

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

In the Matter of the Application	)	
of Union Electric Company	)	<b><u>Case No. ET-2016-0246</u></b>
d/b/a Ameren Missouri for Approval	)	Tracking No. YE-2017-0030
of a Tariff Setting a Rate for	)	
Electric Vehicle Charging Stations	)	

**MOTION OF THE PUBLIC COUNSEL  
TO REJECT OR SUSPEND TARIFF FILING  
AND ORDER CONTESTED CASE PROCEEDINGS**

**COMES NOW** the Office of the Public Counsel (“Public Counsel”) in response to Staff’s Recommendation and pursuant to Commission Rule 4 CSR 240-2.065(3) states:

1. On August 15, 2016, Union Electric Company d/b/a Ameren Missouri (“Ameren”) filed its Application for Approval of Tariff Authorizing a Pilot Program for Electric Vehicle (“EV”) Charging Stations.

2. On September 28, 2016, in response to the Commission’s Order, Staff and numerous other Parties filed recommendations in the case. Staff also filed a Memorandum in support of its recommendation.

3. Public Counsel supports Staff’s Recommendation that the Commission “only approve Ameren Missouri’s proposed tariff sheets as they are currently filed on the condition that all revenues, expenses and investments associated with the program are recorded below-the-line in order to hold ratepayers harmless.” Staff Rec. at para. 4.

4. Staff’s recommendation includes the finding that the charging stations are designed to serve the general public: “Although, the stations are located in Ameren Missouri’s

service territory any person owning or operating an electric vehicle can use the charging stations.” Staff Memo Appx. A. at p. 1.

5. In its Application, Ameren stated it “anticipates a small amount of investment related to the project may be added to rate base through the true-up process.” Further Ameren stated “the Company’s customers will provide little, if any subsidy to the project through rates they pay for electric service.” Ameren App. at para. 12.

6. In its recommendation, Staff’s found the opposite to be true. Ameren intends to “seek recovery of all capital investment related to installation of the charging islands, including a return of and return on investment, as well as all related operation and maintenance expense, advertising expense, and property taxes in its current and future rate cases.” Staff Memo Appx. A at p. 2.

7. Based on the foregoing OPC requests the Commission suspend the tariff and establish contested case procedures. Contested case procedures are necessary to resolve significant differences between statements in Ameren’s Application regarding cost recovery and the Staff’s Recommendation. Furthermore a hearing will enable the Commission further opportunity to examine its jurisdiction to approve Ameren’s tariff and the public policy considerations presented by the Company’s application.

8. Ameren’s petition seeks Commission approval of the proposed tariff sheets under the authority of 393.140.11 RSMo. Section 393.150 offers that the Commission may suspend tariff sheets:

Whenever there shall be filed with the commission by any...electrical corporation...any schedule stating a **new rate or charge, or any new form of contract or agreement, or any new rule, regulation or practice relating to any rate, charge or service or to any general privilege or facility**... for a maximum period of one hundred twenty (120) days plus six (6) months.

The tariff sheets proposed in this case that seek to establish a new service, rate or charge, and general privilege of the Company and, therefore, qualify under the broad language of Section 393.150 for suspension.

WHEREFORE Public Counsel respectfully requests the Commission issue and order suspending the tariff filing and order contested case procedures as set out in 4 CSR 240-2.110 and that the Commission enter such order before October 15, 2016.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I hereby certify this pleading was served to all parties on the Commission's service list by electronic mail on this day of September 30, 2016.

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/s/ Lera Shemwell

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APPLYING TO MISSOURI SERVICE AREA

ELECTRIC VEHICLE CHARGING PILOT PROGRAM

**PURPOSE**

The purpose of the Electric Vehicle Charging Pilot Program (Program) is to offer charging service to owners or operators of electric vehicles within portions of the Company's Missouri service territory.

**PROGRAM DESCRIPTION**

Company will make charging facilities available at up to six (6) locations roughly adjacent to Interstate 70 and Highway 54 in Company's certificated service territory in order to establish a long-distance corridor for electric vehicles to operate. Customers will purchase charging service in time blocks to suit their needs.

**AVAILABILITY**

Charging service under this Program is available to any owner or operator of an electric vehicle that can be charged from a Level 2-AC (Standard) or Level 2-DC (Fast) charger. Customers will complete their payment transaction (via credit card payment, eligible RFID card, or promotional code) through a third party contracted by Company.

**DEFINITIONS**

Level 2-AC (Standard) Charger - A charging facility designed to provide charging at a rate of up to 7.4 kW.

Level 2-DC (Fast) Charger - A charging facility designed to provide charging at a rate of up to 50 kW.

Total Connection Time - The length of time between when a customer fully seats the charger plug into the charging port of the electric vehicle before fueling begins to the time when the customer disengages the charger plug from the charging port of electric vehicle after fueling has stopped, rounded up to the next full fifteen (15) minute increment. All charging time and non-charging time within the Total Connection Time is billed at the same rate.

**CHARGING SERVICE RATE**

Total Connection Time Charge (per 15 minutes):

	<u>Rate(1)</u>
Level 2-AC (Standard)	\$ 0.30
Level 2-DC (Fast)	\$ 2.50

(1) Prices will be clearly posted prior to customer initiating charging and accepted by customer prior to charging commencing.

**TAX ADJUSTMENT**

Any license, franchise, gross receipts, occupation or similar charge or tax levied by any taxing authority on the amounts billed hereunder will be so designated and added as a separate item to bills rendered to customers under the jurisdiction of the taxing authority.

DATE OF ISSUE August 15, 2016 DATE EFFECTIVE October 15, 2016

ISSUED BY Michael Moehn President St. Louis, Missouri  
NAME OF OFFICER TITLE ADDRESS

**UNION ELECTRIC COMPANY**

**ELECTRIC SERVICE**

MO.P.S.C. SCHEDULE NO. 6 Original SHEET NO. 166.1

CANCELLING MO.P.S.C. SCHEDULE NO. \_\_\_\_\_ SHEET NO. \_\_\_\_\_

APPLYING TO MISSOURI SERVICE AREA

**ELECTRIC VEHICLE CHARGING PILOT PROGRAM (Cont.'d)**

**BILLING**

All charges to the customer will be completed at the time of sale and participant's relationship to Company will end when the payment of transaction has been completed.

**TERM OF PROGRAM**

The term of the Program will be three (3) years from the initial effective date of this tariff. However, this tariff shall immediately become void, and the Company shall have no further obligations or liabilities hereunder, if any term or terms of this Program are determined to be discriminatory or otherwise unlawful by a court of competent jurisdiction.

**ANNUAL REPORT**

Within sixty (60) days of each anniversary of the implementation date of the Program, the Company will submit a written report detailing usage at each charging facility; revenue generated from vehicle charging, in total and at each charging facility; costs of the Program, in total and for each charging facility; impact on customer bills; and any ancillary benefits or costs of the Program.

**GENERAL RULES AND REGULATIONS**

Company's Mo.P.S.C. Schedule No. 6 General Rules & Regulations pertaining to providing service and billing a customer for service as well as deposit practices do not apply to this tariff.

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