

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

In the Matter of Proposed Rulemaking)	
to Amend Commission Rule)	Case No. EX-2008-0280
4 CSR 240-20.065.)	

COMMENTS OF UNION ELECTRIC COMPANY d/b/a AMERENUE

COMES NOW Union Electric Company d/b/a AmerenUE (AmerenUE or Company), and for its Comments on the Missouri Public Service Commission's (Commission) proposed amendments to Rule 4 CSR 240-20.065, states as follows:

Background

1. The Notice of Proposed Rulemaking published in the *Missouri Register* required that comments be filed on or before September 2, 2008, and scheduled a hearing for the same day. These Comments are filed in response to that notice.

2. The proposed amendments to the Missouri Public Service Commission's (MPSC) net metering rules were necessary because of a legislative change to §386.890 RSMo. AmerenUE believes that the proposed amendments to 4 CSR 240-20.065 are necessary and generally supports the proposed language. However, the Company has two changes to the proposed amended rule for Commission consideration.

3. First, in 4 CSR 240-20.065(4)(A), the amended rules require a customer-generator with a system greater than ten kW to carry no less than one hundred thousand dollars of liability insurance. AmerenUE agrees that customer-generators with a system greater than ten kW should carry insurance; however, it believes the Commission should require no less than a million dollars of liability insurance. The rule specifies that this policy is to cover property damage as well as personal injury, including death. One hundred thousand dollars is insufficient to cover the stated risks and should be increased.

Further, it is AmerenUE's belief that a customer-generator with a ten kW system (or higher) will not find this requirement to be unreasonable. A customer-generator of this size is not likely to be a small, residential customer. In fact, it is likely a customer-generator with a system of that size will have at least that level of insurance to cover its own potential liability. As the rule proposes, this insurance may be in the form of an endorsement on an existing policy. Accordingly, AmerenUE requests the Commission to amend this amount to a million dollars.

4. The second modification is to the *Interconnection Application/Agreement for Net Metering Systems with Capacity of One Hundred Kilowatts or Less*, contained within the proposed amended rule. This section requires that the utility interconnect the customer-generator to its electrical system within fifteen days of receipt of the completed application and applicable fees and applies whether the customer-generator was already taking service from the utility or not. AmerenUE requests the Commission remove the fifteen day requirement. This language is not changed from the original Commission regulation, as the fifteen days was specifically required by the former statute. However, the legislature removed this time requirement from the statutory language. AmerenUE proposes that the Commission do the same. It is AmerenUE's belief that requested interconnections will normally occur within fifteen days. However, AmerenUE would prefer the Commission not create a preference for customer-generators over other types of service requests that it might have pending as there are many other factors that need to be considered in scheduling customer service requests. The Company feels that a customer-generator that does not yet have service, for example, should not automatically have a higher priority than another customer that has requested service prior to the

customer-generator. The Company is concerned that a fifteen day interconnection requirement could force AmerenUE to delay prior service requests so that it can interconnect a customer-generator within the required fifteen days.

5. AmerenUE urges the Commission to adopt the rule as published with the two changes which it is requesting. The Company appreciates the opportunity to provide these Comments.

Respectfully submitted,

UNION ELECTRIC COMPANY,
d/b/a AmerenUE

/s/ Wendy Tatro
Steven R. Sullivan, # 33102
Sr. Vice President, General
Counsel and Secretary
Wendy K. Tatro, # 60261
Assoc. General Counsel
Ameren Services Company
P.O. Box 66149
St. Louis, MO 63166-6149
(314) 554-3484 (phone)
(314) 554-4014 (fax)
ssullivan@ameren.com
wtatro@ameren.com

Dated: August 29, 2008

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to the following on this 28th day of August 2008:

General Counsel Office
Missouri Public Service Commission
PO Box 360
200 Madison Street, Ste 800
Jefferson City, MO 65102
GenCounsel@psc.mo.gov

Office of Public Counsel
Lewis Mills
PO Box 2230
200 Madison Street, Ste 650
Jefferson City, MO 65102
opcservice@ded.mo.gov

/s/ Wendy K. Tatro

Wendy K. Tatro