

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public
Service Commission held at its
office in Jefferson City on the
24th day of February 2010.

Application Of)	<u>File No. EU-2010-0194</u>
Kansas City Power & Light Company and)	Tracking Nos.
KCP&L Greater Missouri Operations Company)	JE-2010-0430 and
for An Accounting Authority Order)	JE-2010-0431

ORDER APPROVING TARIFFS

Issue Date: February 24, 2010

Effective Date: February 26, 2010

The Missouri Public Service Commission is approving the pending tariff sheets (“tariffs”).

The tariffs propose a method or form of keeping a system of accounts, which is within the Commission’s authority to prescribe,¹ for the solar rebate program.² That program is one of the matters known as Propositions C. Proposition C is also the subject of an application for an accounting authority, filed with the tariffs, but the parties ask the Commission to rule separately on the application.

Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company (“applicants”) filed the tariffs³ with effective dates of January 28, 2010. The Commission suspended the tariffs.⁴ The suspension of the tariffs initiated a contested case.⁵ A contested case decision need not include conclusions of law and separately stated

¹ Section 393.140(4) and (8), RSMo 2000. Those provisions provide the right to six months’ notice of changes in accounting requirements, but the tariffs’ effective dates are earlier.

² Section 393.1030.3, RSMo Supp. 2009.

³ December 29, 2010,

⁴ Order issued January 6, 2010.

⁵ Section 393.150.1, RSMo 2000.

findings of fact if a stipulation, consent order or agreed settlement dispose of the action.⁶ Such is the posture of this action for the following reasons.

In the suspension order, the Commission set a deadline⁷ for applications to intervene. The only application to intervene was from the Department of Natural Resources (“DNR”).⁸ In that motion to intervene, DNR states that it does not oppose the tariffs. The Commission’s staff (“Staff”) filed its recommendation⁹ in favor of the tariffs. The Commission’s regulation provides ten days to respond to the recommendation.¹⁰ The Commission received no response.

Therefore, the Commission concludes that the parties consent to an order in accordance with Staff’s recommendation. Also, on review of the tariffs and the parties’ filings, the Commission independently concludes that the tariffs establish appropriate methods and forms of accounting for the solar rebate program. For those reasons, the Commission will approve the tariffs.

THE COMMISSION ORDERS THAT:

1. The proposed tariff sheets, issued and filed on December 29, 2009, by Kansas City Power & Light Company under Tariff Tracking No. JE-2010-0430, are approved. The specific tariff sheets approved are:

**P.S.C. MO. No. 7
Original Sheet No. 46,
Original Sheet No. 46A, and
Eighth Revised Sheet No. TOC-1, canceling Seventh Revised Sheet No. TOC-1.**

⁶ Section 536.090, RSMo 2000.

⁷ January 21, 2010.

⁸ Granted by order issued on February 3, 2010.

⁹ February 8, 2010.

¹⁰ 4 CSR 240.080(15); 4 CSR 240-2.010(13).

2. The proposed tariff sheets, issued and filed on December 29, 2009, by KCP&L Greater Missouri Operations Company under Tariff Tracking No. JE-2010-0431, are approved. The specific tariff sheets approved are:

P.S.C. MO. No. 1
Original Sheet No. R-62.19,
Original Sheet R-62.20, and
Ninth Revised Sheet No. R-3, canceling Eighth Revised Sheet No. R-3.

3. This order shall become effective on February 26, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,
Gunn, and Kenney, CC., concur.

Jordan, Regulatory Law Judge