

**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 Increase Its Revenues for         ) File No. ER-2016-0179  
Electric Service.   )

**MOTION TO MODIFY ORDER DIRECTING SUBMITTAL  
OF INFRASTRUCTURE EFFICIENCY TARIFF**

COMES NOW Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri” or “Company”), and for its motion to modify the Commission’s September 7, 2016 *Order Directing Submittal of Infrastructure Efficiency Tariff* (the “Order”) states as follows:

1.       Following issuance on August 8, 2016 of a similar order in Kansas City Power & Light Company’s pending electric general rate proceeding,<sup>1</sup> the Commission issued the Order in this case directing the Staff to design and file as part of its Direct Testimony a proposed tariff directed toward increased utilization of currently under-utilized infrastructure. It appears the Commission issued the Order to ensure that the issue of under-utilized infrastructure was presented and addressed in this rate case. The Order indicates the Commission will consider modifications to the Order if any party believes modifications are warranted.

2.       The Company is filing this motion to modify the Order because the Company has already proposed a tariff in this case, entitled the *Economic Redevelopment and Efficient Infrastructure Utilization Pilot* (“Infrastructure Tariff”), which by its design is intended to provide for many or most of the items outlined in the second paragraph of the Order. The proposed Infrastructure Tariff is discussed in the Direct Testimony of Company witness William R. Davis, and is attached hereto as Exhibit A.<sup>2</sup>

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<sup>1</sup> File No. ER-2016-0285.

<sup>2</sup> While the Commission may have been aware of the proposed Infrastructure Tariff when it issued the Order, the fact that the Commission referenced Ameren Missouri’s comments in File No. EW-2016-0041 suggests to the

3. Because Ameren Missouri has already proposed an under-utilized infrastructure tariff, which ensures that the issue of under-utilized infrastructure will be addressed in this case, Ameren Missouri respectfully suggests that a more orderly and efficient means of addressing these issues is for the Staff (and any other party with an interest in the issue) simply respond to Ameren Missouri's proposal as part of Rebuttal Testimony. Such responsive testimony could range from agreement with the proposal, disagreement with the proposal, or proposed modifications or alternatives to it. This approach will ensure that the Commission receives the information it desires on these issues, but eliminates devoting additional resources as part of Direct Testimony and may reduce the deployment of resources to other rounds of testimony, depending upon the Staff's or other parties' view of Ameren Missouri's proposal.

WHEREFORE, Ameren Missouri requests the Commission modify the Order to relieve the Staff of any obligation to file a different proposal as part of its Direct Testimony and that instead the Order require the Staff to respond to the Company's proposed Infrastructure Tariff in its rebuttal testimony (with any other party also having the right to respond if they so desire), with Ameren Missouri to then respond to such responses in its surrebuttal testimony.

Respectfully submitted,

/s/ James B. Lowery

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Company the Commission was unaware that an under-utilized infrastructure tariff had already been proposed in this rate case. No such proposal was included in Kansas City Power & Light Company's direct case in File No. ER-2016-0285.

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d/b/a Ameren Missouri**

**CERTIFICATE OF SERVICE**

The undersigned certifies that true and correct copies of the foregoing have been e-mailed or mailed, via first-class United States Mail, postage pre-paid, to the service list of record of this case on this 19<sup>th</sup> day of September, 2016.

*James B. Lowery*  
James B. Lowery

**ECONOMIC REDEVELOPMENT AND EFFICIENT INFRASTRUCTURE UTILIZATION PILOT**

**PURPOSE**

The purpose of this Economic Redevelopment and Efficient Infrastructure Utilization Pilot ("Pilot") is to encourage redevelopment of certain sites in the Company's service territory. Projects eligible for service under this Pilot shall be designed to provide more efficient utilization of Company's existing infrastructure in a manner beneficial to the electric delivery system, and which may also provide socio-economic benefits to the areas in which they locate.

**DEFINITIONS**

"Collaborative" - Ameren Missouri ("Company"), Missouri Public Service Commission Staff ("Staff"), Office of the Public Counsel ("OPC") and other intervening parties in File No. ER-2016-0179 who have provided the Company with a written request to be a Collaborative member, provided, that a Collaborative member may choose to resign as a member at any time.

**AVAILABILITY**

This Pilot is available to any city, village, incorporated town, or county ("Governmental Entity") or other entity created by such Governmental Entity, to encourage the redevelopment of blighted or conservation areas.

