

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

In the Matter of the Tariff Filings of Evergy	)	
Metro, Inc. d/b/a Evergy Missouri Metro and	)	<b><u>File No. ET-2023-XXXX</u></b>
Evergy Missouri West, Inc. d/b/a Evergy	)	Tariff Tracking Nos.
Missouri West	)	JE-2023-0161 and JE-2023-0162

**MOTION TO SUSPEND TARIFFS AND MOTION FOR EXPEDITED TREATMENT**

**COMES NOW** Staff of the Missouri Public Service Commission and for its Motion to Suspend Tariffs and Motion for Expedited Treatment (“Motion”) states as follows:

1. On February 21, 2023, Evergy Metro, Inc. d/b/a Evergy Missouri Metro (“EMM”) filed five (5) tariff sheets<sup>1</sup> with a proposed effective date of March 23, 2023. These tariff sheets were assigned Tariff Tracking No. JE-2023-0161. A copy of the tariff sheets are attached hereto.

2. Also on February 21, 2023, Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“EMW”) filed five (5) tariff sheets<sup>2</sup> with a proposed effective date of March 23, 2023. These tariff sheets were assigned Tariff Tracking No. JE-2023-0162. A copy of the tariff sheets are attached hereto.

3. 20 CSR 4240-2.065 provides in part as follows:

**(3) When a pleading, which objects to a tariff or requests the suspension of a tariff, is filed, the commission shall establish a case file for the tariff and shall file the tariff and pleading in that case file.** All subsequent pleadings, orders, briefs, and correspondence concerning the tariff shall be

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<sup>1</sup> P.S.C. MO No. 7 1<sup>st</sup> Revised Sheet No. 51 Canceling Original Sheet No. 51; P.S.C. MO No. 7 1<sup>st</sup> Revised Sheet No. 51A Canceling Original Sheet No. 51A; P.S.C. MO No. 7 1<sup>st</sup> Revised Sheet No. 51B Canceling Original Sheet No. 51B; P.S.C. MO No. 7 1<sup>st</sup> Revised Sheet No. 51C Canceling Original Sheet No. 51C; and P.S.C. MO No. 7 Original Sheet No. 51D.

<sup>2</sup> P.S.C. MO No. 1 1<sup>st</sup> Revised Sheet No. 155 Canceling Original Sheet No. 155; P.S.C. MO No. 1 1<sup>st</sup> Revised Sheet No. 155A Canceling Original Sheet No. 155A; P.S.C. MO No. 1 1<sup>st</sup> Revised Sheet No. 155B Canceling Original Sheet No. 155B; P.S.C. MO No. 1 Original Sheet No. 155C; and P.S.C. MO No. 1 Original Sheet No. 155D.

filed in the case file established for the tariff. Any pleading to suspend a tariff shall attach a copy of the tariff and include a certificate of service to confirm that the party who submitted the tariff has been served with the pleading.

(5) . . . a case file shall be established when tariff sheets are suspended by the commission on its own motion **or when suspended upon the recommendation of staff.** (Emphasis added)

4. These tariff sheet filings reflect substantial edits to EMM's and EMW's Limited Large Customer Economic Development Discount Rider (Schedule PED).

5. The Missouri Public Service Commission Tariff/Rate Design Department Staff has reviewed the filings and determined that there are several terms in the tariff sheets that are either not defined or are poorly defined and need to be corrected, as well as formula(s) which need to be revised.

For example, in regard to the proposed EMM tariff sheets:

- Availability/Eligibility – Sheet 51 Item 4b – Projected Customer Demand (PCD) should be defined as “Projected Customer Non-Coincident Demand”
- Termination & Qualification Change – Sheet 51C, last paragraph – Add “If such reversion to the qualification in 3a of this section is applicable, total benefit under this tariff will not exceed 5 years except for the additional 1 year discount at 10% available according to Item 6 of the Applicability section.”
  - Add a revised Load Factor formula to Incentive Provisions section which addressed on-going load and demand.

