

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

In the Matter of Union Electric Company)
d/b/a Ameren Missouri’s Request for) **File No. EE-2024-0037**
Variance Regarding Its Renewable Energy)
Standard Compliance)

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Staff Recommendation* to approve the *Request for Variance and Waiver of 60-Day Notice Requirement* (“Application”) of Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) respectfully states as follows:

1. On August 16, 2023, Ameren Missouri filed its Application requesting a variance from Commission Rule 20 CSR 4240-20.100(3)(J). The rule requires Ameren Missouri to retire 90% of the Renewable Energy Credits (“RECs”) needed to comply with the Renewable Energy Standard (“RES”) requirements during compliance year 2023, and limits Ameren Missouri to retiring no more than 10% of the required RECs in 2024.

2. Ameren Missouri’s REC bank, which it has used in the past to meet RES requirements, is currently depleted to the point that Ameren Missouri is relying on RECs generated during the 2023 compliance year, which while permitted under Commission regulations, brings into play certain practical impediments. Ameren Missouri’s Application stems from the delay between when RECs are generated, and when they become available in the North American Renewable Registry (“NARR”) system for retirement.

3. Ameren Missouri is also requesting a variance from the 60-day notice requirement outlined under Commission Rule 20 CSR 4240-4.017(1).

4. The Commission ordered Staff to file its recommendation regarding this matter by September 18, 2023. Staff subsequently requested, and was granted by the Commission, an extension to file its *Recommendation* no later than October 16, 2023.

5. As detailed in Staff's *Memorandum*, attached and incorporated hereto as Attachment A, and following its review of materials provided by Ameren Missouri in support of its Application, Staff has confirmed that Ameren Missouri does not currently have enough RECs banked to comply with 20 CSR 4240-20.100(3)(J).

6. In order to ensure that Ameren Missouri meets its RES compliance requirements for 2023, Staff recommends that the Commission approve Ameren Missouri's Application.

WHEREFORE, Staff recommend that the Commission issue an order granting Union Electric d/b/a Ameren Missouri's request for a variance from Commission Rule 20 CSR 4240-20.100(3)(J) for the 2023 compliance year, and its request for a waiver of the 60-day notice requirement under 20 CSR 4240-4.017(1).

Respectfully submitted,

/s/ Travis J. Pringle

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served, either electronically, by hand delivery, or by First Class United States Mail, postage prepaid, on this 16th day of October, 2023, to all counsel and/or parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

/s/ Travis J. Pringle