

MISSOSURI DEPARTMENT OF NATURAL RESOURCES – ENERGY CENTER  
RESPONSE TO REVISION 11 OF  
PSC RES DRAFT RULE  
6-22-09

DNR proposes that the follow language be included in the PSC's final RES rule language to 4 CSR 240-20.XXX Electric Utility Renewable Energy Standard Requirements.

(3) Renewable Energy Credits. RECs and S-RECs shall be utilized to satisfy the RES requirements of this rule. A utility may use RECs or S-RECs to satisfy the RES requirements. RECs or S-RECs acquired by contracts or through a system of tradable RECs, exchanges or brokers may be utilized to comply with the RES requirements. S-RECs shall be utilized to comply with the RES solar energy requirements. S-RECs may also be utilized to satisfy the non-solar RES requirements. **RECs must be certified as set forth in department rule 10 CSR 140-8.010 and created by renewable energy technologies that are eligible as defined in this rule or that are certified as eligible by the department. A REC or S-REC may be utilized to satisfy the RES requirements of this rule only if the REC or S-REC is based on (a) electricity that was generated in the state of Missouri; or (b) electricity that was generated within the geographic footprint of the RTO in which the utility participates.**

[Note: DNR has reconsidered its previous recommendation on geographic sourcing requirements based on policy and administrative considerations and research findings.]

(10) RES Compliance Plan. Each electric utility shall file an annual RES compliance plan with the commission, commencing in 2010. The plan shall be filed by February 1 of each year. The plan shall cover the current year and immediately following two (2) calendar years. The RES compliance plan shall include, at a minimum:

(A) A specific description of the electric utility's planned actions to comply with the RES;

(B) A list of executed contracts to purchase RECs (whether or not bundled with energy), including type of renewable energy resource, expected amount of energy to be delivered, and contract duration and terms;

(C) The projected total retail electric sales for each year;

(D) Any differences, as a result of RES compliance, from the utility's preferred resource plan as described in the most recent electric utility resource plan filed with the commission in accordance with 4 CSR 240-22, Electric Utility Resource Planning;

(E) A detailed analysis providing information necessary to verify

that the RES compliance plan is the least cost, prudent methodology to achieve compliance with the RES; and

(F) A detailed explanation of the calculation of the RES retail impact limit calculated in accordance with section (5) of this rule. This explanation should include the pertinent information for the three (3) years which are included in the RES compliance plan.

**(G) Verification that the source of RECs purchased by the utility to meet RES requirements did not cause undue adverse air, water or land use impacts pursuant to subsection 393.1030.4. RSMo, and Department rule 10 CSR 140-8.010.**

[Note: DNR reiterates this proposal from its original comment submission of 3-23-09.]