

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 5<sup>th</sup> day of August, 2015.

In the Matter of Ameren Missouri's Submission  
of its 2015-2017 RES Compliance Plan and its  
2014 Compliance Report

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**File No. EO-2015-0267**

**ORDER AND NOTICE REGARDING  
2015 RES COMPLIANCE PLAN AND REPORT**

Issue Date: August 5, 2015

Effective Date: August 15, 2015

On April 15, 2015, Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri") filed its Renewable Energy Standard Compliance Report for 2014 and its Plan for 2015-2017 ("Report and Plan"), as it was required to do by Commission Rule 4 CSR 240-20.100(7). The Commission's rule requires the Staff of the Commission to review the utility's compliance report and plan and to file a report about its review within 45 days.<sup>1</sup>

Staff filed a report on the Plan on May 29. Staff reported no deficiencies in the Report and Plan, except for an incorrect calculation of Solar Renewable Energy Credits.

The Commission's rule also allows Public Counsel and other interested persons or entities to file comments regarding Ameren Missouri's Report and Plan.<sup>2</sup> The Office of Public Counsel, the Division of Energy, Renew Missouri, United for Missouri, and Fred Sauer filed comments critical of the Report and Plan.

The Commission's regulation does not specify what, if any, action the Commission is to take regarding Ameren Missouri's Plan and any alleged deficiencies in that report and

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<sup>1</sup> 4 CSR 240-20.100(7)(D).

<sup>2</sup> 4 CSR 240-20.100(7)(E).

plan, except to allow the Commission to “establish a procedural schedule if necessary”.<sup>3</sup> After considering the submitted comments, with one exception, the Commission concludes that no further order from the Commission is appropriate at this time.

The one exception the Commission will make is in regards to a variance that Ameren Missouri and Staff have agreed upon. Staff discovered that Ameren Missouri has not met the minimum requirements for compliance in 2014 by failing to meet the statutory S-REC retirement requirements. Therefore, Staff recommends that Ameren Missouri obtain a waiver to retire S-RECs for 2014 compliance outside of the statutorily designated time frame.

Ameren Missouri states that it inadvertently retired thirty-one S-RECs that it did not actually have title to and thus could not retire. Ameren Missouri proposes to remedy this situation by retiring additional S-RECs to satisfy its 2014 RES obligation. To do so, Ameren Missouri requests the Commission to grant it a variance from 4 CSR 240-20.100(3)(J) because the regulation requires all RECs to be retired no later than March 31 of the year following the calendar year for which compliance is being achieved to be able to designate those retired RECs to count towards the requirements of that previous calendar year.

Commission Rule 4 CSR 240-20.100(10) allows the Commission to grant a variance of a provision of its RES rule upon good cause show. The Commission finds good cause to grant Ameren Missouri a variance of Commission Rule 4 CSR 240-20.100(3)(J).

If the organizations that submitted comments, or anyone else, want to further pursue their contention that Ameren Missouri has failed to comply with the requirements of the renewable energy statute or the Commission’s implementing regulations, they may do so

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<sup>3</sup> 4 CSR 240-20.100(7)(F).

by filing a complaint pursuant to Commission Rule 4 CSR 240-20.100(8)(A) and the statutes and regulations governing complaints before the Commission.

**THE COMMISSION ORDERS THAT:**

1. Commission Rule 4 CSR 24020.100(3)(J) is waived.
2. This order shall be effective on August 15, 2015.
3. This file shall be closed on August 16, 2015.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

R. Kenney, Chm., Stoll, W. Kenney,  
Hall, and Rupp, CC., concur.

Pridgin, Deputy Chief Regulatory Law Judge