and adjustments have been applied to net income to derive**
2 **taxable income for ratemaking, what further deductions from taxable income are**
3 **applied before calculating the two components of current income tax expense: federal**
4 **current income tax expense and Missouri state current income tax expense?**

5 A: Before calculating federal income taxes, Missouri state income taxes are deducted. Before
6 calculating Missouri state income taxes, one-half of federal income taxes are deducted.

7 **Q: How are the current income tax components calculated?**

8 A: The current income tax calculation utilizes the 21% federal tax rate, and a 4% Missouri
9 state tax rate, each of which is applied independently to the appropriate level of taxable
10 income as discussed above. The federal and state income tax rates are used to compute the
11 composite tax rate of 23.844% which is used to calculate deferred income taxes, discussed
12 below. The composite tax rate reflects the federal benefit relating to deductible Missouri
13 state income tax and the Missouri benefit of deducting 50% of federal income taxes when
14 computing the current Missouri tax provision.

15 **Q: Is the current federal tax expense, determined by multiplying current taxable income**
16 **by the federal income tax rate, further reduced by tax credits?**

17 A: Yes, the R&D tax credit and the federal excise tax credit reduce the current federal income
18 tax due.

19 **Q: Please explain the R&D tax credit on Schedule MKH-1.**

20 A: IRC Section 41 allows for a federal tax credit based on the amount of qualified research
21 expenses incurred. The adjustment shown on this schedule as a direct reduction of the
22 currently payable federal income tax expense reflects the estimated R&D tax credit for
23 Evergy Missouri Metro's based on the amount claimed on the 2020 federal tax return.

1 **Q: Please explain the federal excise tax credit on Schedule MKH-1.**

2 A: IRC Section 212 allows for a federal tax credit for excise taxes paid on fuel used for off-
3 highway business use by a taxpayer in a trade or business or in an income-producing
4 activity. The adjustment shown on this schedule as a direct reduction of the federal
5 currently payable income tax expense reflects the federal excise tax credit reported on
6 Evergy Missouri Metro's 2020 federal tax return.

7 **Q: Please explain the deferred income tax component of cost of service as calculated in**
8 **Schedule MKH-1.**

9 A: The deferred income tax component of cost of service is primarily the result of applying
10 the composite income tax rate (23.844%) to the difference between projected accelerated
11 tax depreciation used to compute current income tax, as discussed earlier in this testimony,
12 and projected book depreciation.

13 The other main deferred tax item is the amortization of excess deferred taxes,
14 AFUDC Equity reversal, and other miscellaneous flow-through items.

15 Excess deferred income taxes primarily reduce the income tax component of cost
16 of service. During the 1980s and up until 2017, the federal tax rate was higher than 2021's
17 21% rate. Since deferred taxes were provided at the rate in effect when the originating
18 timing differences were generated, the deferred income taxes were provided at a rate higher
19 than the tax rate that is expected to be in existence when the timing differences reverse and
20 the taxes are due to the government. This difference in the federal rates is being amortized
21 into cost of service over the remaining book lives of the assets that generated the timing
22 differences for protected plant related temporary differences and over the period of time
23 agreed to in the 2018 rate case for other non-protected plant related and other temporary

1 differences. The difference in the Missouri rates has also been included and is being
2 amortized over five years for all excess deferred income taxes. The AFUDC Equity
3 reversal adjustment represents the reversal of the book amortization of AFUDC Equity
4 placed in service in prior years not allowed for tax purposes. The other miscellaneous
5 flow-through items represent the reversal of book amortization of other small items placed
6 in service and flowed-through to ratepayers in prior years.

7 **Q: Are there other amounts of excess deferred income taxes included in the adjustment**
8 **for income taxes?**

9 A: Yes. The Company has two other types of excess deferred income taxes included in this
10 case.

11 1) The Company was required to defer the amortization of federal excess deferred
12 income taxes related to the Tax Cuts and Jobs Act of 2017 prior to when rates were
13 effective in Evergy Missouri Metro's 2018 rate case (not already given back as a bill
14 credit), per the Stipulation and Agreement approved with the rate order issued in case ER-
15 2018-0145. These excess deferred taxes have not been amortized yet and the company has
16 included an adjustment to begin amortizing these excess deferred income taxes over five
17 years.

