

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

In the Matter of the Consideration of Adoption     )  
Of the PURPA Section 111(d)(11) Net Metering     )     Case No. EO-2006-0493  
Standard as Required by Section 1251 of the     )  
Energy Policy Act of 2005     )

**RESPONSE OF KANSAS CITY POWER & LIGHT COMPANY  
TO QUESTIONS POSED IN THE COMMISSION’S AUGUST 17, 2006 ORDER**

Pursuant to 4 CSR 240-2.080 and the order issued by the Missouri Public Service Commission (“Commission”) on August 17, 2006 in the above-captioned proceeding, Kansas City Power & Light Company (“KCPL”) hereby provides its responses to the three questions the Commission posed in its August 17 order. In support thereof, KCPL states as follows:

1. In compliance with the Energy Policy Act of 2005 (the “Act”), the Commission established this case to consider the implementation of certain standards under the Public Utility Regulatory Policies Act (“PURPA”).

2. In the order issued by the Commission in this proceeding on August 17, 2006, the Commission posed three questions:

a) Can this case be closed based on “prior state actions” as provided in Section 1251(b)(3) of the Act [16 U.S.C. 2622(d)], and why or why not?

b) Can this case be consolidated with any, some or all of the following cases—EO-2006-0494, EO-2006-0495, EO-2006-0496 and EO-2006-0497—because the issues addressed in one or more of these cases are similar, and why or why not?

c) What type of proceeding (e.g., rulemaking, rate case implementation, etc.) should the Commission use to address the issues in this case in order to meet the Public Utility Regulatory Policies Act of 1978 (“PURPA”) Section 111(a) and 111(b) “consideration and determination” requirements [16 U.S.C. 2621(a), 2621(b)], and why?

3. The Commission directed the parties to this case to submit a response to the questions quoted above by no later than September 15, 2006.

4. In response to question (a), KCPL believes that this proceeding can be closed based on prior state actions. As required by Section 1251(b)(3) of the Act, KCPL believes that the Commission has adequately considered and implemented net metering standards through its promulgation of 4 CSR 240-20.065 (Net Metering).

5. In response to question (b), although KCPL believes that this case can be closed based on prior state actions, if the Commission determines that it is necessary to continue the proceeding, it could readily be consolidated with Case No. EO-2006-0497 (Interconnection). Both cases pertain to matters the Commission addressed in 4 CSR 240-20. KCPL would note, however, the different deadlines imposed by the Act for the Commission to complete its consideration. The Commission has three years to complete its consideration in this case and two years in Case No. EO-2006-0497 (Interconnection). KCPL believes that this difference should not present any difficulties.

6. In response to question (c), although KCPL believes that this case can be closed based on prior state actions, if the Commission determines that it is necessary to continue the proceeding, KCPL believes that the Commission should undertake a notice and comment rulemaking proceeding.

**WHEREFORE**, KCPL respectfully provides its response to the three questions posed by the Commission in its August 17, 2006 order in the above-captioned matter.

Respectfully submitted,

/s/ ***Curtis D. Blanc***

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**Counsel for Kansas City Power & Light Company**

Dated: September 15, 2006

## **CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered, emailed or mailed, postage prepaid, this 15th day of September, 2006, to:

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