

July 27, 2010

Mr. Steven Reed
Secretary of the Commission
Missouri Public Service Commission
200 Madison Street, Suite 100
Jefferson City, MO 65102-0360

Re: EX-2010-0254 Chapter 22



Dear Mr. Reed:

I note that the Commission has scheduled a discussion regarding proposed changes to its Chapter 22 Integrated Resource Planning (IRP) rules at its July 28, 2010, Agenda. AmerenUE recognizes that while changes to the IRP rules have long been proposed and that the Commission doesn't want the process to stagnate, the Company also has concerns that moving forward at this time is premature.

First, although Staff has provided the Commission with a proposed rule implementing the requirements of the Missouri Energy Efficiency Investment Act (MEEIA), the rulemaking is still very early in the process – the formal rulemaking has not even started. AmerenUE, along with other participants in the rulemaking process, believes portions of the proposed rule should not be adopted by the Commission. One such issue is whether or not the Commission can or should define the phrase "all cost effective" DSM by adopting minimum levels. Another is the bifurcation of DSM planning and Resource Planning by introducing a process separate from the IRP for filing and approval of DSM plans. These discussions (and others) will play out in the formal rulemaking process and the Commission will likely choose one option over another. The resolution of those issues will directly impact what should be required by the IRP rules. If the Commission chooses to set predefined targets, then requiring the utility to perform time consuming analysis to define "all cost effective" becomes a less meaningful exercise. If the filing and approval of DSM plans to satisfy whatever requirements are imposed becomes its own process, then the role played by the IRP process is diminished. Regardless of the outcome, the Commission doesn't yet have all of the information necessary to determine what IRP rule changes are necessary.

Second, both the rules implementing Proposition C and the MEEIA proposed rules refer back to the utility's latest IRP filing and rely upon the information contained in that filing as the basis for approving various actions (implementing various demand side measures, etc.). For this tie to the IRP to make sense, it is important for both formal rulemakings to be completed so that the IRP rules modifications can be handled in a manner that is consistent with the other rules.

Until the formal rulemaking on MEEIA is complete, it is premature for the Commission to proceed with the formal process for modifying the IRP rules. AmerenUE urges the Commission to take this issue back up after it has completed that rulemaking process rather than proceeding at this time.

Sincerely,

A handwritten signature in blue ink that reads "Steve Kidwell" followed by a stylized monogram "MKH".

Steve M. Kidwell
Vice President, Regulatory &
Legislative Affairs