18 2) the Company also deferred the amortization of excess deferred income taxes that
19 was directly related to the retirement of the Montrose generation station at the end of 2018
20 after rates were set in the 2018 rate case. These excess deferred income taxes have also
21 not been amortized yet and the company has included an adjustment to begin amortizing
22 these excess deferred income taxes over five years as well.

1 **Q: How was the five-year amortization period determined for excess deferred income**
2 **taxes related to the Missouri rate change, the additional 2018 amortization, and the**
3 **retirement of the Montrose generation station?**

4 A: These excess deferred income taxes are not subject to the Internal Revenue Service (IRS)
5 normalization requirements. They represent a state rate change or excess deferred taxes
6 that would have already been amortized under the IRS normalization rules. Therefore, they
7 are not covered by the IRS rules and any amortization period may be set by the
8 Commission. The Company believes that a five-year period is a reasonable period to return
9 these benefits. This allows the Company to give back the benefits as quickly as possible
10 to customers without a large impact on rates once the amortization is complete.

11 **Q: Does the Company expect there to be another federal corporate tax rate change**
12 **during the duration of this rate case?**

13 A: It is uncertain whether another federal rate change could occur during this rate case.
14 However, if Congress does enact new legislation that would increase or decrease the
15 federal corporate tax rate before the true-up period in this case, the company requests that
16 any impact of the rate change when enacted and any amortization of any new deficient or
17 excess deferred taxes generated be included as an adjustment in this case.

18 **Q: Please explain the ITC amortization component in cost of service as calculated in**
19 **Schedule MKH-1.**

20 A: ITC amortization reduces the income tax component of cost of service. ITC is amortized
21 ratably over the remaining book lives of the underlying assets.

1 **Q: Are there any other income tax amortizations that affect jurisdictional income tax**
2 **cost of service?**

3 A: Yes, there is one additional amortization, relating to pre-1981 cost of removal which was
4 addressed in the Stipulation and Agreement As to Certain Issues in the Case No. ER-2007-
5 0291, approved by the Commission on December 6, 2007 (“2007 S&A”).

6 **Q: Please discuss the cost of removal amortization.**

7 A: In accordance with the 2007 S&A, the Company adopted normalization accounting for the
8 tax timing difference associated with the pre-1981 vintage cost of removal and began
9 amortization of the cumulative income tax impact for the excess of Evergy Missouri
10 Metro’s actual cost of removal over the accrued cost included in book depreciation in prior
11 years, over a 20 year period beginning January 1, 2008 (\$7,088,760, Missouri
12 jurisdictional). As a result, the Company’s annual deferred income tax expense increased
13 by \$354,438 and this amortization is included as an increase in income tax expense on
14 Schedule MKH-1.

15 **CS-126 PROPERTY TAX**

16 **Q: Please explain adjustment CS-126.**

17 A: The Company annualized the real estate and personal property tax expense and payments-
18 in-lieu-of-taxes (“PILOT”) that will be paid based on the estimated plant in-service
19 balances on January 1, 2022.

20 **Q: How was annualized property tax expense determined?**

21 A: Evergy Missouri Metro used a property tax ratio of estimated property tax expense for 2021
22 divided by the actual plant in-service as of January 1, 2021. This ratio was then applied to
23 the estimated January 1, 2022 plant original cost to project the 2022 property tax expense.

1 The annual PILOT payments for Spearville One and Two were then added to the projected
2 2022 property tax expense to determine the Company's annualized property tax amount.

3 **Q: Why was the estimated January 1, 2022 original plant cost used?**

4 A: The property taxes paid for 2021 are based on the plant balances on January 1, 2021.
5 However, the property taxes paid for 2022, the first year that the new rates in this case will
6 be in effect, will be based on plant balances as of January 1, 2022.

7 **Q: Do the various components of the real estate and personal property tax adjustment**
8 **discussed above take into effect tax amounts allocated to vehicles and charged to**
9 **accounts other than property tax expense and amounts allocated to non-utility plant?**

10 A: Yes, these components have been excluded from both the plant in-service and property
11 taxes paid component of the calculation.

