

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

In the Matter of the Tariff Filing of Union)	
Electric Company d/b/a Ameren Missouri)	<u>Case No. ET-2023-XXXX</u>
Pursuant to 20 CSR 4240-3.155, 20 CSR)	Tariff JE-2023-0124
4240-20.060, and 20 CSR 4240-20.065)	

MOTION TO SUSPEND TARIFF AND MOTION FOR EXPEDITED TREATMENT

COMES NOW Staff of the Missouri Public Service Commission and for its Motion to Suspend Tariff and Motion for Expedited Treatment (“Motion”) states as follows:

1. On January 13, 2023, Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) filed two (2) tariff sheets¹ pursuant to 20 CSR 4240-3.155, 20 CSR 4240-20.060, and 20 CSR 4240-20.065 with a proposed effective date of February 12, 2023. These tariff sheets were assigned Tariff Tracking No. JE-2023-0124. A copy of the tariff sheets are attached hereto.

2. 20 CSR 4240-2.065 provides in part as follows:

(3) **When a pleading, which objects to a tariff or requests the suspension of a tariff, is filed, the commission shall establish a case file for the tariff and shall file the tariff and pleading in that case file.** All subsequent pleadings, orders, briefs, and correspondence concerning the tariff shall be filed in the case file established for the tariff. Any pleading to suspend a tariff shall attach a copy of the tariff and include a certificate of service to confirm that the party who submitted the tariff has been served with the pleading.

(5) . . . a case file shall be established when tariff sheets are suspended by the commission on its own motion **or when suspended upon the recommendation of staff.** (Emphasis added)

¹ MO PSC SCHEDULE No. 6, 6th Revised Sheet No. 170 canceling 5th Revised Sheet No. 170 and 5th Revised Sheet No. 171 canceling 4th Revised Sheet No. 171.

3. 20 CSR 4240-3.155 provides in part as follows:

(2) All regulated electric utilities shall—

(A) File tariffs providing standardized rates for facilities at or under one hundred (100) kilowatts on design capacity. . . .

(3) All tariffs and other data required to be prepared and filed by electric utilities under the provisions of section (2) shall be submitted no later than January 15, 2005, and updated and revised on or before January 15 of every odd-numbered year after that, unless otherwise ordered by the commission.

4. This filing reflects a change in the rates Ameren Missouri will pay its customers under its rate schedules titled “Electric Power Purchases from Qualifying Facilities” and “Electric Power Purchases from Qualifying Net Metering Units.” The Commission’s Net Metering Rule, 20 CSR 4240-20.065, implements §386.890, RSMo., the “Net Metering and Easy Connect Act.” The Act makes it easier to obtain net metering service from electric utility service providers in Missouri, including Ameren Missouri.

5. As a part of its Net Metering Rule, the Commission requires regulated utilities’ net metering rate to be the same as its cogeneration rate. Specifically, the Commission’s Net Metering Rule, 20 CSR 4240-20.065(1)(B) states “avoided fuel cost means the incremental costs to the electric utility of electric energy, but for the purchase from the customer generator, the utility would generate itself or purchase from another source. Avoided fuel cost is used to calculate the electric utility’s standard rate for purchase from systems less than one hundred (100) kilowatts pursuant to 20 CSR 4240-20.060. ”

9. ** [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]. ** Ameren has filed and is expected

to file for Certificates of Convenience and Necessity for additional generation projects. In

EA-2022-0245, Ameren Missouri witness Matt Michels stated “we do have a need for

winter capacity in 2026”. In Ameren Missouri’s Cogeneration tariff change filing, no

discussion or calculation of avoided capacity cost was provided. The capacity auction in

MISO for the 2022 – 2023 Planning Resource Auction showed MISO north cleared at the

Cost of New Entry³ of \$236.66/MW-day.

10. ** [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]. **

11. Staff recommends that the Commission open a docket to allow Staff

sufficient time to conduct the detailed discovery necessary for Staff to make an informed

recommendation to the Commission on whether Ameren Missouri’s cogeneration tariff

change filing should be accepted, modified, or denied and suspend Tariff Tracking

No. Tariff JE-2023-0124 (MO PSC SCHEDULE No. 6, 6th Revised Sheet No. 170

³ Cost of New Entry is an industry-wide term, used to indicate the current, annualized, capital cost of constructing a power plant.

canceling 5th Revised Sheet No. 170 and 5th Revised Sheet No. 171 canceling 4th Revised Sheet No. 171).