Discounts under this Pilot are available for a redevelopment project provided that:

- 1) The Governmental Entity makes a determination that the proposed redevelopment area is classified as "blighted" or a "conservation" area in accordance with either Chapter 353 Urban Redevelopment Corporations (CH 353 RSMO); Tax Increment Financing (99.800-99.865 RSMO); Land Clearance for Redevelopment Authority (LCRA) (99.300-99.660 RSMO); or Community Improvement District (CID) (67.1401-67.1475 RSMO) and
- 2) The Governmental Entity makes a determination that but for the adoption of the redevelopment plan, the redevelopment area would not reasonably be anticipated to be developed, and
- 3) The Governmental Entity approves a redevelopment plan including a description of the designated redevelopment area (including boundaries), proposed redevelopment projects and uses therein, and
- 4) The Governmental Entity adopts an ordinance approving the designation of the redevelopment boundaries, the redevelopment plan and proposed redevelopment projects.
- 5) The Governmental Entity or authorized entity has submitted the above information to the Company and has received written acknowledgement from the Company that the identified redevelopment area meets the availability criteria of this Pilot.

**ECONOMIC REDEVELOPMENT AND EFFICIENT INFRASTRUCTURE UTILIZATION PILOT (Cont'd.)**

**PROVISIONS**

The Company is responsible to actively work with Governmental Entities or other authorized entity to identify eligible projects. Such projects and relevant information about each project shall be presented by the Company to the other members of the Collaborative. Decisions made by the Collaborative shall be based on voting by the members present at the meeting when decisions are being made. Collaborative members shall be notified at least 48 hours in advance of any meeting in which voting will take place. Meetings may occur in person or by telephone. A majority vote of a quorum of Collaborative members attending the meeting shall approve an action.

Upon request by a Governmental Entity or other authorized entity for discounts under this Pilot, the Company shall present a package of proposed electric rate discounts to the Collaborative for approval. If any discounts are approved by the Collaborative the Company shall submit an explanation of the approved discounts to the Governmental Entity or other authorized entity so that those discounts can be incorporated into the decision-making about redevelopment execution plans.

This Pilot is subject to the following limitations:

- 1) This Pilot is available for premises that are either unoccupied or otherwise dormant (e.g. vacant land and/or buildings) for a minimum period of one hundred-twenty (120) days.
- 2) Expansion of electric service to existing customers within a redevelopment is also eligible for discounts under this Pilot, but such discounts are only applicable to the incremental electric load.
- 3) Service under this Pilot is limited to loads which in the Collaborative's judgment utilize existing infrastructure in a manner which is beneficial to the local electric service delivery system.
- 4) As a general rule, this Pilot is not intended for electric service to a customer that results merely from load shifted from one location on Company's system to a qualifying site; however, exceptions to this rule may be granted by the Collaborative.
- 5) This Pilot shall expire on the earlier of June 1, 2022 or the date on which the funding cap is reached.

**DISCOUNTS**

- 1) Discounts may be provided in the form of: a) reduced rates for electric service to those customers in the redevelopment area or b) discounted facility and/or relocation charges associated with modifications to local distribution facilities.
- 2) The Company shall present each eligible project to the Collaborative with an assessment of its impact on the local distribution system and a recommended discount scheme based on the circumstances of that specific project. The Collaborative will determine the final discounts offered for each project as well as the terms of such discounts.
- 3) The total discounts awarded under this Pilot shall not exceed \$10 million.

DATE OF ISSUE July 1, 2016 DATE EFFECTIVE July 31, 2016

ISSUED BY Michael Moehn President St. Louis, Missouri  
NAME OF OFFICER TITLE ADDRESS

MO.P.S.C. SCHEDULE NO. 6 Original SHEET NO. 165.2

CANCELLING MO.P.S.C. SCHEDULE NO. \_\_\_\_\_ SHEET NO. \_\_\_\_\_

APPLYING TO MISSOURI SERVICE AREA

**ECONOMIC REDEVELOPMENT AND EFFICIENT INFRASTRUCTURE UTILIZATION PILOT (Cont'd.)**

**TERMS AND CONDITIONS**

Customers participating in this Pilot will be ineligible for participation in any other economic development, economic retention, or similar tariff of the Company.

Notwithstanding the above, this Pilot shall immediately become void, and the Company shall have no further obligations or liabilities hereunder, if any term or terms of this Pilot are determined to be discriminatory or otherwise unlawful by a court of competent jurisdiction. The expectation is that the discounts approved by the Collaborative will not be imputed when setting rates in future general rate proceedings.

**REPORTING AND EVALUATION**

The Company shall file, in the Commission's Electronic Filing Information System ("EFIS"), an annual report summarizing the activities conducted under this Pilot. Such report shall include the following information: a physical description of each project evaluated, the infrastructure assessment performed for each project, the status of each project, the amount of capital investment associated for each project area, the amount of temporary and full-time jobs expected for each project area, a qualitative description of socio-economic benefits expected for each project, an assessment of the economic benefit expected for all other Company customers, and any other information that the Collaborative deems relevant.

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ISSUED BY Michael Moehn President St. Louis, Missouri  
NAME OF OFFICER TITLE ADDRESS