- The following definitions need to be more clearly defined in the tariff:

Agreement

Application

Baseline Usage

Beneficial Location of Facilities Discount

Contract Year

Load Factor

On-Peak Demand

Qualifying Demand

Rider EDR Discount

Transferred Load

Variable Cost

And for example, in regard to the proposed EMW tariff sheets:

- Availability/Eligibility – Sheet 155 Item 4b – Projected Customer Demand (PCD) should be defined as “Projected Customer Non-Coincident Demand”
- Termination & Qualification Change – Sheet 155C, last paragraph – Add “If such reversion to the qualification in 3a of this section is applicable, total benefit under this tariff will not exceed 5 years except for the additional 1 year discount at 10% available according to Item 6 of the Applicability section.”
  - Add a revised Load Factor formula to Incentive Provisions section which addressed on-going load and demand.

- The following definitions need to be more clearly defined in the tariff:

Agreement

Application

Baseline Usage

Beneficial Location of Facilities Discount

Contract Year

Load Factor

On-Peak Demand

Qualifying Demand

Rider EDR Discount

Transferred Load

Variable Cost

6. Rather than recommend outright rejection of the tariff sheets at this time, Staff recommends that the Commission open a docket to allow Staff sufficient time to work with EMM and EMW to correct the subject tariff sheets and potentially conduct discovery, and suspend Tariff Tracking Nos. Tariff JE-2023-0161 and JE-2023-0162 for 180 days beyond the requested effective date of March 23, 2023.

### **Expedited Treatment**

7. As stated above, the tariff sheets which are the subject of this Motion contain a proposed effective date of March 23, 2023. Therefore, Staff requests the Commission act to suspend the tariff sheets **prior to** March 23, 2023 (no later than March 22, 2023). Staff is not aware of any negative effect on EMM's or EMW's customers or the general public which will be caused if the Commission acts by such date, and acting

by such date will avoid the potentially negative effect of the tariffs going into effect. This Motion was filed as soon as it could have been.

**WHEREFORE**, Staff requests that the Commission issue an order suspending Tariff Tracking Nos. JE-2023-0161 and JE-2023-0162 for 180 days beyond the requested effective date, with such suspension to be effective prior to March 23, 2023, and that the Commission establish a case file for the tariffs, and for such further orders as the Commission deems just and reasonable.

Respectfully submitted,

**/s/ Jeff Keevil**

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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 counsel for Every Missouri Metro and Every Missouri West and the Office of the Public Counsel this 20th day of March, 2023.

**/s/ Jeff Keevil**

**EVERGY METRO, INC., d/b/a EVERGY MISSOURI METRO**

**P.S.C. MO. No.** 7 1st Revised Sheet No. 51  
Canceling P.S.C. MO. No. 7                      Original Sheet No. 51

For Missouri Retail Service Area

<b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> <b>Schedule PED</b>
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**PURPOSE**

The purpose of this Limited Large Customer Economic Development Rider (Rider) is to comply with Mo. Rev. Stat. § 393.1640 (2022).

**EXPIRATION**

This Rider shall expire on December 31, 2028, unless extension is requested by the Company and approved by the Commission. For customers with new load of at least 300 kilowatts but not more than 10 megawatts, and a load factor of at least forty-five percent, the discount shall expire no later than December 31, 2033. For those customers whose new load is projected to be more than ten megawatts, with a load factor of at least fifty-five percent, the discount shall expire no later than December 31, 2038.

