

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 11th day of
January, 2012.

In the Matter of Ameren Missouri's Request for a)
Waiver Regarding its Renewable Energy Standard)
Compliance) **File No. EO-2012-0150**

ORDER GRANTING WAIVER

Issue Date: January 11, 2012

Effective Date: January 21, 2012

Background

Commission rule 4 CSR 240-20.100(7)(A)1.I requires electric companies to submit the following information about the sources from which those companies obtain renewable energy credits(RECs):

- (I) Name, address, and owner of the facility;
- (II) An affidavit from the owner of the facility certifying that the energy was derived from an eligible renewable energy technology and that the renewable attributes of the energy have not been used to meet the requirements of any other local or state mandate;
- (III) The renewable energy technology utilized at the facility;
- (IV) The dates and amounts of all payment from the electric utility to the owner of the facility; and
- (V) All meter readings used for calculation of the payments referenced in part (IV) of this paragraph;

This information is to be provided in an annual compliance report filed by April 15.

Under certain circumstances, Ameren seeks a waiver from having to supply this information in its report and posits that such waiver will not frustrate the purpose of the rule. Commission rule 4 CSR 240-20.100(10) states that upon application, and notice providing an opportunity for hearing, the Commission may grant a waiver for good cause.

Ameren's Request

On November 14, 2011, Union Electric Company d/b/a Ameren Missouri filed a request for a waiver from a portion of the Commission's Renewable Energy Standard rules; specifically, Commission rule 4 CSR 240-20.100(7)(A)1.I. Ameren seeks a waiver from the rule for two types of REC purchases: purchases from the company's customers and from aggregators lawfully registered in another renewable energy registry.

With regard to Ameren's customers, the company states that the customer provides much of the above information to the company when contracting to sell RECs to the company. Ameren adds that the information is available to the Staff of the Commission upon request and that there is no harm in granting the requested waiver.

Second, Ameren also purchases credits from aggregators who obtain the credits from various sources. Because aggregators purchase the credits on Ameren's behalf, Ameren does not hold the information required by the Commission's rule. But, Ameren assures the Commission that the purchases are legitimate because they are registered through the Western Renewable Energy Generation Information System (WREGIS). In its request, Ameren sets out the validity of the WREGIS.

Staff's Recommendation

The Staff of the Commission filed its Recommendation on December 15, 2011. Staff states that there is good cause to grant the waiver because the information provided by Ameren's customers is available to Staff. And, the RECs that Ameren purchases from aggregators are registered in the WREGIS, which is then transferred into Missouri's REC tracking system.

Staff points out that the rule is in place to maintain the integrity of the RECs that are created by the generation of energy at facilities over which the utility has no control. The

information gathered from customers when contracting with the utility is extensive and Staff has access to that information. Also, with regard to RECs purchased by aggregators, the information required by the WREGIS is similar to that required by Missouri's tracking system and thus, the intent of the Commission's rule is served.

Decision

As required by Commission rule 4 CSR 240-20.100(10), the Commission issued notice of this application and set a date for intervention, providing an opportunity for a hearing. There were no requests to intervene and no party requested a hearing. The Commission has reviewed Ameren's request and Staff's Memorandum and Recommendation. The Commission finds that because the integrity of the sources of the RECs is otherwise protected, there is good cause to grant the requested waiver.

THE COMMISSION ORDERS THAT:

1. Union Electric Company d/b/a Ameren Missouri's request for waiver of Commission rule 4 CSR 240-20.100(7)(A)1.I is granted.
2. This order shall become effective on January 21, 2012.
3. This case shall be closed on January 22, 2012.

(S E A L)

Gunn, Chm., Jarrett, Kenney,
and Stoll, CC., concur.
Davis, C., abstains.

Jones, Senior Regulatory Law Judge

BY THE COMMISSION



Steven C. Reed
Secretary