

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Application of Union)
Electric Company d/b/a Ameren Missouri for)
Approval of a Subscription-Based Renewable) File No. EA-2022-0245
Energy Program.)

**STATEMENT OF POSITIONS OF
THE MISSOURI INDUSTRIAL ENERGY CONSUMERS**

COMES NOW the Missouri Industrial Energy Consumers (“MIEC”) and, pursuant to the Commission’s order dated submits its Statement of Position.

The MIEC’s Statement of Position is limited to the specific issues of Class Cost of Service, Revenue Allocation and Rate Design set forth below, but MIEC reserves the right to assert positions on any other issues arise in this case.

Issue 4. Class Cost of Service, Revenue Allocation, Rate Design and Rate-Switching Tracker

A. How should production costs be allocated among customer classes within a Class Cost of Service Study?

Fixed production costs should be allocated using the average and excess among customers classes using the 4 Non-Coincident Park Average and Excess method (“4 NCP A&E method”) pursuant to Ameren Missouri’s generation allocation factor, with following modifications proposed by MIEC witness Brubaker to better reflect cost-causation:

- Ameren Missouri’s treatment of the non-labor component of production non-fuel operation and maintenance expenses operation and maintenance (“O&M”) expenses should be instead classified and allocated as a demand-related cost because these expenses are more of a function of the existence of the generation facilities and the passage of time.¹
- Income taxes should be calculated at current rates based on the taxable income of each class in order to recognize Ameren Missouri’s total income tax liability at current rates, and the responsibility of each class for that liability. This modification reduces the costs charged to the Residential class and increases the rate of return earned from the Residential class.²

B. How should distribution costs be allocated among customer classes within a Class Cost of Service Study?

Distribution costs should be allocated or assigned among customer classes within the class cost of service study pursuant to the 4 NCP A&E allocation method.³

¹ Direct Testimony of Maurice Brubaker p. 3, ll. 6-24.

² Id.

³ Id.

C. Which party's Class Cost of Service Study should be used in this case and used as a starting point for the non-residential rate design working case agreed to by the parties to the Company's last general electric rate case, File No. ER-2021-0240?

The MIEC's Class Cost of Service Study prepared by MIEC witness Brubaker should be used for this purpose.⁴

D. How should any rate increase be allocated to the several customer classes?

Any rate increase should be allocated to customer classes based on the Class Cost of Service Study of MIEC witness Brubaker.⁵

Schedule MEB-COS-5 to Mr. Brubaker's direct testimony shows the revenue neutral percentage change needed to move each class to cost of service at present rates. After those adjustments, the overall increase granted to Ameren Missouri should be applied to the overall increase to arrive at the final allocation.⁶

E. What should the customer charges associated with the Residential Class rate plans be?

The MIEC takes no position on this issue.

⁴ Direct Testimony of Maurice Brubaker, Schedule MEB-COS-4.

⁵ Direct Testimony of Maurice Brubaker, Schedule MEB-COS-5 or Schedule MEB-COS-6

⁶ *Id.* at MEB-COS-5.

F. What changes should be made, if any, to the Residential rate plans offered by the Company?

The MIEC takes no position on this issue.

- a. Should Staff's proposal to eliminate the Anytime (flat) rate option for any Residential customers who have an AMI meter be approved? What changes, if any, should be made to the deployment of residential TOU plans?

The MIEC takes no position on this issue.

G. What changes should be made, if any, to the Non-Residential, Non-Lighting rate options offered by the Company?

- a. Should Staff's proposal to introduce a time-based overlay for all Non-Residential, Non-Lighting classes for all customers who have an AMI meter and are not served on a time-based schedule be adopted?

No, the MIEC supports Ameren Missouri's position that the Staff's proposed time-of-use overlay rates should not be adopted in this case. Staff's proposal should instead be reviewed in the future rate design workshop process as previously ordered by the Commission.⁷

⁷ Rebuttal Testimony of Steven Wills at p 10.

- b. Should MECG's proposed shift to increase the demand component for Large General Service and Small Primary Service and decrease energy charges be adopted?

The MIEC does not oppose this proposal.

- c. Should the Commission approve MECG's proposed optional EV charging 3M/4M rate design?

The MIEC does not take a position on this issue.

- d. Should the Rider C factor be adjusted?

The MIEC does not take a position on this issue.

- e. Should the values for the monthly customer charge, Rider B Credits, and Reactive Charge remain consistent for SPS and LPS customers because these costs are effectively the same regardless of the customer?

Yes. The MIEC agrees with Ameren's position that these charges have similar impacts on customers in both the SPS and LPS classes and should remain consistent.

Respectfully submitted,

Curtis, Heinz, Garrett & O'Keefe, P.C.

By: /s/ Diana M. Plescia

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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed this day to all parties on the Commission's service list in this case.

/s/ Diana M. Plescia