12 **Q: Please explain the PILOT adjustment.**

13 A: The Company has placed in-service two wind generating facilities located in Ford County,
14 Kansas. The first facility was placed in-service in 2006 and the second facility was placed
15 in-service during 2010. Pursuant to K.S.A. 79-201 *Eleventh*, such property is exempt from
16 real and personal property taxes.

17 **Q: Does Kansas law provide for a PILOT on property that is exempt from property**
18 **taxes?**

19 A: Yes. Pursuant to K.S.A. 12-147, taxing subdivisions of the state of Kansas are authorized
20 and empowered to enter into contracts for a PILOT with the owners of property that are
21 exempt from ad valorem taxes.

1 **Q: Please explain the PILOT agreements relating to the wind generating facility located**
2 **in Ford County, Kansas.**

3 A: Separate agreements exist with Ford County and USD #381 that provide for 30 annual
4 payments for both facilities. The first wind farm that was in-serviced in 2006 had the first
5 PILOT payment due in 2007 and the payments escalating between 2.5% and 3% per year.
6 The second wind farm that was in serviced in 2010 had the first PILOT payment due in
7 2011 and these payments also escalate between 2.5% and 3% per year. These payments
8 were necessary to secure agreements with landowners and community leaders to site the
9 wind facility.

10 **Q: Is the Company requesting a Property Tax Tracker in this rate case?**

11 A: Yes.

12 **Q: Please explain how the property tax tracker will work.**

13 A: The difference between the actual property tax expense incurred and the property tax
14 expense amount used in setting rates in the most recently completed general rate case
15 proceeding (base rates) will be deferred into a regulatory asset or liability account. The
16 regulatory asset or liability account balance will be included in the company's subsequent
17 general rate proceeding through an amortization over a period of time set by the
18 Commission. The unamortized regulatory asset or liability account balance will also be
19 included in Rate Base used to establish the revenue requirement in the rate case. Please
20 see the Direct Testimony of Company Missouri Metro witnesses Darrin Ives and Michael
21 Adams.

1 **Q: Please explain why it is reasonable for the Commission to provide a tracker for**
2 **property taxes.**

3 A: Property taxes paid by Evergy Missouri Metro benefit its ratepayers. Historically, and
4 projected going forward, the Company has experienced under-recovery of property taxes
5 paid. In some years the under-recovery is significant. Property tax valuations are
6 determined by the State of Missouri and Kansas and mill levies are set by various Missouri
7 and Kansas taxing jurisdictions. Evergy Metro assists the State assessors to ensure that it
8 receives a fair valuation. However, the final valuations are set by the State, and the
9 Company has no input on how mill levies are set. There should be no negative effect on
10 the Company's ability to earn its authorized return due to taxes assessed by the State that
11 benefit its customers, especially given that the Company has little control over the
12 assessments. Additionally, the tracker would be structured to provide the value of any
13 adjustments back through the tracker to the benefit of customers.

14 **Q: What has been the property tax expense for Evergy Missouri Metro over the last ten**
15 **years.**

16 A: A table with the property tax expense for Evergy Missouri Metro is provided below.

Year	Property Tax Expense	Increase (Decrease) from prior year
2021	119,156,600	5,805,539
2020	113,351,061	6,552,184
2019	106,798,877	(1,567,951)
2018	108,366,828	6,177,026
2017	102,189,802	7,421,819
2016	94,767,984	2,812,494
2015	91,955,490	3,547,783
2014	88,407,707	5,390,623
2013	83,017,084	5,512,178
2012	77,504,905	-

1 **Q: Do the amounts shown in this table of property tax expense represent regulatory lag**
2 **and under- recovery of property taxes?**

3 A: Yes. Evergy Missouri Metro last reset its Missouri rates in 2018. As the table shows, there
4 have been significant increases in property tax expense since the 2018 rate case which
5 represent significant regulatory lag and under-recovery by the Company.

