

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of an Investigation into The Empire District )  
Electric Company's Custom Commercial and Industrial ) File No. EW-2019-0351  
Rebate Program )

## NOTICE OF NEW PROCEEDING AND ORDER DIRECTING FILING

Issue Date: May 10, 2019

Effective Date: May 10, 2019

This notice serves to docket a new proceeding in the Missouri Public Service Commission's electronic filing and information system.

On Tuesday April 2, 2019, Commission Rupp was informed that The Empire District Electric Company (hereinafter "Empire Electric") had denied a customer's application under its Custom Commercial and Industrial Rebate Program (hereinafter "Custom C&I Rebate Program") on the basis that the customer had purchased and/or installed LED light fixtures prior to applying for the Custom C&I Rebate Program.

The Staff of the Missouri Public Service Commission (hereinafter "Staff") is hereby directed to file a report regarding the creation and administration of Empire Electric's Custom C&I Rebate Program. Staff shall include in its report:

A. The rationale for the Custom C&I Rebate Program provision requiring that "[p]rojects must be preapproved prior to purchase and/or installation of equipment. Applications made after equipment has been purchased or installed will not be eligible."

B. The number of Custom C&I Rebate Program applications rejected by Empire Electric because a customer did not receive preapproval prior to purchasing and/or installing of otherwise eligible equipment since the rates went into effect in Empire Electric's last rate case.

C. The number of approved Custom C&I Rebate Program applications and the average rebate amount received per customer per program year since the rates went into effect in Empire Electric's last rate case.

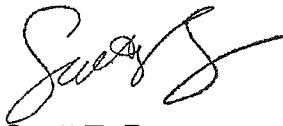
D. The legal basis if any for the Commission to grant a waiver of the Custom C&I Rebate Program preapproval provision or amend Empire Electric's tariff requiring pre-approval as a term of the Custom C&I Rebate Program.

E. Any policy considerations the Commission should consider in deciding whether to grant a waiver of the Custom C&I Rebate Program preapproval provision or amend Empire Electric's tariff requiring pre-approval as a term of the Custom C&I Rebate Program.

Staff shall file a report on the creation and administration of Empire Electric's Custom C&I Rebate Program, including the information described in the body of this order, on or before Friday, May 24, 2019.

Any interested party wishing to file comments regarding the specific enquires into the Custom C&I Rebate Program outlined above shall also do so before Friday, May 24, 2019. Any interested party wishing to respond to Staff's Custom C&I Rebate Program report may do so on or before Friday June 7, 2019.

Respectfully submitted:



Scott T. Rupp

Dated at Jefferson City, Missouri

On this 10<sup>th</sup> day of May, 2019

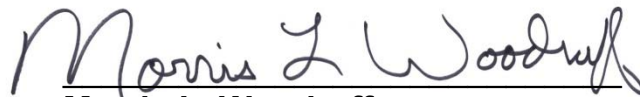
**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS** my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 13<sup>th</sup> day of May 2019.



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**May 13, 2019**

**File/Case No. EW-2019-0351**

**Missouri Public Service  
Commission**  
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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

**Sincerely,**



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.