**AVAILABILITY/ELIGIBILITY**

Electric service under this Rider shall be limited to industrial and commercial facilities which are not accessible by the general public for the purpose of directly selling or providing goods and/or services and shall be made available if all of the following criteria are met:

1. If an otherwise qualifying Customer is receiving any economic development or retention-related discounts as of the date it would otherwise qualify for service under this Rider, the Customer shall agree to relinquish the prior discount concurrently with the date it begins to receive Service under this Rider; otherwise, the Customer shall not be eligible to receive any service under this Rider;
2. Electric service under this Rider is not available in conjunction with service provided pursuant to any other Special Contract Service tariff agreements;
3. The Customer submits a completed Application prior to public announcement of the growth project for which service under this Rider is sought. Such Application, and an application for service if not already submitted, shall be submitted at least ninety (90) days prior to the date the Customer requests one of the discounts provided for by this Rider;
4. The Customer adds qualifying new load with average monthly demand that is reasonably projected to be at least three hundred (300) kilowatts but not more than ten (10) megawatts with a load factor of at least forty-five (45) percent, or adds qualifying new load that is reasonably expected to be greater than ten (10) megawatts with a load factor of at least fifty-five (55) percent within two (2) years after the date the Application is submitted.
  - a. Qualifying new load shall be calculated as additional load net of any associated offsetting load reductions due to the termination of other accounts of the customer or an affiliate of the customer within twelve (12) months prior to the commencement of service to the new load,
  - b. The projected annual Customer load factor shall be determined by the following relationship:
$$\text{Load Factor} = \text{PAE} / (\text{PCD} \times \text{HRS})$$
where:  
PAE = Projected Annual Energy (kWh)  
HRS = Hours in year (8760)  
PCD = Projected Customer average of the twelve (12) monthly on-peak demands (measured in any 30-minute interval during the month on all meters).

**EVERGY METRO INC., d/b/a EVERGY MISSOURI METRO**

**P.S.C. MO. No.** 7 1st Revised Sheet No. 51A  
Canceling P.S.C. MO. No. 7 Original Sheet No. 51A  
For Missouri Retail Service Area

<b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> Schedule PED
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AVAILABILITY/ELIGIBILITY (continued)

5. Prior to execution of a Contract for Service under this Rider, the Customer shall provide sufficiently detailed information and documentation to enable the Company to determine whether the incremental load is qualified for service under this Rider;
6. The Customer shall execute a Contract for Service under this Rider. In the case of a Customer locating a new facility in the Company's service territory or expanding an existing facility in the Company's service territory, the contract will contain a statement that the Customer would not locate new facilities in the Company's service territory or expand its existing facilities in the Company's service territory but for receiving service under this Rider along with other incentives;
7. The Customer receives economic development incentives from local, regional, state or federal government, or from an agency or program of any such government, in conjunction with the incremental load; and
8. The Customer is otherwise qualified for service under the Company's, MGS, MGA, LGS, LPS, LGA, or rate schedules.
9. Any Schedule PED contract with an effective date prior to March 23, 2023, will be executed according to the terms of that contract.

APPLICABILITY

1. For facilities of a Customer contracting under this Rider due to expansion, the Company may install metering equipment necessary to measure load subject to this Rider. The Company reserves the right to make the determination of whether such load will be separately metered or Sub-metered. If the Company determines that the nature of the expansion is such that either separate metering or sub-metering is impractical or economically infeasible, the Company will determine, based on historical usage, what portion of the Customer's load in excess of the monthly baseline, if any, qualifies as incremental load eligible for this Rider.
2. The Customer's load subject to service under this Rider is the qualifying incremental load. If the demand associated with the qualifying incremental load is not separately metered, the Company's determination of the incremental demand shall control.
3. Customer demand existing at the time the customer begins to receive discounted rates under this section shall not constitute incremental demand.
4. Service under this Rider shall begin on the date when the meter associated with the qualifying incremental load is permanently set. However, if the permanent meter is set prior to occupancy and operation of the associated facility, the customer will notify Company when operation begins, and service of this Rider shall begin at such time as operation begins. If the qualifying incremental load is measured rather than metered, service under this Rider shall begin upon notification to the Company by the Customer when operation begins.

