

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

In the Matter of the 2022 Triennial Compliance)
Filing Pursuant to 20 CSR 4240-22 by The) **File No. EO-2021-0331**
Empire District Electric Company d/b/a Liberty)

DIVISION OF ENERGY APPLICATION TO INTERVENE

COMES NOW the Missouri Department of Natural Resources – Division of Energy (DE) and, pursuant to Missouri Public Service Commission (Commission) Rule 20 CSR 4240-2.075, respectfully requests that the Commission grant intervention to DE in the above-styled matter. For its Motion to Intervene, DE states as follows:

1. On April 1, 2021, The Empire District Electric Company d/b/a Liberty (Liberty) filed an Application for Variances for its 2022 Triennial Compliance Filings, creating this docket, EO-2021-0331.

2. On April 5, 2021, the Commission issued its Order for notice, intervention deadline, response, and directing a Staff Recommendation (Order for Notice and Intervention). That Order for Notice and Intervention set an April 26, 2021 deadline.

3. On April 1, 2022, Liberty-Empire filed its 2022 triennial integrated resource plan (IRP) pursuant to Commission rules 20 CSR 4240-22.010 through 20 CSR 4240-22.080.

4. DE is a division of the state agency the Department of Natural Resources, vested with the powers and duties set forth in § 620.035 RSMo. DE’s interests are different than those of the general public, as illustrated by its statutory authority to: (1) plan for future energy needs and energy resource development; (2) monitor and analyze all federal, state, local and voluntarily disclosed private sector energy research projects and voluntarily disclosed private sector energy related data and information concerning supply and consumption; (3) develop, promote, administer

and monitor energy conservation programs; (4) consult and cooperate with all state and federal governmental agencies, departments, boards and commissions and all other interested agencies and institutions, governmental and nongovernmental, public and private, on matters of energy research and development, management, conservation and distribution; and (5) analyze the potential for increased use of diverse energy sources, energy efficient technologies, and other energy alternatives and make recommendations for the expanded use of such alternate energy sources and technologies.

5. DE's Missouri State Energy Planning (MoSEP) process includes a workgroup evaluating future electric vehicle infrastructure. DE will also be in part responsible for implementing certain Bipartisan Infrastructure Law programs in Missouri. The above-captioned matter affects these interests.

6. There is good cause for DE's intervention in that with the passage of the Bipartisan Infrastructure Law in late 2021, coupled with DE's anticipated associated responsibilities, makes the timing of intervention now more relevant than after the initial filing in April 2021. Granting intervention to a party that represents the above issues serves the public's interest.

7. DE takes no position on the specific issues, and seeks intervention to represent the above interests. DE may develop positions on specific issues as this case proceeds.

8. DE has reviewed the docket and, as of the date of this motion, accepts the record established in this matter, including agreements memorialized and filed in the docket, and the requirements of the Commission's orders.

9. Communications, correspondence, orders and decision in this matter should be addressed to the undersigned.

WHEREFORE, the Division of Energy respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

/s/ Jacob Westen

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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been emailed to the certified service list this 22nd day of April 2022.

/s/ Jacob Westen