

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 11<sup>th</sup> day of September, 2019.

In the Matter of the Adjustment of Union	)	
Electric Company d/b/a Ameren Missouri's	)	<b><u>File No. ER-2020-0019</u></b>
Fuel Adjustment Clause for the 31st	)	Tracking No. YE-2020-0016
Accumulation Period	)	

In the Matter of the True-Up of Union	)	
Electric Company d/b/a Ameren Missouri's	)	<b><u>File No. ER-2020-0020</u></b>
Fuel Adjustment Clause for the 28th	)	Tracking No. YE-2020-0016
Recovery Period	)	

**ORDER RESOLVING ANNUAL FUEL ADJUSTMENT  
CLAUSE TRUE-UP AND TARIFF**

Issue Date: September 11, 2019

Effective Date: September 24, 2019

On July 26, 2019, Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri") submitted an application containing its 28<sup>th</sup> true-up filing for its Fuel and Purchased Power Adjustment Clause ("FAC") in Commission File No. ER-2020-0020. Ameren Missouri also seeks approval to adjust its Fuel Adjustment Rates ("FARs") used to calculate its FAC charge billed to customers for Accumulation Period 31 ("AP31") in Commission File No. ER-2020-0019. Ameren Missouri requests that the Commission authorize these adjustments and allow them to be implemented by its revised FAC tariff sheet, Track No. YE-2020-0016. The submitted tariff sheet bears an effective date of September 24, 2019.

Ameren Missouri's FAC and the Commission's rules require a true-up of the amounts collected from customers through the FAC, with any over- or under-recovered amounts refunded or billed to customers through prospective adjustments to the FAR

calculation. The true-up amount identified in this filing is the result of an over-recovery from customers of \$553,524, without interest, during Recovery Period 28 (“RP28”) for the billing months of October 2018 through May 2019.

The FAC also provides for the recovery of applicable interest on the difference between the actual net energy costs and the net base energy costs at Ameren Missouri’s short-term borrowing rate. Ameren Missouri accrued interest of \$567,985 during the applicable Accumulation Period, February 2018 through May 2018. The combination of the true-up over-recovery and the interest results in a total under-recovery from customers for RP28 of \$14,461. These amounts are used in the calculation of the Fuel and Purchased Power Adjustment amount included in Ameren Missouri’s AP31 adjustment filing in compliance with Ameren Missouri’s FAC.

The Commission’s Staff filed a recommendation regarding Ameren Missouri’s true-up on August 22, 2019. Staff examined the direct testimony of Marci L. Althoff, the supporting schedules Ameren Missouri provided with its application in this case, and the monthly information Ameren Missouri has submitted to the Commission. Staff also reviewed Ameren Missouri’s monthly interest calculations and agrees with them. Staff recommends the Commission approve Ameren Missouri’s RP28 true-up filing.

With regard to Ameren Missouri’s request to approve its FAC tariff, the proposed rate schedules would result in an increase in the bill of a residential customer using 1,000 kWh per month by approximately \$.40, from a credit of \$1.76 to a credit of \$1.36 per month. The Commission’s Staff filed a recommendation regarding Ameren Missouri’s tariff on August 22, 2019. Staff verified that Ameren Missouri’s actual fuel and purchased power costs match the fuel and purchased power costs included in the company’s calculated rates set in the submitted tariff sheet. Staff advises the Commission to

approve the tariff sheet to become effective on its September 24, 2019, effective date.

The Commission's rule regarding FACs requires the Commission to issue an order approving or rejecting the company's tariff within 60 days of its filing.<sup>1</sup> If the FAC rate adjustment complies with the Commission's rule, Section 386.266, RSMo 2016, and the FAC mechanism established in the most recent general rate proceeding, the Commission is required to approve the rate adjustment or allow the proposed tariff implementing the adjustment go into effect by operation of law.<sup>2</sup>

Neither the governing statute<sup>3</sup> nor any other law requires a hearing before approving the unopposed application.<sup>4</sup> Based on the Commission's review of the verified filings, the Commission finds that it is in the public interest to approve Ameren Missouri's application and authorize Ameren Missouri to include the calculated amount in its next FAC accumulation period. The Commission further finds that the tariff sheet implementing the FAC rate adjustment is in compliance with the Commission's order establishing the FAC and with all applicable statutes and regulations. Therefore, the Commission will approve Ameren Missouri's proposed tariff.

Without Commission action, the tariff will become effective by operation of law on September 24, 2019. Additionally, as noted above, the Commission's rule requires an order be issued within 60 days of the tariff filing. Therefore, the Commission finds this

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<sup>1</sup> Commission Rule 20 CSR 4240-20.090(4). Effective August 28, 2019, all of the Commission's regulations were transferred from the Department of Economic Development's ("DED") Title 4 to the Department of Commerce and Insurance's ("DCI") (formerly Department of Insurance, Financial Institutions and Professional Registration) Title 20.

<sup>2</sup> *Id.*

<sup>3</sup> Section 386.266, RSMo 2016. This section provides for a hearing when the FAC is approved, modified or rejected. It does not require a hearing when annual true-ups are filed by the company. Commission Rule 4 CSR 240-20.090(5) states the Commission may hold a hearing if needed, but one is not required.

<sup>4</sup> Section 536.010(4), RSMo 2016, defines a contested case as "a proceeding before an agency in which legal rights, duties or privileges of specific parties are required by law to be determined after hearing." *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App.1989).

order shall be effective in less than 30 days.

**THE COMMISSION ORDERS THAT:**

1. The true-up amount for Recovery Period 28 is established for Union Electric Company d/b/a Ameren Missouri as an over-collection of \$553,524, without interest, and accrued interest of \$567,985, for a total under-recovery from customers for Recovery Period 28 of \$14,461. This total under-recovery shall be reflected in the rate adjustment in Commission File No. ER-2020-0019.

2. Union Electric Company d/b/a Ameren Missouri's tariff sheet assigned Tracking No. YE-2020-0016 is approved to be effective September 24, 2019, as an interim rate adjustment, subject to true-up and prudence reviews. The tariff approved is:

**MO. P.S.C. Schedule No. 6**

7<sup>th</sup> Revised Sheet No. 74.13, Canceling 6<sup>th</sup> Revised Sheet No. 74.13

3. This order shall become effective on September 24, 2019.
4. These files shall close on September 25, 2019.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Silvey, Chm., Kenney, Hall, Rupp, and  
Coleman, CC., concur.

Dippell, Senior Regulatory Law Judge