

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 29th day  
of April, 2009.

In the Matter of Application of Kansas City Power	)	
& Light Company for Approval of the Accrual and	)	<b><u>File No. EO-2009-0072</u></b>
Funding of Wolf Creek Generating Station	)	
Decommissioning Costs at Current Levels.	)	

**ORDER APPROVING STIPULATION AND AGREEMENT**

Issue Date: April 29, 2009

Effective Date: May 9, 2009

This order approves the Unanimous Stipulation and Agreement between the Kansas City Power & Light Company, the Staff of the Commission, and the Office of the Public Counsel regarding KCP&L's funding for the decommissioning of its Wolf Creek Generating Station.

Commission rule 4 CSR 240-3.185 (3) states, in part, that:

On or before September 1, 1990, and every three years after that, utilities with decommissioning trust funds shall perform and file with the commission cost studies detailing the utilities' latest cost estimates for decommissioning their nuclear generating unit(s) along with the funding levels necessary to defray these decommissioning costs. These studies shall be filed along with appropriate tariff(s) effectuating the change in rates necessary to accomplish the funding required.

On August 29, 2008, KCP&L filed an application pertaining to Wolf Creek requesting that the Commission: (a) find that the 2008 Study satisfies the requirements of 4 CSR 240-3.185(3); (b) approve the 2008 decommissioning cost estimate of \$593,542,000; (c) approve the continuation of the annual accrual at the current level of

\$1,281,264; and (d) find that the Wolf Creek decommissioning costs are included in KCP&L's current cost of service and are reflected in current rates for ratemaking purposes.

The Commission issued notice of the application, and allowed interested entities the opportunity to intervene. No applications to intervene were filed.

The Office of the Public Counsel, Staff, and KCP&L (collectively referred to as “the parties”) filed a Unanimous Stipulation and Agreement on April 7, 2009. The parties requested that the Commission:

- Approve the Unanimous Stipulation and Agreement;
- Find that KCP&L's 2008 Cost Study satisfies the requirements of 4 CSR 240-3.185(3);
- Find that KCP&L shall continue its Missouri retail jurisdiction expense accruals and trust fund payments at the current level of \$1,281,264 without any change in its Missouri retail jurisdictional rates;
- Find that the annual decommissioning costs are included in KCP&L's cost of service and reflected in its current rates for ratemaking purposes;
- Authorize KCP&L to continue to record and preserve Wolf Creek asset retirement obligation costs, as agreed by the parties and authorized by the Commission in Case No. EU-2004-0294; and
- Direct that future quarterly reports required by 4 CSR 240-3.185(1), future annual reports required by 4 CSR 240-3.185(2), and the quarterly Nuclear Decommissioning Trust Fund Performance Report be filed in the Electronic Filing and Information System (EFIS) in a non-case related repository under the category “Nuclear Plant Decommissioning Reports” rather than being filed under the current case number.

The Commission has considered the verified application, the August 2008 Decommissioning Cost Analysis for the Wolf Creek Generating Station attached to the application, and the Unanimous Stipulation and Agreement. The Commission determines that the Unanimous Stipulation and Agreement should be approved. In doing so, the Commission finds that KCP&L's 2008 Cost Study satisfies the requirements of 4 CSR

240-3.185(3). In addition, the Commission finds that KCP&L's retail jurisdiction annual decommissioning expense accruals and trust fund payments shall continue at the current level of \$1,281,264. The Commission also finds that the current decommissioning costs for Wolf Creek are included in KCP&L's current cost of service and are reflected in its current rates for ratemaking purposes.

**THE COMMISSION ORDERS THAT:**

1. The Unanimous Stipulation and Agreement filed by the Kansas City Power & Light Company, the Staff of the Missouri Public Service Commission, and the Office of the Public Counsel on April 7, 2009, is approved.
2. The parties shall comply with the terms of the Unanimous Stipulation and Agreement.
3. Kansas City Power & Light Company's retail jurisdiction annual decommissioning expense accruals and trust fund payments shall continue at the current level of \$1,281,264.
4. The current decommissioning costs for Wolf Creek are included in Kansas City Power & Light Company's current cost of service and are reflected in its current rates for ratemaking purposes.
5. Kansas City Power & Light Company is authorized to continue to record and preserve Wolf Creek asset retirement obligation costs, as agreed by the Commission Staff, the Office of the Public Counsel, and the company and authorized by the Commission in Case No. EU-2004-0294.
6. Notwithstanding any other requirements of the Commission's rules to the contrary, future quarterly reports required by 4 CSR 240-3.185(1), future annual reports

required by 4 CSR 240-3.185(2), and the quarterly Nuclear Decommissioning Trust Fund Performance Report shall be submitted to the Commission's Electronic Filing and Information System (EFIS) in a non-case related repository under the category "Nuclear Plant Decommissioning Reports" rather than being filed under the current case number.

7. This order shall become effective on May 9, 2009.
8. This file shall be closed on May 10, 2009.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

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

Dippell, Deputy Chief Regulatory Law Judge