

LAW OFFICES
BRYDON, SWEARENGEN & ENGLAND

PROFESSIONAL CORPORATION

DAVID V.G. BRYDON (1937-2012)
JAMES C. SWEARENGEN
WILLIAM R. ENGLAND, III
JOHNNY K. RICHARDSON
GARY W. DUFFY
PAUL A. BOUDREAU
CHARLES E. SMARR
DEAN L. COOPER

312 EAST CAPITOL AVENUE
P.O. BOX 456
JEFFERSON CITY, MISSOURI 65102-0456
TELEPHONE (573) 635-7166
FACSIMILE (573) 635-3847
dcooper@brydonlaw.com

BRIAN T. MCCARTNEY
DIANA C. CARTER
SCOTT A. HAMBLIN
JAMIE J. COX
L. RUSSELL MITTEN
ERIN L. WISEMAN
MATTHEW D. QUANDT

COUNSEL
GREGORY C. MITCHELL

April 12, 2013

VIA ELECTRONIC FILING

Mr. Joshua Harden, Secretary
Missouri Public Service Commission
200 Madison Street, Suite 100
Jefferson City, MO 65102-0360

RE: The Empire District Gas Company

Dear Mr. Harden:

Enclosed please find the following tariff sheets that have been issued by The Empire District Gas Company (EDG):

- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51d, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51d
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51e, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51e
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51f, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51f
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51g, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51g
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51h, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51h
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51j, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51j
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51l, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51l
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51m, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51m
- P.S.C. Mo. No. 2, 1st Revised Sheet No. R-51n, canceling P.S.C. Mo. No. 2, Original Sheet No. R-51n

Mr. Joshua Harden, Secretary

Page 2 of 2

April 12, 2013

The purpose of the proposed tariff sheets is to extend the demand side management (DSM) programs originally put in place as a result of the Commission's approval of the Partial Stipulation and Agreement in Commission Case No. GR-2009-0434, for a three year period. In the absence of such extension, the program will have terminated as of April 1, 2013, and none of the DSM programs will be available to EDG's customers.

The above tariff sheets carry an issue date of April 12, 2013, and a proposed effective date of May 12, 2013 (thirty days). Copies of this letter and the proposed tariff sheets are being served on counsel for all parties to Commission Case No. GR-2009-0434 (Staff, Office of the Public Counsel, Constellation NewEnergy-Gas Division, LLC, Missouri Department of Natural Resources and Pittsburgh Corning Corporation).

If you have any questions, please contact me.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By: 

Dean L. Cooper

Enclosures

Cc: Via Electronic Mail to Counsel for Parties in Case No. GR-2009-0434

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51d
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51d

**THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

**RULES AND REGULATIONS
GAS**

9.08 Low Income Weatherization Program

APPLICATION:

The Low-Income Weatherization Program (Program) is designed to provide energy education and weatherization assistance for lower income customers. This Program is intended to assist customers through conservation, education and weatherization in reducing their use of energy and to reduce the level of bad debts experienced by The Empire District Gas Company (Company). This Program was approved by the Missouri Public Service Commission in Case No. GR-2009-0434.

ADMINISTRATION:

The program will be administered by the Community Action Agencies, also known in this tariff as Social Agencies, serving the Company's residential gas customers. The program will follow the guidelines of the Missouri Department of Natural Resources Low-Income Weatherization Program.

TERMS & CONDITIONS:

1. The program will offer grants for weatherization services to eligible customers. The program will be primarily directed to lower income customers.
2. The total amount of grants offered to a customer will be determined by the agreement between the Company and the Social Agencies. These funds will focus on measures that reduce natural gas usage
3. Program funds made available to the Social Agencies cannot be used for administrative costs except those incurred by the Social Agencies that are directly related to qualifying and assisting customers under this program. The amount of reimbursable administrative costs per participating household shall not exceed 15% of the total expenditures for each participating household.
4. This Program will continue for three (3) years from the effective date of this tariff, unless otherwise ordered by the Commission.

EVALUATION:

An evaluation, consisting of an impact and a process evaluation, of the program will be conducted every third program year, provided there are enough participants for a statistically valid sample.

PROGRAM FUNDING:

The annual budget for this Program is \$71,500.

