

**BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI**

In the Matter of Ameren Missouri’s Request for Approval of)
a Revised Net Metering Tariff and for Variances from Certain)
Provisions of 4 CSR 240-20.065 Regarding Net Metering) **File No. EE-2017-0235**

OFFICE OF THE PUBLIC COUNSEL’S RESPONSE

COMES NOW the Office of the Public Counsel (“OPC”) for its *Response* at the direction of the Commission, states as follows:

1. On March 13, 2017, Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) filed its *Request for Variances from Certain Provisions 4 CSR 240-20.065* (“Filing”). In its *Filing*, Ameren Missouri identified nine (9) specific instances where a variance is occurring, and submitted a document entitled Attachment A identifying where in the proposed tariff sheet variances were sought.

2. On March 14, 2017, the Commission ordered Staff and OPC to file a response not later than March 23, 2017.

3. In OPC’s review of the *Filing*, OPC sought supplemental documentation from Ameren Missouri regarding proposed changes to Sheet 88. While Ameren Missouri’s edits to Sheet 88 do not require a variance, OPC believes inclusion of the document will assist the Commission in identifying what changes are being proposed by the applicant. Appended hereto, find OPC Attachment A, as provided to OPC by Ameren Missouri.

4. Regarding Ameren Missouri’s proposed variance 7; OPC prefers option #7b. Option #7a may not achieve its purported goal of better effectuating the standard articulated in § 386.890, RSMo., and also identifies two terms, “similarly situated” and “bill components”, that may create questions as applied. As the variance requested by #7b has been authorized by a

prior Commission and previously put into effect by the company, OPC supports approval of variance #7b.

WHEREFORE, OPC raises no objection to the variances requested by Ameren Missouri, supports the adoption of the variance #7b, and submits its attachment for the Commission's consideration.

Respectfully submitted,

/s/ Hampton Williams

Hampton Williams
Acting Director, Office of Public Counsel
Missouri Bar No. 65633

Office of the Public Counsel
Post Office Box 2230
Jefferson City, MO 65102
(573) 751-5318 (Voice)
(573) 751-5562 (FAX)
Hampton.Williams@ded.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 23rd day of March 2017.

/s/ Hampton Williams

MO.P.S.C. SCHEDULE NO. 6 ~~3rd~~ 4th Revised SHEET NO. 88CANCELLING MO.P.S.C. SCHEDULE NO. 6 ~~2nd~~ 3rd Revised SHEET NO. 88APPLYING TO MISSOURI SERVICE AREARIDER SRSOLAR REBATEPURPOSE

The purpose of this Rider SR is to implement the solar rebate established through §393.1030 RSMo and to establish the terms, conditions and procedures which the Company will rely on in accepting rebate applications and authorizing rebate payments to eligible participants for a qualifying solar electric system.

AVAILABILITY

*The Company will not suspend payment of solar rebates in 2014 and beyond until the solar rebate payments reach an aggregate level of \$91.9 million (the "specified level") incurred subsequent to July 31, 2012 as defined in the Non-Unanimous Stipulation and Agreement approved by the Missouri Public Service Commission ("Commission") in File Number ET-2014-0085 ("Stipulation"). Solar rebate payments are anticipated to reach the specified level during 2014. The Company has filed with the Commission an application under the 60-day process as outlined in §393.1030.3 RSMo. to cease payments when the specified level is reached and all future calendar years, in accordance with the approved Stipulation, and the Commission has determined that the the maximum average retail rate increase, as specified in §393.1030.3 RSMo., will be reached when the specified level of payments has been made. Ameren Missouri solar rebate funds are no longer available for new applicants. However, if you submitted an application in December 2013 you are in the rebate commitment queue. Details concerning the current payment levels are posted on the Company's website at www.ameren.com.

All retail customers (customer) of Company are eligible for the solar rebate with the following limitations and conditions:

1. The customer must be an active account on the Company's system and in good payment standing.
2. The System must be permanently installed on the customer's premise.
3. The customer must declare the installed System will remain in place on the account holder's premise for ~~the duration of its useful life which shall be deemed to be~~ a minimum of ten (10) years.
4. The solar modules and inverters shall be new equipment and include a manufacturer's warranty of ten (10) years.
5. No retail electric account will be eligible for a solar rebate for more than twenty-five kilowatts (25 kW) of new or expanded capacity irrespective of the number of meters/service points associated with the account.
6. The System or expansion of an existing System must not become operational until after December 31, 2009 and must become operational on or before June 30, 2020.
7. The System shall meet all requirements of 4 CSR 240-20.065 and Company's Electric Power Purchases from Qualified Net Metering Units tariff.

DATE OF ISSUE May 23, 2014 January 27, 2016 DATE EFFECTIVE September 19, 2014 February 26, 2016ISSUED BY Michael Moehn President & CEO St. Louis, Missouri
NAME OF OFFICER TITLE ADDRESS

MO.P.S.C. SCHEDULE NO. 6 ~~3rd~~ 4th Revised SHEET NO. 88

CANCELLING MO.P.S.C. SCHEDULE NO. 6 ~~2nd~~ 3rd Revised SHEET NO. 88

APPLYING TO MISSOURI SERVICE AREA

8. The System must be situated in a location where a minimum of eighty-five percent (85%) of the solar resource is available to the System.