6 **Q: Do you expect property taxes to continue to increase after 2021?**

7 A: Yes. The table below shows the Company’s current estimate of property tax expense for
8 2022-2026.

Year	Property Tax Expense	Increase (Decrease) from prior year
2022		
2023		
2024		
2025		
2026		

9 **Q: Is Evergy able to dispute valuations and mill levies?**

10 A: Yes. A taxpayer may dispute a valuation. However, in my years of experience it is
11 difficult to achieve meaningful changes on valuations once they are determined by a state.
12 Unfortunately, Evergy may not dispute a mill levy once set by a taxing jurisdiction.

13 **Q: Please explain the valuation process and how property taxes determined by the States**
14 **of Kansas and Missouri for utilities?**

15 A: In Kansas and Missouri, electric utilities like Evergy Missouri Metro, are valued at the state
16 level instead of the county or local level for all property except real estate, rail cars,
17 construction work in progress, and vehicles. This is generally referred to as being
18 “centrally assessed.” Both states start by determining the fair market value of the Company
19 (not the fair market value of the utility’s assets or property). Once the fair market value of
20 the Company is determined, then the value is allocated pro-rata to the counties based on

1 miles of distribution and transmission lines (“pole miles”) in each county in Missouri and
2 allocated to the counties based on the historical cost of property in each county in Kansas.
3 Once each county has its allocated share of “fair market value” of Evergy Missouri Metro,
4 the county then applies the mill levy determined for that year and sends the Company a
5 bill. For real estate, rail cars, construction work in progress, and vehicles, the fair market
6 value of each asset is determined by each county which then applies the mill levy
7 determined for that year and sends Evergy Missouri Metro a bill. The aggregate amount
8 of these bills represents the total amount of property taxes paid by Evergy Missouri Metro
9 in a year.

10 **Q: Please explain how the fair market value is determined for utilities by Kansas and**
11 **Missouri.**

12 A: The state appraisers use three standard appraisal methods for determining the fair market
13 value of utilities, upon which the property tax assessments for the Company are based. The
14 three methods used are the Cost Approach (based on the cost of plant placed in service),
15 the Income Approach (based on an average of net operating income of the entity over a
16 certain period of time divided by the Company’s cost of capital) and the Market Approach
17 (based on the stock value of the company). Once the three calculations are done, the
18 appraisers determine a fair market value that in their opinion is in line with these three
19 calculations. Certainly, the addition of plant in service directly impacts the calculation of
20 fair market value for the Cost Approach. However, Kansas and Missouri appraisers do not
21 rely solely on the Cost Approach to determine fair market value. In fact, over my tenure
22 at Evergy Missouri Metro, the fair market values as established by State assessment
23 authorities have been very close to the value determined by the Income Approach. That is,

1 assessment authorities have placed more emphasis on the Income Approach than either the
2 Cost Approach or the Market Approach.

3 **Q: What factors impact a valuation computed under the Income Approach**
4 **methodology?**

5 A: The Company's net operating income and its cost of capital are the primary factors that
6 impact a valuation set under the Income Approach appraisal method. As net operating
7 income increases or cost of capital decreases, the fair market value of the Company
8 increases. It is the estimated increase in net operating income, which will be significantly
9 driven by the revenue increases to be authorized from Evergy Missouri Metro's rate case
10 in Missouri, that the Company estimates will drive increases in property tax estimates in
11 future years.

12 **Q: Specifically, how will revenue increases authorized for Evergy Missouri Metro in its**
13 **rate case impact future property taxes?**

14 A: In the current rate case in Missouri, Evergy Missouri Metro is requesting revenue increases
15 for several factors, including investment to upgrade its utility infrastructure in accordance
16 with recently enacted legislation. The additional revenue that may be authorized by the
17 Commission is expected to increase rates for Missouri customers in the latter part of 2022.
18 This revenue will begin to impact net operating income (or earnings) of Evergy Missouri
19 Metro once rates become effective. This increase in net operating income will impact the
20 state assessor's determination of fair market value using the Income Approach on January
21 1 of the year following the increase in net operating income. Because there will only be a
22 few days of additional revenue in 2022, the Company will only see a partial increase in
23 property taxes in 2023 (based on a January 1, 2023 assessment date.) It will likely be 2024

1 or later before the full impact of the net operating income generated by new rates authorized
2 will be represented in state assessments. As you can see there is a significant delay in the
3 increase in property taxes due to investments made by the Company. It is this increase in
4 net operating income in future years that will be the primary factor for continued increases
5 in property taxes in future years.