If one of the Social Agencies is unable to place the total dollars allocated, the unspent funds may be reallocated among the remaining Social Agencies.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51e
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51e

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS GAS

RESERVED FOR FUTURE USE

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51f
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51f

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS GAS

RESERVED FOR FUTURE USE

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51g
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51g

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS
GAS

9.10 ENERGY STAR® Water Heater Program

APPLICATION:

The ENERGY STAR® Water Heater Program (“Program”) is designed to assist customers reduce their natural gas use for water heating by providing incentives for high efficiency systems. Incentives will cover a portion of the incremental cost of the high efficiency, ENERGY STAR qualified system. This Program was approved by the Missouri Public Service Commission in Case No. GR-2009-0434.

DEFINITIONS:

Administrator: The program will be administered by the Empire District Gas Co. (“Empire” or “Company”).

Participant: An existing customer with an active account who is being served under any Residential or Small Commercial rate class, which includes builders, developers, and residential property owners, including landlords, who purchase and install a qualifying ENERGY STAR natural gas water heater. This program is not available to inactive and final bill accounts.

TERMS & CONDITIONS:

1. The program will offer incentives toward the purchase of ENERGY STAR natural gas water heaters to eligible customers.
2. Eligible customers are existing customers with active accounts who are served under any Residential or Small Commercial rate class who purchase and install a qualifying ENERGY STAR natural gas water heater within Empire’s service territory. This includes builders, developers, and residential property owners.
3. Customers will be eligible for the following rebates:
 - a. \$75 for an ENERGY STAR rated natural gas tank water heater
 - b. \$200 for an ENERGY STAR rated natural gas tankless water heater
4. This Program will continue for three (3) years from the effective date of this tariff, unless otherwise ordered by the Commission.

EVALUATION:

An evaluation, consisting of an impact and a process evaluation, of the program will be conducted every third program year, provided there are enough participants for a statistically valid sample.

PROGRAM FUNDING:

The annual budget for this Program is \$28,500.

Program funds are available on a first-come, first-serve basis for each program year.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51h
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51h

**THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

**RULES AND REGULATIONS
GAS**

9.11 ENERGY STAR® Space Heating Program

APPLICATION:

The ENERGY STAR® Space Heating Program (“Program”) is designed to assist customers reduce their natural gas use for space heating by providing incentives for high efficiency systems. Incentives will cover a portion of the incremental cost of the high efficiency, ENERGY STAR qualified system. This Program was approved by the Missouri Public Service Commission in Case No. GR-2009-0434.

DEFINITIONS:

Administrator: The program will be administered by Empire District Gas Company (“Empire” or “Company”).

Participant: An existing customer with an active account who is being served under any Residential or Small Commercial rate class, which includes builders, developers, and residential and commercial property owners who purchase and install a qualifying ENERGY STAR natural gas space heating system within Empire’s service territory. This program is not available to inactive and final bill accounts.

TERMS & CONDITIONS:

1. The program will offer incentives toward the purchase of ENERGY STAR natural gas space heating systems to eligible customers.
2. Eligible customers are existing customers with active accounts who are served under any Residential or Small Commercial rate class who purchase and install a qualifying ENERGY STAR natural gas space heating system within Empire’s service territory. This includes builders, developers, and residential and commercial property owners.
3. Customers will be eligible for the following rebates:
 - a. \$200 for an ENERGY STAR rated natural gas furnace;
 - b. \$200 for an ENERGY STAR rated natural gas boiler;
 - c. \$200 for an ENERGY STAR rated natural gas combined heating/water heating system;
 - d. \$25 for a programmable thermostat if purchased in conjunction with a qualifying space heating system.
4. This Program will continue for three (3) years from the effective date of this tariff, unless otherwise ordered by the Commission.

EVALUATION:

An evaluation, consisting of an impact and a process evaluation, of the program will be conducted every third program year, provided there are enough participants for a statistically valid sample.

PROGRAM FUNDING:

The annual budget for this Program is \$51,750.

Program funds are available on a first-come, first-serve basis for each program year.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51j
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51j

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS
GAS

9.12 Home Performance with ENERGY STAR® Program (Continued)

EVALUATION:

An evaluation, consisting of an impact and a process evaluation, of the HPwES program will be conducted every third program year, provided there are enough participants for a statistically valid sample.