**EVERGY METRO, INC., d/b/a EVERGY MISSOURI METRO**

**P.S.C. MO. No.** 7 1<sup>st</sup> **Revised Sheet No.** 51B  
**Canceling P.S.C. MO. No.** 7  **Original Sheet No.** 51B  
For Missouri Retail Service Area

<b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> <b>Schedule PED</b>
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5. For Customers with existing facilities at one or more locations in the Company's service area, this Rider shall not be applicable to service provided at any existing delivery point prior to receiving service under this Rider. Failure to comply with this provision may result in termination of service under this Rider.
6. Unless terminated pursuant to a Termination provision, service is available under this Rider up to ten (10) years. However, an eligible Customer shall also receive a ten (10) percent discount of all base rate components of the bill applied to such qualifying incremental load for an additional one (1) year period beyond the period during which the applicable discount under item (4) of the Availability/Eligibility section of this Rider applies if the Company determines that the Customer is taking service from an under-utilized circuit. In no event shall a Customer receive a discount for taking service from an under-utilized circuit after December 31, 2038.

**INCENTIVE PROVISIONS**

1. Bills for separately metered (or measured) service to existing Customers, pursuant to the provisions of this Rider, will be calculated independently of any other service rendered to the Customer at the same or other locations.
2. The discount shall be a percentage applied to only the base rate components of the bill. The charges or credits arising from any rate adjustment mechanism shall be billed or applied to Customers taking service under this Rider in the same manner as otherwise applicable. All other billing, operational and related provisions of the otherwise applicable rate schedules shall remain in effect.
3. The percentage applicable to each year of service under this Rider shall be set out in the Contract and shall not be modified during the operation of the Contract, except as provided in paragraph 6 of the Applicability section of this Rider.
  - a. When the new load is projected to be at least 300 kilowatts but less than 10 megawatts, and have a load factor of at least forty-five percent, the discount shall be thirty-five percent and shall apply for five years, provided that if it is expected as of the date of the discount is to commence that a thirty-five percent discount would produce revenues from the customer's total bill that would not exceed the Company's variable cost to serve the applicant's account or accounts that are to receive the discount, the discount shall be determined so that the percentage discount, rounded to the nearest one percent, is expected, as of the date the discount percentage is determined, to provide revenue equal to one hundred twenty percent of the Company's variable cost to serve the customer's account or accounts that are to receive the discount.
  - b. When the new load is reasonably projected to be more than ten megawatts, and have a load factor of at least fifty-five percent, the discount percentage, rounded to the nearest one percent, shall be determined such that the customer's total bill is expected, as of the date the discount percentage is determined, to provide revenues equal to one hundred twenty percent of the Company's variable cost to serve the customer's account or accounts that are to receive the discount. Such discount shall apply for ten years.
  - c. For the purpose of this Rider, the variable cost to serve new load for purposes of establishing a discount under this Rider shall be determined using (a) the energy and capacity market price that underlie the net base energy costs reflected in the revenue requirement from the Company's most recent general rate proceeding; (b) any operations and maintenance expenses that vary with respect to the total number of customers or load served by the Company, excluding operations and maintenance expenses associated with generating electricity; and (c) any other incremental costs to serve the customer.



**EVERGY METRO, INC. d/b/a EVERGY MISSOURI METRO**

**P.S.C. MO. No.** 7 1st Revised Sheet No. 51C  
Canceling P.S.C. MO. No. 7  Original Sheet No. 51C  
For Missouri Retail Service Area

**LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER**  
**Schedule PED**

**INCENTIVE PROVISIONS (continued)**

- d. In establishing the contracted percentages, the cents per kilowatt-hour realization resulting from application of the discounted rates as calculated shall be higher than the Company's variable cost to serve such incremental demand and the applicable discounted rates also shall make a positive contribution to fixed costs associated with service to such incremental demand. To reasonably ensure the sufficiency of such revenues, the Company shall utilize the analysis of the Company's incremental cost of service as set forth in Sheet No. 32J within Schedule EDR.
- 4. If in a subsequent general rate proceeding the Commission determines that application of a discounted rate is not adequate to cover the variable cost to serve the accounts in question and provide a positive contribution to fixed costs, then the Commission shall order modification of the contracted percentages to the extent necessary to do so.

