

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 11th day
of September, 2019.

In the Matter of Ameren Missouri's)
2017 Integrated Resource Plan)
Annual Updated Report) **File No. EO-2019-0314**

**NOTICE ACKNOWLEDGING AMEREN MISSOURI'S IRP ANNUAL
UPDATE REPORT AND CLOSING FILE**

Issue Date: September 11, 2019

The Commission's Electric Utility Resource Planning Rule requires each Missouri electric utility to submit an annual update to its triennial compliance filing in each year for which it is not required to submit a new triennial compliance filing.¹ On April 12, 2019, Union Electric Company, d/b/a Ameren Missouri, filed its Integrated Resource Plan Update – Spring 2019, as required by Commission Rule 20 CSR 4240-22.080(3). Ameren Missouri held a stakeholder workshop on April 30, 2019, and on May 10, 2019, filed a post-workshop summary report indicating that it would make no changes to its annual update report in response to those discussions.

The regulation allows stakeholders to file comments regarding the utility's annual update report and summary report within 30 days after the utility files the summary report.² The Office of the Public Council (Public Counsel), the Natural Resources Defense Council (NRDC) and the Sierra Club, and the Eastern Missouri Laborers District

¹ 20 CSR 4240-22.080(3).

² 20 CSR 4240-22.080(3)(D).

Council, an affiliate of the Laborers International Union of North America (LIUNA) filed comments regarding Ameren Missouri's annual update report and workshop summary report.

Public Counsel commented that Ameren Missouri's report is deficient and does not comply with the Commission's rules. Public Counsel believes the report is deficient because the IRP-impacted scenarios are not modeled for Ameren Missouri providing remedial actions related to its Rush Island plant consistent with ongoing litigation between the United States and Ameren Missouri.³ Public Counsel argues that to be in compliance with the Commission's rule, Ameren Missouri must plan for "some monumental impact"⁴ from the finding of liability by the U.S. District Court. This litigation relates to violations of the Clean Air Act's⁵ Prevention of Significant Deterioration (PSD) and Title V provisions. In its Post-Workshop Summary Report, Ameren Missouri responded to Public Counsel's question about such models stating that the litigation is still pending before the trial court and no decision on a remedy has been issued. Further, Ameren Missouri stated that the company intends to appeal the decision once it is final.

NRDC commented about two issues it had with Ameren Missouri's annual IRP update. First, NRDC states that Ameren Missouri has not fully complied with the Commission's Order Establishing Special Resource Planning Issues with regard to analyzing and documenting the prospects for using securitization to advance coal retirements and channel the savings into other investments including wind and solar

³ *U.S. v. Ameren Missouri*, 229 F. Supp. 3d 906 (2017).

⁴ Comments of the Office of the Public Counsel, (filed June 6, 2019), para. 8.

⁵ 42 U.S.C. § 7401 *et seq.*

generation and demand-side resources.⁶ In its 2019 Integrated Resource Plan Update, Ameren Missouri indicates that the potential value and flexibility of securitization depends in large part on specific statutory authority which has not been promulgated.⁷

NRDC's second comment was that Ameren Missouri did not fulfill its commitment to NRDC that was made in their joint filing during the last triennial plan.⁸ In that filing, Ameren Missouri committed to a distributed energy resources study in its next IRP annual update. Ameren Missouri stated in its Post-Workshop Summary Report that it had inadvertently recorded the commitment to do the study as required in its next triennial filing instead of the current annual update.⁹

LIUNA filed comments urging the Commission and other policy makers and regulators to look at other states' best practices to ensure quality job creation and economic opportunities as part of the State's energy mix. LIUNA provided examples from Minnesota, Colorado, and Illinois of the types of policy considerations that it considered to be "best practices." LIUNA urged the Commission and Ameren Missouri to incorporate strong labor protections in the implementation of any IRP.

Commission Rule 20 CSR 4240-22 (Chapter 22) does not require or authorize any action by the Commission with regard to the annual integrated resource plan update. As a result, there is no need for further decision or action by the Commission at this time. The Commission acknowledges the comments and Ameren Missouri should consider

⁶ Order Establishing Special Contemporary Resource Planning Issues, (issued October 24, 2018), Ordered Paragraph 1.F.

⁷ 2019 Integrated Resource Plan Update, p. 17.

⁸ File No. EO-2018-0038, Joint Filing, p. 8, No. 30, NRDC Concern 1.

⁹ Post-Workshop Summary Report, (filed May 10, 2019), p.2.

them in its next triennial filing. Since no further action is required by the Commission, this file shall be closed.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff
Secretary

Silvey, Chm., Kenney, Rupp, and
Coleman, CC., concur.
Hall, C., dissents.

Dippell, Senior Regulatory Law Judge

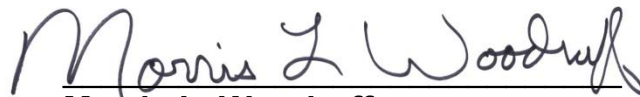
STATE OF MISSOURI

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 11th day of September 2019.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

September 11, 2019

File/Case No. EO-2019-0314

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

Sincerely,

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent initial "M".

**Morris L. Woodruff
Secretary**

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