6 **Q: Please explain how mill levy rates may also impact property taxes?**

7 A: The property tax mill levy rates are set by each county and then applied to the assessments
8 by the various taxing authorities. These mill levy rates are adjusted up or down annually
9 depending on the revenue needed by the taxing jurisdictions. The mill levy rates will
10 increase if the taxing jurisdictions need to increase tax revenues to offset other sources of
11 revenue that may decrease due to the economy or other factors. Because Evergy Missouri
12 Metro has ability to affect this process, the Company should be able to recover or refund
13 any changes that mill levies have on property tax expense as they occur to avoid regulatory
14 lag.

15 **CS-128 KCMO EARNINGS TAX**

16 **Q: Please explain adjustment CS-128.**

17 A: We annualized KCMO Earnings Tax by multiplying the estimated net income projected
18 for the Federal Income Tax Return, for the 12 months ending May 31, 2022, by its
19 estimated KCMO Earnings tax apportionment Factor. The resulting amount was then
20 multiplied by the 1% earnings tax rate.

21 **Q: Does that conclude your testimony?**

22 A: Yes, it does.

Energy
2022 RATE CASE - MO METRO - DIRECT
TY 6/30/21; Update TBD; True-Up 5/31/22

Income Tax Calculation

Line No.	Line Description	Total Company Balance *	Juris Factor #	Juris Allocator *	Tax Rate	(Jurisdictional) Adjusted with 7.033% Return
1	Net Income Before Taxes (Sch 9)	427,107,558				196,131,462
2	Add to Net Income Before Taxes					
3	Depreciation Exp	343,771,306				178,558,081
4	Plant Amortization Exp	87,882,475				47,030,746
5	Amortization of Unrecovered Reserve-KS	1,877,054	100% KS	0.0000%		0
6	Book Nuclear Fuel Amortization	28,400,417				15,929,794
7	Transp & Unit Train Depr-Clearing	2,224,272				1,177,293
8	50% Meals & Entertainment	348,345	Sal&Wg	52.7661%		183,808
9	Total	<u>464,503,869</u>				<u>242,879,722</u>
10	Subtract from Net Income Before Taxes					
11	Interest Expense	116,674,251				60,332,405
12	IRS Tax Return Depreciation	312,422,309	PTD	53.5155%		167,194,361
13	IRS Tax Return Plant Amortization	86,757,355	PTD	53.5155%		46,428,632
14	IRS Tax Return Nuclear Amortization	20,174,271	E1	56.0900%		11,315,749
15	Employee 401k ESOP Deduction	1,454,525	Sal&Wg	52.7661%		767,496
16	IRC Section 199 Domestic Production Activities	0	D1	51.6490%		0
17	Total	<u>537,482,711</u>				<u>286,038,643</u>
18	Net Taxable Income	<u>354,128,716</u>				<u>152,972,541</u>
19	Provision for Federal Income Tax					
20	Net Taxable Income	354,128,716				152,972,541
21	Deduct State Income Tax @ 100.0%	12,801,713				5,539,021
22	Deduct City Income Tax	0				0
23	Federal Taxable Income	<u>341,327,003</u>				<u>147,433,520</u>
24	Federal Tax Before Tax Credits	71,678,671			21.00%	30,961,039
25	Less Tax Credits:					
26	Wind Tax Credit	0	E1	56.0900%		0
27	Research and Development Tax Credit	(3,498,228)	E1	56.0900%		(1,962,156)
28	Alternate Refueling Property Tax Credit (Charging Stations)	0	371	69.9789%		0
29	Fuels Tax Credit	(8,677)	E1	56.0900%		(4,867)
30	Total Federal Tax	<u>68,171,766</u>				<u>28,994,016</u>
31	Provision for State Income Tax					
32	Net Taxable Income	354,128,716				152,972,541
33	Deduct Federal Income Tax @ 50.0%	34,085,883			10.50%	14,497,008
34	Deduct City Income Tax	0				0
35	State Jurisdictional Taxable Income	<u>320,042,833</u>				<u>138,475,533</u>
36	Total State Tax	<u>12,801,713</u>			4.00%	<u>5,539,021</u>
37	Provision for City Income Tax					
38	Net Taxable Income	354,128,716				152,972,541
39	Total City Tax	<u>0</u>			0.00%	<u>0</u>
40	Effective Tax rate before Tax Cr and Earnings Tax	23.84%	Deferred			23.84%
41	Summary of Provision for Current Income Tax					
42	Federal Income Tax	68,171,766				28,994,016
43	State Income Tax	12,801,713				5,539,021
44	City Income Tax	0				0
45	Total Provision for Current Income Tax	<u>80,973,479</u>				<u>34,533,037</u>
46	Deferred Income Taxes					
47	Deferred Income Taxes - Excess IRS Tax over Book D&A	(7,265,764)	See Computation Below			(2,408,650)
48	Amortization of Deferred ITC	(3,100,679)	PTD	53.5155%		(1,659,344)
49	Amort of Excess Deferred Income Taxes - Protected - ARAM	(10,850,626)	PTD	53.5155%		(5,806,767)

