

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

In the Matter of the Application of Kansas City	)	<b><u>Case No. EU-2010-0194</u></b>
Power & Light Company and KCP&L Greater	)	Tariff Nos. JE-2010-0430
Missouri Operations Company for an	)	and JE-2010-0431
Accounting Authority Order	)	

**STAFF RECOMMENDATION TO APPROVE TARIFFS SHEETS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and for its *Recommendation to Approve Tariff Sheets*, respectfully states the following:

1. On December 29, 2009, Kansas City Power & Light Company (KCPL) and KCP&L Greater Missouri Operations Company (GMO) filed tariff sheets with the Missouri Public Service Commission (Commission) along with an Application for an Accounting Authority Order. KCPL's filed tariff sheets were issued Tracking No. JE-2010-0430. GMO's filed tariff sheets were issued Tracking No. JE-2010-0431. Both KCPL and GMO's tariff sheets bear an issue date of December 29, 2009 and an effective date of January 28, 2010.

2. On January 6, 2010, the Commission issued an *Order Suspending Tariffs and Directing Filings, and Notice of Contested Case*. This *Order* suspended both KCPL and GMO's tariff sheets for a thirty (30) day period, until February 27, 2010.

3. On January 8, 2010, KCPL and GMO filed their response to the Commission January 6, 2010 *Order* stating they were not seeking expedited treatment in this matter. Staff also filed its *Response* recommending that the Commission not establish an expedited procedure in this case.

4. On January 10, 2010, the Missouri Department of Natural Resources' filed an *Application to Intervene*. Intervention was granted on February 3, 2010.

5. On February 3, 2010, the Commission issued an *Order Directing Filings* requesting that Staff file its recommendation as to whether the Commission should approve KCPL and GMO's tariffs no later than February 10, 2010.

6. In the attached Memorandum (Appendix A and Appendix B), Staff recommends that the Commission issue an *Order* approving both KCPL and GMO's tariff sheets as filed on December 29, 2009:

KCPL (Appendix A)

P.S.C. Mo. No. 7

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Eighth Revised Sheet No. TOC-1 Cancelling Seventh Revised Sheet No. TOC 1

Original Sheet No. 46

Original Sheet No. 46A

GMO (Appendix B)

P.S.C. Mo. No. 1

9th Revised Sheet No. R-3 Canceling 8<sup>th</sup> Revised Sheet No. R-3

Original Sheet No. R-62.19

Original Sheet No. R-62.20

7. Staff has verified that both KCPL and GMO has filed its annual report and is not delinquent on any assessment.

**WHEREFORE**, Staff recommends that the Commission issue an Order approving KCPL and GMO's tariff sheets issued on December 29, 2009 and to be effective on February 27, 2010:

KCPL

P.S.C. Mo. No. 7

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Eighth Revised Sheet No. TOC-1 Cancelling Seventh Revised Sheet No. TOC 1

Original Sheet No. 46

Original Sheet No. 46A

GMO

P.S.C. Mo. No. 1

9th Revised Sheet No. R-3 Canceling 8<sup>th</sup> Revised Sheet No. R-3  
Original Sheet No. R-62.19  
Original Sheet No. R-62.20  
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Respectfully submitted,

/s/ Jaime N. Ott

Jaime N. Ott  
Assistant General Counsel  
Missouri Bar No. 60949

Attorney for the Staff of the  
Missouri Public Service Commission  
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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 all counsel of record this 8<sup>th</sup> day of February 2010.

/s/ Jaime N. Ott

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. EU-2010-0194, Tariff Tracking No. JE-2010-0430  
Kansas City Power & Light Company

FROM: Tom Imhoff, Rate & Tariff Examination Supervisor  
Mike Taylor, Utility Engineering Specialist III  
Mack McDuffey, Rate & Tariff Examiner II

/s/ Thomas M. Imhoff 02/08/10  
Energy Department / Date

/s/ Jaime Ott 02/08/10  
Staff Counsel Division / Date

SUBJECT: Staff Recommendation For **Approval** of Tariff Sheets Filed To Implement Solar Photovoltaic Rebate Program

DATE: February 8, 2010

On December 29, 2009, Kansas City Power & Light Company (KCPL) and KCP&L Greater Missouri Operations Company (GMO) filed with the Commission their APPLICATION OF KANSAS CITY POWER & LIGHT COMPANY AND KCP&L GREATER MISSOURI OPERATIONS COMPANY FOR AN ACCOUNTING AUTHORITY ORDER that opened Case No. EU-2010-0194. With that application, in the same case, KCPL and GMO each filed three (3) tariff sheets bearing an issue date of December 29, 2009, and an effective date of January 28, 2010. Tracking No. JE-2010-0430 is for the three (3) tariff sheets KCPL filed and Tracking No. JE-2010-0431 is for the three (3) tariff sheets GMO filed.

