

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 28<sup>th</sup> day of  
August, 2018.

In the Matter of the Compliance of The Empire District )  
Electric Company with Certain Requirements ) **File No. EO-2019-0046**  
Related to SB 564 and Related Matters )

**ORDER OPENING A CASE AND DIRECTING FILINGS**

Issue Date: August 28, 2018

Effective Date: August 28, 2018

On August 16, 2018, the Commission's Staff filed a motion asking the Commission to open this case to address the compliance of The Empire District Electric Company (Empire) with certain requirements of Senate Bill 564, which was passed during the last legislative session, and which has been codified at section 393.1400, RSMo. Subsection 393.1400.5, RSMo, allows Empire to file notice of its election to defer certain depreciation expenses and return associated with certain plant-in-service to a regulatory asset for future recovery. Staff's motion asks that if Empire chooses to file such notice, it be directed to do so in this case. Further, if Empire chooses to make that election, it must file a five-year capital investment plan as required by subsection 393.1400.4. Staff asks that Empire be directed to file such plans and associated reports in this case. The Commission will order Empire to comply with Staff's requests.

**THE COMMISSION ORDERS THAT:**

1. The Empire District Electric Company is made a party to this case.

2. If The Empire District Electric Company chooses to file notice of its election to defer certain depreciation expenses and return associated with certain plant-in-service to a regulatory asset for future recovery as permitted by subsection 393.1400.5, RSMo, it shall file that notice in this case.

3. If The Empire District Electric Company chooses to make that election and consequently must file a five-year capital investment plan as required by subsection 393.1400.4, RSMo, it shall file such plans and associated reports in this case.

4. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Hall, Chm., Kenney, Rupp, Coleman, and  
Silvey, CC., concur.

Woodruff, Chief Regulatory Law Judge,

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS** my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 28<sup>th</sup> day of August 2018.



  
Morris L. Woodruff  
Secretary

**MISSOURI PUBLIC SERVICE COMMISSION**

**August 28, 2018**

**File/Case No. EO-2019-0046**

**Missouri Public Service  
Commission**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

*Sincerely,*



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.