*Indicates Change

DATE OF ISSUE ~~May 23, 2014~~ January 27, 2016 DATE EFFECTIVE ~~September 19, 2014~~ February 26, 2016

ISSUED BY Michael Moehn President & CEO St. Louis, Missouri
NAME OF OFFICER TITLE ADDRESS

MO.P.S.C. SCHEDULE NO. <u>6</u>	2nd <u>3rd</u> Revised	SHEET NO. <u>88.1</u>
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CANCELLING MO.P.S.C. SCHEDULE NO. <u>6</u>	1st <u>2nd</u> Revised	SHEET NO. <u>88.1</u>
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APPLYING TO MISSOURI SERVICE AREA

RIDER SR

SOLAR REBATE (Cont'd.)

*AVAILABILITY (Cont'd.)

~~9. For a System of ten kilowatts (10 kW) and larger, the customer must execute an affidavit for Company's use in complying with §393.1030 RSMo. The affidavit can be obtained from Company's website www.ameren.com.~~

**DEFINITIONS

Application Requirements - All Net Metering Application and Solar Rebate Application information necessary to receive an approval from Company as defined on Company's website www.ameren.com provided to Company including but not limited to accurate account number, name and service address matching customer billing information, all of the Net Metering Application, all fields of Solar Rebate Application except the "System Installation Date," customer and developer signatures, System plans, specifications, warranties and wiring diagram.

Completion Requirements - All System installation and final documentation requirements as defined on Company's website www.ameren.com provided to Company including but not limited to the System installation date, all required signatures, approval of the local inspection authority having jurisdiction (if applicable), copies of detailed receipts and invoices, System photo(s), taxpayer information form and affidavit (if applicable).

Net Metering Application - Section A. through Section D. of a "Interconnection Application/Agreement for Net Metering Systems with a Capacity of 100 kW or Less" which can be obtained from Company's website www.ameren.com.

Operational Date - The date that the Company installs a bi-directional meter and permits parallel operation of the System with Company's electrical distribution system in accordance with Company's "Electric Power Purchases From Qualified Net Metering Units" tariff.

Qualification Date - The date that determines a customer's relative position in the Reservation Queue.

Rebate Commitment - Company's written communication to customer, by letter or email, confirming that solar rebate funding is available for a Solar Rebate Application submitted by customer.

Reservation Queue - The list of all complete Net Metering Applications that have been received by Company which have not expired and have not been paid a Solar Rebate.

Solar Rebate Application - Sections H. and I. of a "Interconnection Application/Agreement for Net Metering Systems with a Capacity of 100 kW or Less" which can be obtained from Company's website www.ameren.com.

System - Qualifying solar electric system

*Indicates Reissue

*Indicates Addition

DATE OF ISSUE January 27, 2016 ~~November 26, 2013~~ DATE EFFECTIVE _____

ISSUED BY Michael Moehn ~~Warner L. Baxter~~ President & CEO St. Louis, Missouri
 NAME OF OFFICER ADDRESS

TITLE

MO.P.S.C. SCHEDULE NO. 6 1st Revised SHEET NO. 88.2

CANCELLING MO.P.S.C. SCHEDULE NO. 6 Original SHEET NO. 88.2

APPLYING TO MISSOURI SERVICE AREA

RIDER SR

SOLAR REBATE (Cont'd.)

***REBATE RATE SCHEDULE**

Subject to the Availability provisions of this Rider SR, complete and accurate Solar Rebate Applications received by Company or postmarked on or before December 31st of any year, and for which the System becomes operational on or before June 30th of the following year, will be eligible for a solar rebate according to the following schedule:

<u>Application Received</u> <u>on or before December</u> <u>31st of the year</u>	<u>Operational Status</u> <u>Achieved on or before</u> <u>June 30th of the year</u>	<u>Rebate Rate per Watt</u>
2013	2014	\$2.00
2014	2015	\$1.50
2015	2016	\$1.00
2016	2017	\$0.50
2017	2018	\$0.50
2018	2019	\$0.50
2019	2020	\$0.25

If a customer has satisfied all of the System Completion Requirements by June 30th, of indicated years, but the Company is not able to complete all of the Company's steps needed to establish an Operational Date on or before June 30th, the Rebate Rate will be determined as though the Operational Date was June 30th. If it is subsequently determined that the customer or the System did not satisfy all Completion Requirements required of the customer on or before June 30th, the rebate rate will be determined based on the Operational Date.

****RESERVATION QUEUE**

Company will establish a Reservation Queue for solar rebate payments based on System Qualification Dates. A customer, and their developer, whose Net Metering Application and Solar Rebate Application are approved will be notified in writing, by letter or email that either:

1. Solar rebate funds have been committed for their System, subject to the Qualification Date not changing and the commitment not expiring, or
2. Solar rebate funds cannot be guaranteed for their System

At least twice monthly, Company will notify in writing, by letter or email, those customers and their developers that did not receive a Rebate Commitment but for which a Rebate Commitment is now being made as a result of other Systems that have dropped out of the Reservation Queue. Details concerning the Reservation Queue are posted on the Company website at www.ameren.com.

