

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
Jefferson City

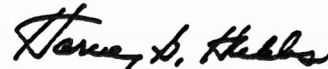
February 10, 1989

CASE NO. ER-89-143

B. J. Beaudoin, Vice President, Kansas City Power & Light Company, 1330 Baltimore,
Kansas City, Missouri 64141
Martin J. Bregman, Assistant General Counsel - Regulatory Affairs, The Kansas Power &
Light Company, P. O. Box 889, 818 Kansas Avenue, Topeka, Kansas 66612
Michael C. Pendergast, Regulatory Affairs Attorney, The Kansas Power & Light Company,
P. O. Box 889, 818 Kansas Avenue, Topeka, Kansas 66612

Enclosed find certified copy of ORDER in the above-numbered case(s).

Sincerely,



Harvey G. Hubbs
Secretary

uncertified copy:

Richard A. Dixon, Director of Rates & Revenue Requirements, The Kansas Power & Light
Company, P. O. Box 889, 818 Kansas Avenue, Topeka, Kansas 66612
Office of Public Counsel, P. O. Box 7800, Jefferson City, Missouri 65102

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 10th
day of February, 1989.

In the matter of the Kansas City Power &)
Light Company of Kansas City, Missouri,)
for authority to file revised schedule GA)
(General Service All Electric).)

CASE NO. ER-89-143

ORDER DENYING MOTION TO SUSPEND

On February 1, 1989, the Commission established this docket pursuant to the Commission's internal procedures. The docket was established to consider the tariff filed by Kansas City Power & Light Company (KCPL) proposing to change the language in the applicability clause of its Schedule GA. Schedule GA provides for a discount to commercial and industrial customers in multiple-occupancy buildings where the service is monitored through one meter, the electrical costs are included in the rent, and the tenants are taking all-electric service.

The current tariff provides that the discount is available only when "...service to such multiple-occupancy building was supplied continuously under this schedule from a date prior to May 6, 1978." The proposed tariff would remove this condition.

On February 1, 1989, The Kansas Power and Light Company (KPL) filed a motion to suspend the proposed tariff arguing that it would be anticompetitive. KPL asserts that this tariff would promote electrical use during the peak summer periods by penalizing those customers who choose to employ gas air conditioning.

KPL also argues that KCPL has been in violation of its current tariff by administering it as though the restriction against offering the discount to customers served since May 6, 1978, applied only to residential buildings. KPL asserts that approval of the proposed tariffs would constitute approval by the Commission of these alleged violations.

On February 2, 1989, the Commission's Staff (Staff) filed a memorandum herein stating no objection to allowing the proposed tariff to go into effect.

The Commission determines that the proposed tariff should be allowed to go into effect for service rendered on and after February 13, 1989. The condition to be removed by the proposed filing was responsive to the policy prevalent in 1978 of encouraging individual metering in multiple-occupancy buildings. This policy no longer applies to nonresidential buildings under these circumstances.

4 CSR 240-20.050(4). Since this tariff only applies to commercial and industrial buildings, it does not violate the policy of individual metering for residential buildings. The remainder of the tariff is unchanged and no different from the tariff previously approved by this Commission.

The Commission determines that alleged violations by KCPL of its current tariff are irrelevant to the issue of the propriety of this proposed tariff. The proper forum for addressing these alleged violations would be a complaint proceeding.

It is, therefore,

ORDERED: 1. That the tariff submitted to this Commission by Kansas City Power & Light Company on January 13, 1989, as revised by Kansas City Power & Light Company on February 2, 1989, proposing to change the conditions under which the provisions of Schedule GA apply, shall be allowed to go into effect for service rendered on and after February 13, 1989.

ORDERED: 2. That the motion to suspend tariff filing, establish a docket, and grant intervention filed herein by The Kansas Power and Light Company is denied hereby.

ORDERED: 3. That this order shall become effective on the date hereof.

BY THE COMMISSION



Harvey G. Hubbs
Secretary

(S E A L)

Steinmeier, Chm., Mueller,
Hendren and Fischer, CC., Concur.

O'Donnell - Riley

CASE NO. ER-89-143

WDS

Chairman

Q. W.

Commissioner

J. M.

Commissioner

Commissioner

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A.A.

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STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 10th day of February, 1989.

Harvey G. Hubbs

Harvey G. Hubbs
Secretary