PROGRAM FUNDING:

The annual budget for HPwES is \$25,250.

Program funds are available on a first-come, first-serve basis for each program year.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-511
Canceling P.S.C. MO. No. 2 Original Sheet No. R-511

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS
GAS

9.13 Large Commercial Natural Gas Audit and Rebate Program (Continued)

4. Empire will offer Audit Rebates to Participants to cover up to fifty percent (50%) of the cost of the audit. To receive this rebate, the Participant must implement at least one of the audit recommendations that qualify for a rebate. The energy audit rebate will be set at 50% of the audit cost up to \$275 for customers with facilities less than 25,000 square feet and up to \$375 for customers with facilities over 25,000 square feet. Energy audits must be performed by a certified (CEM, licensed PE, or equivalent) commercial energy auditor. The audit reports must cover multiple aspects of energy use, including HVAC System Controls, HVAC System Efficiency and Operation, Building Envelope, and Commercial Cooking (where applicable). Customers with multiple buildings will be limited to three audit rebates.
5. The maximum amount per customer, including those with multiple facilities, is \$3,000 in incentives for any program year.
6. This Program will continue for three (3) years from the effective date of this tariff, unless otherwise ordered by the Commission.

EVALUATION:

An evaluation, consisting of an impact and a process evaluation, of the program will be conducted every third program year, provided there are enough participants for a statistically valid sample.

PROGRAM FUNDING:

The annual budget for this Program is \$40,000.

Projects that have been approved may be scheduled in the succeeding program year but not beyond the end of the third year of the program.

Program funds are available on a first-come, first-serve basis for each program year.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51m
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51m

**THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

**RULES AND REGULATIONS
GAS**

9.14 Building Operator Certification Program

APPLICATION:

This program is designed to encourage building operator certification through the Northwest Energy Efficiency Council’s Building Operator Certification (“BOC” or “Program”) curriculum. This curriculum consists of Level 1 and Level 2 programs which are geared toward the operators of institutional, commercial, and industrial facilities. The Empire District Gas Company (“Empire” or “Company”) will, in collaboration with area electric utilities, the Missouri Department of Natural Resources (“MDNR”), and the Midwest Energy Efficiency Alliance (“MEEA”), offer this program to Company’s commercial and industrial customers. This Program was approved by the Missouri Public Service Commission in Case No. GR-2009-0434.

DEFINITIONS:

Administrator: The program will be administered by the MDNR.

Participant: Any existing customer with an active account who is being served under any commercial or industrial rate schedule. The individuals participating can be management or individuals responsible for the day-to-day operations of the participating customer’s facility. This program is not available to inactive or final bill accounts.

TERMS & CONDITIONS:

The BOC Program is designed to provide training classes leading to the opportunity for building operator certification.

Company will reimburse MDNR or host utility for certain expenses associated with the certification classes and process.

Tuition costs associated with the Program will be reimbursed by Company in the amount of fifty percent (50%) of registration cost per certification level and will be paid to the sponsor or individual paying the tuition after certification has been obtained. Qualified Building Operators will receive the reimbursement when a completed reimbursement request is submitted to Company and certification has been obtained. The reimbursement request is available by contacting the Company’s Planning and Regulatory Department.

AVAILABILITY:

The certification courses funded by this Program will be available through MDNR for any Building Operator or manager responsible for the operations of at least one Missouri commercial or industrial facility receiving gas service from Company. This facility must be receiving service from Company under either a sales or transportation rate schedule.

EVALUATION:

A survey evaluation of the Program will be conducted every third program year.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013

STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 1st Revised Sheet No. R-51n
Canceling P.S.C. MO. No. 2 Original Sheet No. R-51n

THE EMPIRE DISTRICT GAS COMPANY
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving
Natural Gas Service

RULES AND REGULATIONS GAS

9.14 Building Operator Certification Program (Continued)

PROGRAM FUNDING:

The annual budget for this Program is \$4,775.

Certification schedules that carry-over into the next year will be paid.

DATE OF ISSUE: April 12, 2013
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: May 12, 2013