50	Amort of Excess Deferred Income Taxes - UnProtected - 10yr	(12,019,542)	PTD	53.5155%	(6,432,318)
51	Amort of Excess Deferred Income Taxes - NOL - ARAM	710,300	PTD	53.5155%	380,121
52	Amort of Excess Deferred Income Taxes - Misc - 10 yr	(2,236,784)	PTD	53.5155%	(1,197,026)
53	Amort of Excess Deferred Income Taxes - 5 yr	(13,317,634)	PTD	53.5155%	(7,126,998)
54	Amortization of Cost of Removal-ER-2007-0291	354,438	100% MO	100.0000%	354,438
55	Total Deferred Income Tax Expense	<u>(47,726,291)</u>			<u>(23,896,545)</u>
56	Total Income Tax	<u>33,247,188</u>			<u>10,636,492</u>
57	(a) Percent of vehicle depr clearing to O&M			31.05%	
58	Effective Tax Rate excluding City Earnings Taxes - MO juris	23.84%	Current		23.84%

Interest Expense Proof

	Total Rate Base (Sch. 2)	3,153,481,360
	X Wtd Cost of Debt	1.913%
	Interest Exp	60,332,405
	Less: Interest Expense from Line 7	60,332,405
	Difference	<u>0</u>

* As Needed

Computation of Line 47 Above

Deferred Income Taxes - Excess IRS Tax over Book D&A:

59	IRS Tax Return Depreciation	312,422,309			167,194,361
60	Less: Book Depreciation	345,648,360			178,558,081
61	Excess IRS Tax Depr over Book Depreciation	<u>(33,226,051)</u>			<u>(11,363,721)</u>
62	IRS Tax Return Plant Amortization	86,757,355			46,428,632
63	Less: Book Amortization	87,882,475	PTD	53.5155%	47,030,746
64	Excess IRS Tax Amort over Book Amortization	<u>(1,125,120)</u>			<u>(602,113)</u>
65	IRS Tax Return Nuclear Amortization	20,174,271			11,315,749
66	Less: Book Nuclear Amortization	28,400,417	E1	56.0900%	15,929,794
67	Excess IRS Tax Nuclear Amort over Book Nuclear Amort	<u>(8,226,146)</u>			<u>(4,614,045)</u>
68	Total Timing Differences	<u>(42,577,317)</u>			<u>(16,579,879)</u>
69	AFUDC Equity	9,429,256	PTD	53.5155%	5,046,113
70	MO ITC Coal Basis Adjustment	2,349,215	PTD	53.5155%	1,257,194
71	MO Miscellaneous Flow Through	326,762	PTD	53.5155%	174,868
72	Total Timing Differences after Flow Through	<u>(30,472,084)</u>			<u>(10,101,703)</u>
73	Effective Tax rate	23.84%			23.84%
74	Deferred Income Taxes - Excess IRS Tax over Tax SL	<u>(7,265,764)</u>			<u>(2,408,650)</u>