*Indicates Change

**Indicates Addition

DATE OF ISSUE November 26, 2013 DATE EFFECTIVE December 22, 2013

ISSUED BY Warner L. Baxter President & CEO St. Louis, Missouri
NAME OF OFFICER TITLE ADDRESS

MO.P.S.C. SCHEDULE NO. <u>6</u>	2nd-3rd Revised	SHEET NO. <u>88.3</u>
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CANCELLING MO.P.S.C. SCHEDULE NO. <u>6</u>	1st-2nd Revised	SHEET NO. <u>88.3</u>
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APPLYING TO MISSOURI SERVICE AREA

RIDER SR

SOLAR REBATE (Cont'd.)

***QUALIFICATION DATE AND REBATE COMMITMENT**

The Qualification Date will be the date Company receives a Net Metering Application and Solar Rebate Application, or the date that is postmarked if delivered by the U.S. Postal Service, that satisfy the Application Requirements and are subsequently approved by Company.

Company will only make a Rebate Commitment to a customer that has a Qualification Date and the customer, and their developer, will be notified in writing, by letter or email, of any deficiencies in the Application Requirements that will prevent a Rebate Commitment by Company.

Company's Rebate Commitment to a customer will expire if:

- ~~1. The System has not attained an Operational Date within six (6) months of the Rebate Commitment date and the Company has not granted a six (6) month extension of the Rebate Commitment based upon the customer's submission of a report of substantial progress requesting the extension which includes proof of purchase of the major System components, demonstration of partial System construction and building permit (if required), or~~
- ~~2-1.~~ 1. The System has not attained an Operational Date within twelve (12) months of the Rebate Commitment date, or
- ~~3-2.~~ 2. The System is not constructed in accordance with the design submitted by the customer and approved by Company, thereby causing the Net Metering Application to become invalid.

If a customer has satisfied all of the Completion Requirements but the Company is not able to complete all of the Company's steps needed to establish an Operational Date by the expiration of the Rebate Commitment, the Rebate Rate will be determined as though the Operational Date was achieved prior to the expiration. If it is subsequently determined that the customer or the System did not satisfy all Completion Requirements required of the customer on or before the expiration date, the Rebate Commitment will expire and no payment will be made.

*Indicates Change

DATE OF ISSUE January 27, 2016 ~~January 27, 2014~~

DATE EFFECTIVE February 26, 2016

ISSUED BY Michael Moehn ~~Warner L. Baxter~~

~~President & CEO~~ St. Louis,

NAME OF OFFICER

TITLE

ADDRESS

MO.P.S.C. SCHEDULE NO. 6 1st Revised~~Original~~ SHEET NO. 88.4CANCELLING MO.P.S.C. SCHEDULE NO. 6- Original SHEET NO. 88.4APPLYING TO MISSOURI SERVICE AREARIDER SRSOLAR REBATE (Cont'd.)*REBATE PAYMENT

The amount of the rebate will be the combined direct current (DC) rating of the solar module(s) in watts from the manufacturer's specification sheet(s) for the new System or the current expansion of an existing System multiplied by the rebate rate as determined by the Rebate Rate Schedule provisions of this Rider SR.

A rebate payment will be made within thirty (30) days of the Operational Date ~~provided that not be issued until:~~

1. A complete and accurate Solar Rebate Application has been accepted by Company and a Rebate Commitment made by Company, and
2. Customer has satisfied all Completion Requirements, and
3. An "Interconnection Application/Agreement for Net Metering Systems with a Capacity of 100 kW or Less" has been executed by the customer and Company. and
- ~~4. The System is operational.~~

*SOLAR RENEWABLE ENERGY CREDITS (SREC'S)

On and after August 28, 2013, as a condition of receiving a solar rebate, customer shall transfer to Company all right, title and interest in and to the solar renewable energy credits ("SRECs") associated with the new or expanded System that qualified customer for the solar rebate for a period of ten (10) years from the date Company confirmed that the System was installed and operational.

Rebate payments made by Company prior to August 28, 2013, do not entitle Company to any right, title and interest in the SRECs produced by the portion of the System for which the rebate payment was made.

SRECs produced by the System, for which a rebate is received, cannot be sold or promised for sale to any other party by customer or used by customer for any environmental or "green" program for a period of ten (10) years from the date Company confirmed that the System was installed and operational.

The number of SRECs produced annually will be determined by Company using PVWatts software developed by the U.S. Department of Energy (DOE) with the result rounded to the tenths digit.

*Indicates Change

DATE OF ISSUE January 27, 2016~~November 26, 2013~~ DATE EFFECTIVE _____ISSUED BY Michael Moehn~~Warner L. Baxter~~ President & CEO St. Louis, Missouri
NAME OF OFFICER TITLE ADDRESS