

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

In the Matter of the Establishment of a)
Working Case Regarding FERC Order 2222)
Regarding Participation of Distributed Energy) File No. EW-2021-0267
Resource Aggregators in Markets Operated)
By Regional Transmission Organizations and)
Independent System Operators)

**EVERGY MISSOURI METRO’S AND EVERGY MISSOURI WEST’S
RESPONSE TO ORDER REGARDING WORKSHOP**

COMES NOW, Evergy Metro, Inc. d/b/a Evergy Missouri Metro (“Evergy Missouri Metro”) and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“Evergy Missouri West”) (collectively, “Evergy”),¹ and, pursuant to the Missouri Public Service Commission’s (“Commission”) *Order Regarding Workshop* (“Order”) issued in the above-captioned docket on June 4, 2021 responds as follows:

1. On February 24, 2021, the Commission issued its *Order Opening A Working Case To Consider the Commission’s Response to FERC Order 2222* regarding participation of Distributed Energy Resource Aggregators (“DERA”) in markets operated by Regional Transmission Organizations (“RTO”) and Independent System Operators (“ISO”). The Commission directed each Missouri investor-owned electric utility to respond with suggestions on how the Commission may best respond to the changes resulting from implementation of FERC Order 2222 by March 31, 2021 and directed Staff (“Staff”) for the Commission to file its report with recommendations by April 30, 2021.

¹ Effective October 7, 2019, Evergy Metro Inc. d/b/a Evergy Missouri Metro adopted the service territory and tariffs of Kansas City Power & Light Company (“KCP&L”) and Evergy Missouri West, Inc. d/b/a Evergy Missouri West adopted the service territory and tariffs of KCP&L Greater Missouri Operations Company (“GMO”).

2. On March 31, 2021, Evergy filed its response, indicating that it supports the ongoing coordination and collaboration by all parties involved in the complex decisions required to successfully implement the requirements of FERC Order 2222. The Company also noted that FERC Order 2222 recognizes the role of the Commission as the Relevant Electric Retail Regulatory Authority (“RERRA”) and highlighted several areas with the potential for significant impact and where Commission coordination and/or oversight may be required.

3. On April 30, 2021 Staff filed its report summarizing comments received by parties and recommending the Commission use the docket to conduct workshops in the following areas:

- Interconnection standards for distributed energy resources (“DER”);
- Protecting against unintended consequences such as double counting/compensation of resources;
- Consumer protection; and
- Whether the Commission has authority over requiring a registry system for participant DER.²

Staff also suggested that the docket be used to continue to gather information regarding the Operation of Aggregators of Retail Customers.

4. On May 12, 2021 the Commission issued its *Order Directing Staff to Further Investigate the response to FERC Order 2222*, permitting Staff to schedule any workshops necessary for the proceeding and directing Staff to file updates as appropriate.

5. On June 3, 2021, Staff filed a *Notice of Workshop* requesting the Commission issue an order setting a workshop for June 29, 2021 and directing interested parties to provide any questions for the workshop by June 16, 2021. In response, on June 4, 2021 the Commission issued the Order, granting the requests from Staff.

² See, *Staff’s Report*, filed April 30, 2021; Docket No. EW-2021-0267.

6. Evergy appreciates the opportunity and respectfully offers the following comments in response to the Commission's Order.

COMMENTS

7. Given this is the first workshop, Evergy believes that it would be valuable to all parties if the session is designed to educate and provide an overview on FERC Order 2222 requirements and to identify key issues for this proceeding. In addition, given the significant work being done at the RTO level, Evergy suggests that it might be helpful and informative for the SPP and MISO RTO's to provide an overview of their respective processes and approach as well as offer a status update of their response to FERC Order 2222.

8. With respect to the four areas suggested in the Staff report that the Commission address in workshops along with the additional topic of metering and telemetry, Evergy has identified the following issues to consider:

9. **Interconnection Standards for Distributed Energy Resources (DER's) and Distributed Energy Resource Aggregators (DERA's)**

- Are the current interconnection standards and study processes sufficient for incorporating DER's/DERA's? If changes are deemed necessary to accommodate DER's/DERA's, what procedural steps are needed?

10. **Address unintended consequences such as double counting/compensation of resources**

- Can a customer enroll with a DERA and a retail utility tariff (net metering, parallel generation, load curtailment, etc.) or DR program? If so, what policies, procedures and metering requirements are needed to avoid double counting/compensation?
- Are there any "dual-participation" models that are considered acceptable and what are the associated metering and settlement/billing requirements?

- What existing tariffs need to be updated, or new tariffs created to facilitate DER's/DERA's in Missouri. (For example, should additional tariffs (such as a “buy-all, sell-all” tariff) be created to simplify and ensure compensation determinations are accurate (i.e., address concerns about potentially double-counting)?
- How should the Commission address potential cost shifts from participating customers to nonparticipating customers?
- Should there be a fee for wheeling charges or an administrative charge for DER's/DERA's participation for costs of new equipment and allocation of existing or new system costs considered necessary to support DER participation?
- Does there need to be a limit on how often a customer can change between retail and wholesale participation?

11. **Consumer Protection**

- What new educational materials to inform consumers and retail customers about the role of aggregators and retail customers about participation in aggregations? Should this information be compiled by each utility or coordinated by the MPSC (as has been done, for example, by the California Public Utilities Commission).³
- Should the Commission have any regulatory authority over the DERA?
- What if a customer has a complaint against a DERA? Where do they go for assistance and/or resolution?

³ See: <https://www.cpuc.ca.gov/General.aspx?id=6306>

- How should dispute resolution be handled between the DERA and customers? Should the Commission have a dispute resolution program?
- What are the rules on a DERA's access to customer meter data? (For example, what policies/permissions should be in place for data sharing and customer privacy?)
- What are the requirements on customer privacy related to DER aggregators?

12. **DERA's?** **What type of registry system should be established for participant DER's or**

- Should aggregators be required to register with the Commission before participating in a relationship with retail customers? What information or criteria would be required of aggregators registering with the Commission?
- Would this registry be publicly available?
- Do the interconnection standards and study processes need to be updated to incorporate registration requirements?
- Will additional information (other than what the RTO will require for market participation) be needed about DER's/DERA's to support distribution utility review and maintain safe and reliable operations? What data and criteria will be needed, and what are the responsibilities for updating and maintaining the database?

13. **Metering and Telemetry**

- What considerations are needed for use of utility metering facilities by DERA's? Are additional requirements needed with respect to data privacy, data management, and cybersecurity?

WHEREFORE, Evergy Missouri Metro and Evergy Missouri West respectfully submit the attached responses pursuant to the Commission's Order.

Respectfully submitted,

/s/ Roger W. Steiner

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**Attorneys for Evergy Missouri Metro and
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was served upon all counsel for Staff and the Office of the Public Counsel on this 16th day of June 2021 via e-mail.

/s/ Roger W. Steiner

Roger W. Steiner