

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

In the Matter of an Investigation of the Cost	)	
to Missouri's Electric Utilities Resulting from	)	<u>File No. EW-2012-0065</u>
Compliance with Federal Environmental	)	
Regulations	)	

**STAFF MOTION FOR COMMISSION ORDER
DIRECTING AND SCHEDULING A WORKSHOP**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), through the Staff Counsel's Office, and files a Staff motion for a Commission Order directing and scheduling a workshop for Monday, August 18, 2014, starting at 10:00 a.m. to continue to approximately 3:00 p.m., in the Ballroom (Conference Room 450) of the Governor Office Building in Jefferson City, to address the cost of compliance with the U.S. Environmental Protection Agency ("EPA") June 18, 2014 published proposed state-specific rate-based goals for carbon dioxide ("CO₂"/"greenhouse gas") emissions for existing fossil fuel-fired electric generating units, as well as guidelines for the states to follow in developing plans to achieve the state-specific goals from existing fossil fuel-fired electric generating units.¹ In support thereof and pursuant to Sections 386.250(1) and (7), 393.140(1), (5), and (9), and 393.150 RSMo. 2000, and Sections 386.266 and 393.130 RSMo. Cum.Supp. 2013, the Staff states as follows:

1. In June 2013 President Obama issued his Climate Action Plan. He directed the EPA to issue proposed carbon pollution standards, regulations, or

¹ Comments on the EPA's Proposed Rule published in the June 18, 2014 Federal Register, commencing at page 34,830, must be received by the EPA on or before October 16, 2014. (79 Fed. Reg. 34,830 (June 18, 2014)). The EPA will hold four public hearings: on July 29, 2014 in Atlanta and Denver; on July 30, 2014 in Washington, D.C.; and on July 31, 2014 in Pittsburgh.

guidelines for existing power plants by June 2014 and issue final carbon pollution standards, regulations, or guidelines for existing power plants by June 2015. The Federal Register on June 18, 2014, published a Proposed Rule of the EPA which has two main elements: (1) state-specific emission rate-based carbon dioxide goals, and (2) guidelines for the development, submission, and implementation of state plans. The EPA will establish the state goal in the form of a carbon dioxide rate-based emission rate (e.g., the state goal for CO₂ by quantity of CO₂ per MWh of electricity generated), and the state may, for its emission performance level, either adopt that rate or translate it into a mass-based goal (e.g., the state goal for CO₂ by tonnage of CO₂ emissions).

2. In 2011 in File No. EW-2012-0065, the Commission directed a report on the cost of compliance with Federal environmental regulations and in 2013 the Commission directed an update of that report. Both times the Commission sought the participation of utility, industrial, consumer, and environmental stakeholders. Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri”); Kansas City Power & Light Company (“KCP&L”) and KCP&L Greater Missouri Operations Company (“GMO”); The Empire District Electric Company (“Empire”); Natural Resources Defense Counsel; Sierra Club; Midcontinent Independent System Operator, Inc.;² Southwest Power Pool, Inc.; and Dogwood Energy, LLC previously have made presentations and/or submitted comments.

3. Since the EPA’s Proposed Rule on carbon pollution emission guidelines for existing fossil fuel-fired electric generating units was published on June 18, 2014,

² Previously known as Midwest Independent Transmission System Operator, Inc.

another workshop would appear to be appropriate. As a consequence, the Staff files this motion requesting that the Commission issue an Order directing and scheduling a workshop for Monday, August 18, 2014, starting at 10:00 a.m. to continue to approximately 3:00 p.m., in the Ballroom (Conference Room 450) of the Governor Office Building in Jefferson City, to address the cost of compliance with the Proposed Rule of the EPA appearing in the June 18, 2014 issue of the Federal Register.

4. The Staff further requests that the Commission in its Order direct Ameren Missouri, KCP&L / GMO, and Empire to make presentations at the workshop on August 18, 2014 regarding how they are responding to the EPA's Proposed Rulemaking which appeared in the June 18, 2014 Federal Register and what are their current projected costs of compliance with the Proposed Rule. The Commission Order should invite any other entity, whether industrial, consumer, environmental, or other, that wants to make a presentation at the August 18, 2014 workshop to contact Natelle Dietrich, Director, Utility Operations, natelle.dietrich@psc.mo.gov, 573-751-7427.

5. As previously indicated by the Commission, since this is a working case, not a contested case, any person may file a comment without counsel and without *ex parte* constraints. Intervention requests are not necessary to submit comments or participate. All are welcome to attend.

WHEREFORE the Staff requests the Commission issue an Order directing and scheduling a workshop for Monday, August 18, 2014, starting at 10:00 a.m. to continue to approximately 3:00 p.m., in the Ballroom (Conference Room 450) of the

Governor Office Building in Jefferson City; direct Ameren Missouri, KCP&L / GMO, and Empire to make presentations at the workshop on August 18, 2014 regarding how they are responding to the EPA's most recent Proposed Rulemaking on carbon dioxide emissions from existing fuel-fired power plants and what are their current projected costs of compliance with the Proposed Rule; and invite any other entity, whether industrial, consumer, environmental, or other, that wants to make a presentation at the August 18, 2014 workshop to contact Natelle Dietrich, Director, Utility Operations, natelle.dietrich@psc.mo.gov, 573-751-7427.

Respectfully submitted,

/s/ Steven Dottheim

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing *Staff Motion For Commission Order Directing And Scheduling A Workshop* have been transmitted by electronic mail to all individuals in the attached list this 30th day of June, 2014.

/s/ Steven Dottheim

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