**TERMINATION & QUALIFICATION CHANGE**

Failure of the Customer to meet any of the availability and applicability criteria of this Rider used to qualify the Customer for acceptance on the Rider shall result in termination of service under this Rider. Failure to meet and maintain compliance with each of the items contained in this Rider shall result in termination of service under this Rider. Company shall review and verify compliance with the Rider and the Contract on an annual basis. Company shall verify and retain documentation of each of the following items:

- 1. Electric service is limited to industrial and commercial facilities which are not accessible by the general public for the purpose of directly selling or providing goods and/or services.
- 2. The local, regional, state or federal economic development incentives relied upon to initially qualify for service under this Rider have been received, retained, and the Customer has met all conditions upon the incentive receipt and retention.
- 3. The Customer's qualifying incremental demand is:
  - a. at least three hundred (300) kW but not more than ten (10) megawatts and the customer must maintain a load factor of forty-five percent (45) percent or greater;
  - b. greater than ten (10) megawatts with a load factor of at least fifty-five (55) percent after year four (4) of the service under this Rider.

To qualify for the discounted rates provided for in this section, customers shall meet the applicable criteria within twenty-four months of initially receiving discounts based on metering data for calendar months thirteen through twenty-four and annually thereafter. If such data indicates that the customer did not meet both of the three hundred kilowatt and forty-five percent load factor requirements for any applicable twelve-month period, it shall thereafter no longer qualify for a discounted rate.

For Customers with incremental demand greater than ten (10) megawatts, if after the fourth year, the demand has not exceeded ten thousand kilowatts during any twelve-month period, the Customer's qualification shall revert to 3 a. of this section.

**EVERGY METRO, INC. d/b/a EVERGY MISSOURI METRO**

**P.S.C. MO. No.** 7

Original Sheet No. 51D

Canceling P.S.C. MO. No. \_\_\_\_\_

Revised Sheet No. \_\_\_\_\_

For Missouri Retail Service Area

<p style="text-align: center;"><b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> <b>Schedule PED</b></p>
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**FILING REQUIREMENTS**

1. Service under this Rider shall be evidenced by a Contract between the Customer and the Company. Within thirty (30) days of executing said Contract, the Contract shall be submitted along with documentation supporting the qualification of the Customer to meet the Availability/Eligibility terms of this tariff, and the Company's review of qualification to EFIS as a Non-Case-Related Submission.
2. Company shall file in File No. EO-2019-0047 under affidavit the results of all semi-annual reviews required under the Termination section of this Rider. Such filing shall include a Public and a Confidential version including copies of all Contracts executed since its last annual review filing. All documentation relied upon by the Company for its conclusion that compliance has been maintained, or that there is basis for termination of service under this Rider, shall be included.
3. Company will provide to Staff annually, on or before July 15, Company's estimate of the contribution to fixed costs after applying the discounts for each contract or Agreement separately, based on actual historical usage.

**EVERGY MISSOURI WEST, INC. d/b/a EVERGY MISSOURI WEST**

P.S.C. MO. No. 1 1st Revised Sheet No. 155  
Canceling P.S.C. MO. No. 1 1st Original Sheet No. 155  
For Missouri Retail Service Area

**LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER**  
**Schedule PED**

**PURPOSE**

The purpose of this Limited Large Customer Economic Development Rider (Rider) is to comply with Mo. Rev. Stat. § 393.1640 (2022).

