

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 19th day of
December, 2012.

In the Matter of the Resource Plan of
Kansas City Power & Light Company

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File No. EO-2012-0323

ORDER REGARDING 2012 INTEGRATED RESOURCE PLAN

Issue Date: December 19, 2012

Effective Date: December 31, 2012

On April 9, 2012, Kansas City Power & Light Company ("KCP&L") filed with the Missouri Public Service Commission ("Commission") its 2012 Integrated Resource Plan (IRP), which is required by the Commission's Electric Utility Resource Planning rule, 4 CSR 240-22. On September 6, 2012, the Staff of the Commission, the Office of the Public Counsel (OPC), the Missouri Department of Natural Resources (MDNR), the Sierra Club, and the Natural Resources Defense Council (NRDC) submitted reports identifying a total of seventy-six (76) concerns and alleged deficiencies regarding the IRP. Commission Rule 4 CSR 240-22.080(9) requires parties who find deficiencies in or concerns with an IRP to work with the electric utility and the other parties to reach a joint agreement on a plan to remedy the identified deficiencies and concerns.

On November 19, 2012, KCP&L and the parties who submitted reports alleging deficiencies and concerns (collectively, the "Signatories") filed a *Joint Filing*, which proposed a remedy to fifty-one (51) of the alleged deficiencies and concerns. The majority of the remedies involve providing additional information as part of KCP&L's 2013 annual update report to be filed prior to the 2013 annual update workshop on or around April 1,

2013. The *Joint Filing* also identified twenty-five (25) alleged deficiencies and concerns that remain unresolved, as follows: Staff- 2 deficiencies; OPC- 3 deficiencies; MDNR- 2 deficiencies, 1 concern; NRDC- 6 deficiencies; Sierra Club- 11 deficiencies/concerns.

The Commission's rules outline the procedure for the IRP process. There are no requirements for a hearing on these filings. Consequently, this is a non-contested case, and the Commission may dispose of this matter informally at its discretion. Commission Rule 4 CSR 240-22.080(16) requires that:

The commission will issue an order which contains its findings regarding at least one (1) of the following options:

(A) That the electric utility's filing pursuant to this rule either does or does not demonstrate compliance with the requirements of this chapter, and that the utility's resource acquisition strategy either does or does not meet the requirements stated in 4 CSR 240-22.

(B) That the commission approves or disapproves the joint filing on the remedies to the plan deficiencies or concerns developed pursuant to section (9) of this rule;

(C) That the commission understands that full agreement on remedying deficiencies or concerns is not reached and pursuant to section (10) of this rule, the commission will issue an order which indicates on what items, if any, a hearing(s) will be held and which establishes a procedural schedule; and

(D) That the commission establishes a procedural schedule for filings and a hearing(s), if necessary, to remedy deficiencies or concerns as specified by the commission

The Commission acknowledges the considerable effort expended by the Signatories in resolving the majority of the alleged deficiencies and concerns. After considering the remedies agreed to by the Signatories, the Commission finds the proposed remedies reasonable and will approve them pursuant to Commission Rule 4 CSR 240-22.080(16)(B). Since KCP&L will be revising a substantial portion of the IRP in its 2013 annual update report as part of the proposed remedies, the Commission concludes it would be premature

to make a determination now on whether the IRP complies with Chapter 22 of the Commission rules or to schedule a hearing at this time on the unresolved deficiencies and concerns alleged by the parties. Rather, given the continuous nature of the IRP filings, the Commission will require KCP&L to address these unresolved deficiencies and concerns in its 2013 annual update report.

THE COMMISSION ORDERS THAT:

1. The Commission approves the remedies to the alleged IRP deficiencies and concerns proposed in the *Joint Filing*, which were developed by the Signatories pursuant to Commission Rule 4 CSR 240-22.080(9).
2. Kansas City Power & Light Company shall address the twenty-five (25) alleged deficiencies and concerns identified as unresolved in the *Joint Filing* in its 2013 annual update report.
3. This order shall become effective on December 31, 2012.
4. This file shall be closed on January 1, 2013.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Gunn, Chm., Jarrett, Kenney,
and Stoll, CC., concur.

Bushmann, Regulatory Law Judge