Expedited Treatment

12. As stated above, the tariff sheets which are the subject of this Motion contain a proposed effective date of February 12, 2023. Therefore, Staff requests the Commission act to suspend the tariff sheets **prior to** February 12, 2023 (no later than February 11, 2023). Staff is not aware of any negative effect on Ameren Missouri's customers or the general public which will be caused if the Commission acts by such date, and acting by such date will avoid the potentially negative effect of the tariffs going into effect. This Motion was filed as soon as it could have been.

WHEREFORE, Staff requests that the Commission issue an order suspending Tariff Tracking No. JE-2023-0124 (MO PSC SCHEDULE No. 6, 6th Revised Sheet No. 170 canceling 5th Revised Sheet No. 170 and 5th Revised Sheet No. 171 canceling 4th Revised Sheet No. 171), with such suspension to be effective prior to February 12, 2023, and that the Commission establish a case file for the tariffs, and for such further orders as the Commission deems just and reasonable.

Respectfully submitted,

/s/ Jeff Keevil

Jeff Keevil
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to counsel for Ameren Missouri and the Office of the Public Counsel this 3rd day of February, 2023.

/s/ Jeff Keevil

MO.P.S.C. SCHEDULE NO. 66th RevisedSHEET NO. 170CANCELLING MO.P.S.C. SCHEDULE NO. 65th RevisedSHEET NO. 170

APPLYING TO

MISSOURI SERVICE AREAELECTRIC POWER PURCHASESELECTRIC POWER PURCHASES FROM QUALIFYING FACILITIES**1. *STANDARD RATES FOR PURCHASE**

The standard rates for purchase from a customer with a design capacity of 500 kW or less are as follows:

a. Non-Time - Differentiated Energy Rate

Summer Rate (Applicable during 4 monthly billing periods of June through September)

Summer 5.39¢ per kWh

Winter Rate (Applicable during 8 monthly billing periods of October through May)

Winter 3.92¢ per kWh

b. Time-Differentiated Energy Rate

Summer Rate (Applicable during 4 monthly billing periods of June through September)

Weekday (10 AM - 10 PM) 7.05¢ per kWh

Weekday (10 PM - 10 AM) 4.14¢ per kWh

Saturday, Sunday, Holiday (1) 4.89¢ per kWh

Winter Rate (Applicable during 8 monthly billing periods of October through May)

Weekday (10 AM - 10 PM) 4.28¢ per kWh

Weekday (10 PM - 10 AM) 3.71¢ per kWh

Saturday, Sunday, Holiday (1) 3.76¢ per kWh

(1) Legal Holidays of New Year's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Thanksgiving Friday, Christmas Eve Day, and Christmas Day.

c. Customer Charge (per meter required for parallel operation)Non-Time Differentiated Energy

Single Phase \$4.00 per month

Three Phase \$6.00 per month

Time Differentiated Energy

Single Phase \$13.00 per month

Three Phase \$15.00 per month

*Indicates Change.

DATE OF ISSUE January 13, 2023DATE EFFECTIVE February 12, 2023ISSUED BY Mark C. Birk
NAME OF OFFICERChairman & President
TITLESt. Louis, Missouri
ADDRESS

APPLYING TO MISSOURI SERVICE AREA

ELECTRIC POWER PURCHASES

ELECTRIC POWER PURCHASES FROM QUALIFIED NET METERING UNITS

1. BILLING

a. Energy Pricing and Billing

Each billing period, Company shall measure the net electrical energy produced or consumed and bill the Customer-Generator as follows:

- i. If the electricity supplied by Company exceeds the electricity supplied by the Customer-Generator to Company, Company's bill will reflect the net electricity supplied by Company and the Customer-Generator's current service classification.
- ii. If the electricity supplied by Company is less than the electricity supplied by the Customer-Generator to Company, Company's bill will include a credit for the net electricity received by Company in accordance with the Net Metering Rate (Avoided Fuel Cost) in Section 1.c) below.

b. Minimum Bill

Net metering does not modify or eliminate any Customer obligation(s) or billing provision(s) of the Customer's current rate schedule for delivery of electric power and energy such as the Customer Charge or any minimum billing demand (if applicable).

c. *Net Metering Rate (Avoided Fuel Cost)

Summer Rate (Applicable during 4 monthly billing periods of June through September)

Summer 5.39¢ per kWh

Winter Rate (Applicable during 8 monthly billing periods of October through May)

Winter 3.92¢ per kWh

The above rates are updated during each odd-numbered year with the update typically effective February 15.

*Indicates Change.

DATE OF ISSUE January 13, 2023

DATE EFFECTIVE February 12, 2023

ISSUED BY Mark C. Birk
NAME OF OFFICER

Chairman & President
TITLE

St. Louis, Missouri
ADDRESS