**EXPIRATION**

This Rider shall expire on December 31, 2028, unless extension is requested by the Company and approved by the Commission. For customers with new load of at least 300 kilowatts but not more than 10 megawatts, and a load factor of at least forty-five percent, the discount shall expire no later than December 31, 2033. For those customers whose new load is projected to be more than ten megawatts, with a load factor of at least fifty-five percent, the discount shall expire no later than December 31, 2038.

**AVAILABILITY/ELIGIBILITY**

Electric service under this Rider shall be limited to industrial and commercial facilities which are not accessible by the general public for the purpose of directly selling or providing goods and/or services and shall be made available if all of the following criteria are met:

1. If an otherwise qualifying Customer is receiving any economic development or retention-related discounts as of the date it would otherwise qualify for service under this Rider, the Customer shall agree to relinquish the prior discount concurrently with the date it begins to receive Service under this Rider; otherwise, the Customer shall not be eligible to receive any service under this Rider;
2. Electric service under this Rider is not available in conjunction with service provided pursuant to any other Special Contract Service tariff agreements;
3. The Customer submits a completed Application prior to public announcement of the growth project for which service under this Rider is sought. Such Application, and an application for service if not already submitted, shall be submitted at least ninety (90) days prior to the date the Customer requests the discounts provided for by this Rider;
4. The Customer adds qualifying new load with average monthly demand that is reasonably projected to be at least three hundred (300) kilowatts but not more than ten (10) megawatts with a load factor of at least forty-five (45) percent, or adds qualifying new load that is reasonably expected to be greater than ten (10) megawatts with a load factor of at least fifty-five (55) percent within two (2) years after the date the Application is submitted.
  - a. Qualifying new load shall be calculated as additional load net of any associated offsetting load reductions due to the termination of other accounts of the customer or an affiliate of the customer within twelve (12) months prior to the commencement of service to the new load;
  - b. The projected annual Customer load factor shall be determined by the following relationship:

$$\text{Load Factor} = \text{PAE} / (\text{PCD} \times \text{HRS})$$

where:

PAE = Projected Annual Energy (kWh)  
HRS = Hours in year (8760)  
PCD = Projected Customer average of the twelve (12) monthly on-peak demands (measured in any 15-minute intervals during the month on all meters).

**EVERGY MISSOURI WEST, INC. d/b/a EVERGY MISSOURI WEST**

P.S.C. MO. No. 1 1st Revised Sheet No. 155A  
Canceling P.S.C. MO. No. 1 1st Original Sheet No. 155A  
For Missouri Retail Service Area

<b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> <b>Schedule PED</b>
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AVAILABILITY/ELIGIBILITY (continued)

5. Prior to execution of a Contract for Service under this Rider, the Customer shall provide sufficiently detailed information and documentation to enable the Company to determine whether the incremental load is qualified for service under this Rider;
6. The Customer shall execute a Contract for Service under this Rider. In the case of a Customer locating a new facility in the Company's service territory or expanding an existing facility in the Company's service territory, the contract will contain a statement that the Customer would not locate new facilities in the Company's service territory or expand its existing facilities in the Company's service territory but for receiving service under this Rider along with other incentives;
7. The Customer receives economic development incentives from local, regional, state or federal government, or from an agency or program of any such government, in conjunction with the incremental load; and
8. The Customer is otherwise qualified for service under the Company's LGS or LPS rate schedules.
9. Any Schedule PED contract with an effective date prior to March 23, 2023, will be executed according to the terms of that contract.

