

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 15th day of
December, 2010.

Joint Application of Kansas City Power & Light)	
Company and KCP&L Greater Missouri)	
Operations Company for a Variance from the)	<u>File No. EE-2011-0119</u>
Provisions of 4 CSR 240-20.100(4)(H)(2))	
Related to Tariff Submission Dates)	

ORDER GRANTING VARIANCE

Issue Date: December 15, 2010

Effective Date: December 25, 2010

On October 29, 2010, Kansas City Power & Light Company (KCP&L) and KCP&L Greater Missouri Operations Company (KCP&L-GMO) filed a joint application asking the Commission to grant a variance from the Commission's renewable energy standards rule to allow them to delay filing a standard offer contract for the purchase of solar renewable energy credits for the 2011 compliance year beyond the November 1, 2010 submission date specified in the rule. The Commission established November 18 as the deadline for interested parties to respond to that application.

The Staff of the Commission and the Missouri Coalition for the Environment, d/b/a Renew Missouri filed separate responses on November 18. Staff's only objection to the application was that it did not indicate when the applicants would be prepared to file a standard offer contract. Renew Missouri also objected to the open-ended nature of KCP&L and KCP&L-GMO's application. Renew Missouri initially asked the Commission to deny the application for that reason, but on November 19, filed an amended response asking the

Commission to grant the variance application, but with a specific date when the applicants might file a standard offer contract.

The Commission directed KCP&L and KCP&L-GMO to reply to the responses filed by Staff and Renew Missouri. Those companies filed their reply on November 26. KCP&L and KCP&L-GMO responded to the criticism about the open-ended nature of their waiver request by asking the Commission to restrict the variance to allow the companies until November 1, 2011 to file a Standard Offer Contract tariff for compliance with the 2011 compliance year.

Commission rule 4 CSR 240-2.080(15) allows parties not more than ten days to respond to any pleading. More than ten days have passed, and no party has responded to KCP&L and KCP&L-GMO's amended application. Since no party opposes the modified request for variance, the Commission finds that request to be reasonable and will grant the requested variance.

THE COMMISSION ORDERS THAT:

1. Kansas City Power & Light Company and Kansas City Power & Light - Greater Missouri Operations Company are granted a variance from the requirements of 4 CSR 240-20.100(4)(H)(2) to permit them to delay the filing of tariff sheets detailing the provisions of a standard order contract for the purchase of solar renewable energy credits (S-RECs) for 2011 compliance until November 1, 2011.
2. This order shall become effective on December 25, 2010.

3. This file shall be closed on December 26, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Davis, Jarrett, Gunn, and Kenney, CC., concur;
Clayton, Chm., dissents

Woodruff, Chief Regulatory Law Judge