On January 6, 2010, the Commission issued its ORDER SUSPENDING TARIFFS AND DIRECTING FILINGS, AND NOTICE OF CONTESTED CASE, suspending all six (6) of the filed tariff sheets for a period of 30 days, from January 28, 2010 to February 27, 2010, and directed KCPL, GMO and the Commission's staff to advise the Commission "as to whether the Commission should decide the application and tariffs (sic) on an expedited basis." On January 8, 2010, both the Commission's staff, GMO and KCPL advised the Commission that there was no need for the Commission to decide either the application or whether to approve tariff sheets on an expedited basis. They also advised the Commission that the Commission may address the tariff sheets independently from the application.

On February 3, 2010, the Commission issued an "Order Directing Filings" in which it ordered the Commission's staff to file by no later than February 10 and February 24, 2010, respectively, the Staff's recommendation as to whether the Commission should approve the tariff sheets and the Staff's recommendation as to whether the Commission should issue the requested AAO.

This recommendation addresses only the tariff sheets of KCPL. These tariff sheets are characterized as "solar rebate rider" tariff sheets. KCPL filed them because of Section 393.1030.3. RSMo. 2009 which requires:

3. Each electric utility shall make available to its retail customers a standard rebate

offer of at least two dollars per installed watt for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, that become operational after 2009.

If approved the solar rebate rider tariff sheets will establish the criteria KCPL will use for authorizing solar rebate payments. Those criteria are:

- Only electric retail customers of KCPL may receive a solar rebate
- The retail electric customer must have an active account in good standing at KCPL
- The solar electric system must be permanently installed on the customer's premises
- The customer must declare that the solar electric system will remain in place for its useful life, a minimum of ten (10) years
- The maximum rebate is \$50,000 [25,000 watts (25 kW) x \$2.00 per watt]
- The rebate is available for new or expansions to solar electric systems that become operational after December 31, 2009
- The solar electric system shall meet all requirements of 4 CSR 240-20.065 Net Metering and KCPL's "Net Metering For Renewable Fuel Sources, Schedule NMRF" on tariff sheet nos. 40-40B with an example being a capacity of 100 kW or less
- Funding remains available for the solar rebate<sup>1</sup>

To seek a solar rebate a customer must submit a solar rebate application. Customers seeking a solar rebate will be notified in writing by letter or e-mail of KCPL's acceptance or non-acceptance of the application. KCPL will not issue a rebate until: 1) the customer and KCPL have completed a net metering Interconnection Application/Agreement for the customer's solar electric system; 2) KCPL has accepted a completed Missouri Solar Electric Rebate Application; and 3) the customer's solar electric system is operational. KCPL's acceptance of a solar rebate application will expire twelve (12) months after acceptance if either the customer has not satisfied the terms of KCPL's Net Metering tariff or if the solar electric system has not become operational within those twelve (12) months. Rebate payments may be suspended in a particular year due to program funding limitations then processed in chronological order of the operational date of the solar electric system in the following year. The customer retains ownership of all Solar-Renewable Energy Credits created by the operation of the customer's solar electric system.

#### Staff Recommendation

The Staff has reviewed the tariff sheets, and is of the opinion that they comply with Section 393.1030.3. RSMo 2009. The Staff recommends that the Commission issue an order approving the following tariff sheets, as filed on December 29, 2009, to become effective on the earliest date the Commission is comfortable making them effective or allow them to go into effect on the date to which the Commission has suspended them, February 27, 2010:

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<sup>1</sup> Section 393.1030.2.(1) limits an electric utility's compliance with Section 393.1030 to a retail rate increase of one percent.