APPLICABILITY

1. For facilities of a Customer contracting under this Rider due to expansion, the Company may install metering equipment necessary to measure load subject to this Rider. The Company reserves the right to make the determination of whether such load will be separately metered or Sub-metered. If the Company determines that the nature of the expansion is such that either separate metering or sub-metering is impractical or economically infeasible, the Company will determine, based on historical usage, what portion of the Customer's load in excess of the monthly baseline, if any, qualifies as incremental load eligible for this Rider.
2. The Customer's load subject to service under this Rider is the qualifying incremental load. If the demand associated with the qualifying incremental load is not separately metered, the Company's determination of the incremental demand shall control.
3. Customer demand existing at the time the customer begins to receive discounted rates under this section shall not constitute incremental demand.
4. Service under this Rider shall begin on the date when the meter associated with the qualifying incremental load is permanently set. However, if the permanent meter is set prior to occupancy and operation of the associated facility, the customer will notify Company when operation begins and service of this Rider shall begin at such time as operation begins. If the qualifying incremental load is measured rather than metered, service under this Rider shall begin upon notification to the Company by the Customer when operation begins.
5. For Customers with existing facilities at one or more locations in the Company's service area, this Rider shall not be applicable to service provided at any existing delivery point prior to receiving service under this Rider. Failure to comply with this provision may result in termination of service under this Rider.

**EVERGY MISSOURI WEST, INC., d/b/a EVERGY MISSOURI WEST**

**P.S.C. MO. No.** 1 1st **Revised Sheet No.** 155B  
**Canceling P.S.C. MO. No.** 1  **Original Sheet No.** 155B  
For Missouri Retail Service Area

**LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER**  
**Schedule PED**

6. Unless terminated pursuant to a Termination provision, service is available under this Rider up to ten (10) years. However, an eligible Customer shall also receive a ten (10) percent discount of all base rate components of the bill applied to such qualifying incremental load for an additional one (1) year period beyond the period during which the applicable discount under item (4) of the Availability/Eligibility section of this Rider applies if the Company determines that the Customer is taking service from an under-utilized circuit. In no event shall a Customer receive a discount for taking service from an under-utilized circuit after December 31, 2038.

**INCENTIVE PROVISIONS**

1. Bills for separately metered (or measured) service to existing Customers, pursuant to the provisions of this Rider, will be calculated independently of any other service rendered to the Customer at the same or other locations.
2. The discount shall be a percentage applied to only the base rate components of the bill. The charges or credits arising from any rate adjustment mechanism shall be billed or applied to Customers taking service under this Rider in the same manner as otherwise applicable. All other billing, operational and related provisions of the otherwise applicable rate schedules shall remain in effect.
3. The percentage applicable to each year of service under this Rider shall be set out in the Contract and shall not be modified during the operation of the Contract, except as provided in paragraph 6 of the Applicability section of this Rider.
  - a. When the new load is projected to be at least 300 kilowatts but less than 10 megawatts, and have a load factor of at least forty-five percent, the discount shall be thirty-five percent and shall apply for five years, provided that if it is expected as of the date of the discount is to commence that a thirty-five percent discount would produce revenues from the customer's total bill that would not exceed the Company's variable cost to serve the applicant's account or accounts that are to receive the discount, the discount shall be determined so that the percentage discount, rounded to the nearest one percent, is expected, as of the date the discount percentage is determined, to provide revenue equal to one hundred twenty percent of the Company's variable cost to serve the customer's account or accounts that are to receive the discount.
  - b. When the new load is reasonably projected to be more than ten megawatts, and have a load factor of at least fifty-five percent, the discount percentage, rounded to the nearest one percent, shall be determined such that the customer's total bill is expected, as of the date the discount percentage is determined, to provide revenues equal to one hundred twenty percent of the Company's variable cost to serve the customer's account or accounts that are to receive the discount. Such discount shall apply for ten years.
  - c. For the purpose of this Rider, the variable cost to serve new load for purposes of establishing a discount under this Rider shall be determined using (a) the energy and capacity market price that underlie the net base energy costs reflected in the revenue requirement from the Company's most recent general rate proceeding; (b) any operations and maintenance expenses that vary with respect to the total number of customers or load served by the Company, excluding operations and maintenance expenses associated with generating electricity; and (c) any other incremental costs to serve the customer.
  - d. In establishing the contracted percentages, the cents per kilowatt-hour realization resulting from application of the discounted rates as calculated shall be higher than the Company's variable cost to serve such incremental demand and the applicable discounted rates also shall make a positive contribution to fixed costs associated with service to such incremental demand. To reasonably ensure the sufficiency of such revenues, the Company shall utilize the analysis of the Company's incremental cost of service as set forth in Sheet No. 123.6 within Schedule EDR.

