

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

In the Matter of the Commission’s)
Proposed Rule 20 CSR 4240-10.165)
And Proposed Rescissions of 20 CSR) **File No. OX-2025-0105**
4240-20.017, 40.017, and 80.017 Relating)
to HVAC Services Affiliate Transaction)

STAFF COMMENTS

COMES NOW the Staff of the Missouri Public Service Commission and states as follows:

1. Staff supports the proposed rule of 20 CSR 4240-10.165 and the rescissions of 20 CSR 4240-20.017, 40.017, and 80.017, published in the Missouri Register dated November 25, 2024, with some revisions as detailed in the attached Staff Comment. This rule prescribes the requirements for HVAC services respecting affiliated entities and regulated electrical corporations, gas corporations, and heating companies (covered utilities) when such covered utilities participate in affiliated transactions with an HVAC affiliated entity as set forth in sections 386.754, 386.756, 386.760, 386.762 and 386.764, RSMo., by the General Assembly of the State of Missouri.

2. The proposed rule language has been rewritten to consolidate four Affiliate Transaction rules from Chapters 20, 40, and 80 into one rule and moved to Chapter 10, Utilities. The previous rules that are being consolidated are: 20 CSR 4240-20.017, 20 CSR 4240-40.017, and 20 CSR 4240-80.017.

3. On December 1, 2024, the Office of Public Counsel (“OPC”) submitted a comment in regards to 20 CSR 4240-10.165(1)(A), the definition of affiliated entity, that states in pertinent part:

(1) Definitions

(A) Affiliated entity means any entity not regulated by the Public Service Commissions (commission) which is owned, controlled by and under common control with a utility and is engaged in HVAC services.

3. OPC suggested to add the word “covered” to the definition, as follows:

(1) Definitions

(A) Affiliated entity means any entity not regulated by the Public Service Commissions (commission) which is owned, controlled by and under common control with a covered utility and is engaged in HVAC services.

4. Staff is not opposed to OPC’s edit of adding the work “covered” to the definition.

WHEREFORE, Staff respectfully submits these comments for the Commission’s consideration and supports the proposed rule of 20 CSR 4240-10.165, the rescissions of 20 CSR 4240--20.017, 40.017, and 80.017, and is not opposed to OPC’s edit of adding the word “covered” to the definition.

Respectfully submitted,

/s/ J. Scott Stacey

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**ATTORNEY FOR STAFF OF THE
PUBLIC SERVICE COMMISSION**

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted by electronic mail to counsel of record this 9th day of December, 2024.

/s/ J. Scott Stacey