

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

In the Matter of Proposed Rules 4 CSR 240-3.162)	
and 4 CSR 240-20.091, Environmental Cost)	Case No. EX-2009-0252
Recovery Mechanisms)	

STAFF COMMENTS

Comes now the Staff of the Missouri Public Service Commission (Staff) and files these Staff Comments respecting the Missouri Public Service Commission's (Commission) proposed rule 4 CSR 240-3.162 Electric Utility Environmental Cost Recovery Mechanisms Filing And Submission Requirements, and proposed rule 4 CSR 240-20.091 Electric Utility Environmental Cost Recovery Mechanisms. Presently, Ms. Lena M. Mantle, Mr. Mark L. Oligschlaeger, and the undersigned counsel will appear at the rulemaking hearing scheduled by the Commission for March 4, 2009 to answer questions from the Commissioners and the Regulatory Law Judge and to offer additional and/or responsive comments/testimony to the comments filed pursuant to the Notice Of Public Hearing And Notice To Submit Comments in the February 3, 2009 issue of the *Missouri Register* (Volume 34, Number 3, pages 187-199), if the Staff is able to do so.

On March 3, 2009, Union Electric Company, d/b/a AmerenUE (AmerenUE) filed Comments. The Staff has reviewed the modifications proposed by AmerenUE to proposed rule 4 CSR 240-3.162(1)(F)1 and 2 and proposed rule 4 CSR 240-20.091(1)(D)1 and 2, and the Staff has no objection to AmerenUE's suggestions. AmerenUE discussed these suggestions with the Staff in the context of the prior rulemaking, Case No. EX-2008-0105, and subsequently, and the Staff had no objection to these modifications previously.

Wherefore the Staff submits these Comments pursuant to the Notice Of Public Hearing And Notice To Submit Comments in the February 3, 2009 issue of the *Missouri Register*

(Volume 34, Number 3, pages 187-199) regarding the Commission's proposed rule 4 CSR 240-3.162 Electric Utility Environmental Cost Recovery Mechanisms Filing And Submission Requirements, and proposed rule 4 CSR 240-20.091 Electric Utility Environmental Cost Recovery Mechanisms.

Dated: March 4, 2009

Respectfully submitted,

/s/ Steven Dottheim

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