**EVERGY MISSOURI WEST, INC. d/b/a EVERGY MISSOURI WEST**

P.S.C. MO. No. 1 Original Sheet No. 155C  
Canceling P.S.C. MO. No. \_\_\_\_\_ Revised Sheet No. \_\_\_\_\_  
For Missouri Retail Service Area

<b>LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER</b> <b>Schedule PED</b>
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**INCENTIVE PROVISIONS (continued)**

4. If in a subsequent general rate proceeding the Commission determines that application of a discounted rate is not adequate to cover the variable cost to serve the accounts in question and provide a positive contribution to fixed costs, then the Commission shall order modification of the contracted percentages to the extent necessary to do so.

**TERMINATION & QUALIFICATION CHANGE**

Failure of the Customer to meet any of the availability and applicability criteria of this Rider used to qualify the Customer for acceptance on the Rider shall result in termination of service under this Rider. Failure to meet and maintain compliance with each of the items contained in this Rider shall result in termination of service under this Rider. Company shall review and verify compliance with the Rider and the Contract on an annual basis. Company shall verify and retain documentation of each of the following items:

1. Electric service is limited to industrial and commercial facilities which are not accessible by the general public for the purpose of directly selling or providing goods and/or services;
2. The local, regional, state or federal economic development incentives relied upon to initially qualify for service under this Rider have been received, retained, and the Customer has met all conditions upon the incentive receipt and retention.
3. The Customer's qualifying incremental demand is:
  - a. at least three-hundred (300) kW but not more than ten (10) megawatts and the customer must maintain a load factor of forty-five (45) percent or greater;
  - b. greater than ten (10) megawatts with a load factor of at least fifty-five (55) percent after year four (4) of the service under this Rider.

To qualify for the discounted rates provided for in this section, customers shall meet the applicable criteria within twenty-four months of initially receiving discounts based on metering data for calendar months thirteen through twenty-four and annually thereafter. If such data indicates that the customer did not meet both of the three hundred kilowatt and forty-five percent load factor requirements for any applicable twelve-month period, it shall thereafter no longer qualify for a discounted rate.

For Customers with incremental demand greater than ten (10) megawatts, if after the fourth year, the demand has not exceeded ten thousand kilowatts during any twelve-month period, the Customer's qualification shall revert to 3 a. of this section.

**EVERGY MISSOURI WEST, INC. d/b/a EVERGY MISSOURI WEST**

P.S.C. MO. No. 1 Original Sheet No. 155D  
Canceling P.S.C. MO. No. \_\_\_\_\_ Revised Sheet No. \_\_\_\_\_  
For Missouri Retail Service Area

LIMITED LARGE CUSTOMER ECONOMIC DEVELOPMENT DISCOUNT RIDER Schedule PED
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**FILING REQUIREMENTS**

1. Service under this Rider shall be evidenced by a Contract between the Customer and the Company. Within thirty (30) days of executing said Contract, the Contract shall be submitted along with documentation supporting the qualification of the Customer to meet the Availability/Eligibility terms of this tariff, and the Company's review of qualification to EFIS as a Non-Case-Related Submission.
2. Company shall file in File No. EO-2019-0045 under affidavit the results of all semi-annual reviews required under the Termination section of this Rider. Such filing shall include a Public and a Confidential version including copies of all Contracts executed since its last annual review filing. All documentation relied upon by the Company for its conclusion that compliance has been maintained, or that there is basis for termination of service under this Rider, shall be included.
3. Company will provide to Staff annually on or before July 15, Company's estimate of the contribution to fixed costs after applying the discounts for each contract or Agreement separately, based on actual historical usage.