P.S.C. MO. No. 7

Eighth Revised Sheet No. TOC-1 Cancelling Seventh Revised Sheet No. TOC-1  
Original Sheet No. 46  
Original Sheet No. 46A

The Staff has verified that KCPL is not delinquent on any assessment or the filing of its annual report. The Commission has proposed rules enacting Section 393.1030 RSMo. 2009 and has set a hearing for April 6, 2010. These tariff sheets are consistent with the proposed rules. However, these tariff sheets may need to be revised to be consistent with final rules.

cc: Brad Lutz  
Lewis Mills

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

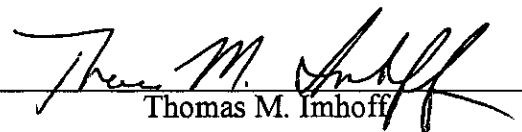
In the Matter of the Application of  
Kansas City Power & Light Company  
and KCP&L Greater Missouri  
Operations Company for the Issuance of  
an Accounting Authority Order Related  
to their Electrical Operations

Case No. EU-2010-0194

**AFFIDAVIT OF THOMAS M. IMHOFF**

STATE OF MISSOURI     )  
                                  ) ss  
COUNTY OF COLE     )

Thomas M. Imhoff, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was provided to him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

  
Thomas M. Imhoff

Subscribed and sworn to before me this 8<sup>th</sup> day of February, 2010.



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

  
Notary Public

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

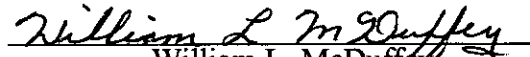
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Case No. EU-2010-0194

**AFFIDAVIT OF WILLIAM L. McDUFFEY**

STATE OF MISSOURI     )  
                                  ) ss  
COUNTY OF COLE     )

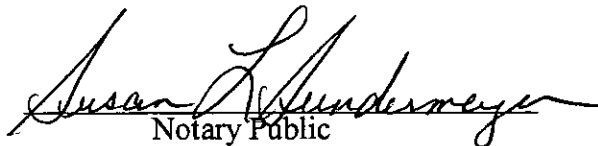
William L. McDuffey, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was provided to him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

  
William L. McDuffey

Subscribed and sworn to before me this 8<sup>th</sup> day of February, 2010.



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

  
Notary Public



**BEFORE THE PUBLIC SERVICE COMMISSION  
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In the Matter of the Application of  
Kansas City Power & Light Company  
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an Accounting Authority Order Related  
to their Electrical Operations

Case No. EU-2010-0194

**AFFIDAVIT OF MICHAEL E. TAYLOR**

STATE OF MISSOURI     )  
                                  ) ss  
COUNTY OF COLE     )

Michael E. Taylor, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was provided to him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

  
Michael E. Taylor

Subscribed and sworn to before me this 8th day of February, 2010.



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

  
Notary Public

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. EU-2010-0194, Tariff Tracking No. JE-2010-0431  
KCP&L Greater Missouri Operations Company

FROM: Tom Imhoff, Rate & Tariff Examination Supervisor  
Mike Taylor, Utility Engineering Specialist III  
Mack McDuffey, Rate & Tariff Examiner II

/s/ Thomas M. Imhoff 02/08/10  
Energy Department / Date

/s/ Jaime Ott 02/08/10  
Staff Counsel Division / Date

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DATE: February 08, 2010

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<sup>1</sup> Section 393.1030.2.(1) limits an electric utility's compliance with Section 393.1030 to a retail rate increase of one percent.

which the Commission has suspended them, February 27, 2010:

P.S.C. MO. No. 1

9<sup>th</sup> Revised Sheet No. R-3 Canceling 8<sup>th</sup> Revised Sheet No. R-3

Original Sheet No. R-62.19

Original Sheet No. R-62.20

The Staff has verified that GMO is not delinquent on any assessment or the filing of its annual report. The Staff is not aware of any other matter pending before the Commission that affects or is affected by this tariff filing. The Commission has proposed rules enacting Section 393.1030 RSMo. 2009 and has set a hearing for April 6, 2010. These tariff sheets are consistent with the proposed rules. However, these tariff sheets may need to be revised to be consistent with final rules.

cc: Brad Lutz  
Lewis Mills



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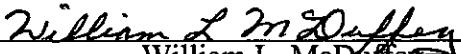
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Case No. EU-2010-0194

**AFFIDAVIT OF WILLIAM L. McDUFFEY**

STATE OF MISSOURI     )  
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William L. McDuffey

Subscribed and sworn to before me this 8<sup>th</sup> day of February, 2010.



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
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