

Denny Hoskins
Secretary of State / Administrative Rules
RULE TRANSMITTAL

901

Administrative Rules Stamp
Received

AUG 28 2026

SECRETARY OF STATE
JCAR Stamp ADMINISTRATIVE RULES

RECEIVED
By JCAR at 5:18 pm, Aug 28, 2026

Rule number 20 CSR 4240-22.070

Use a SEPARATE rule transmittal sheet for EACH individual rulemaking.

Name of person(s) Administrative Rules can contact with questions about this rule:

Content Nancy Dippell Phone 573-751-8518 Fax 573-526-6010

Email address Nancy.Dippell@psc.mo.gov

Data Entry Kayla Kliethermes Phone 573-751-4256 Fax 573-526-6010

Email address Kayla.Kliethermes@psc.mo.gov

Interagency mailing address Public Service Commission, 9th Floor Gov. Office Bldg, JC, MO

TYPE OF RULEMAKING ACTION TO BE TAKEN

☐ Emergency rulemaking > ☐ Rule ☐ Amendment ☐ Rescission ☐ Termination

Effective date for the emergency _____

☒ Proposed rulemaking > ☐ Rule ☒ Amendment ☐ Rescission

☐ Rule Action Notice

☐ In Addition

☐ Rule Under Consideration

☐ Request for Non-Substantive Change

☐ Statement of Actual Cost

☐ Order of Rulemaking > ☐ Withdrawal ☐ Adoption ☐ Amendment ☐ Rescission

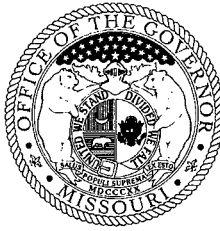
Effective date for the order _____

☐ Statutory 30 days OR ☐ Specific date _____

Does the Order of Rulemaking contain changes to the rule text? ☐ NO

☐ YES—LIST THE SECTIONS/SUBSECTIONS WITH CHANGES:

STATE CAPITOL
201 W. CAPITOL AVENUE, ROOM 216
JEFFERSON CITY, MISSOURI 65101



(573) 751-3222
WWW.GOVERNOR.MO.GOV

Mike Kehoe

GOVERNOR
STATE OF MISSOURI

August 21, 2026

Kayla Hahn, Chair
Missouri Public Service Commission
P O Box 360
Jefferson City MO 65102

Dear Ms. Hahn:

Our office has received the Proposed Amendment rulemakings for the following regulations:

- **20 CSR 4240-22.050** Demand-Side Resource Analysis
- **20 CSR 4240-22.060** Integrated Resource Plan and Risk Analysis
- **20 CSR 4240-22.070** Resource Acquisition Strategy Selection
- **20 CSR 4240-22.080** Filing Schedule, Filing Requirements, and Stakeholder Process

Executive Order 25-13 requires this office's approval before state agencies release proposed regulations for notice and comment, amend existing regulations, or adopt new regulations. After our review, we approve submission of the rule and the regulatory impact report (if required) to JCAR and the Secretary of State.

Sincerely,

A handwritten signature in cursive script that reads "Lowell Pearson".

Lowell Pearson
General Counsel



Missouri Public Service Commission

MAIDA J. COLEMAN
Commissioner

KAYLA HAHN
Chair

JOHN P. MITCHELL
Commissioner

GLEN KOLKMEYER
Commissioner

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://psc.mo.gov>

VACANT
Commissioner

August 28, 2026

Denny Hoskins
Secretary of State
Administrative Rules Division
600 West Main Street
Jefferson City, Missouri 65101

Re: 20 CSR 4240-22.070 Resource Acquisition Strategy Selection

Dear Secretary Hoskins,

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the proposed amendment lawfully submitted by the Missouri Public Service Commission.

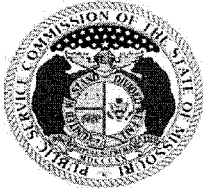
The Public Service Commission further certifies it has conducted an analysis of whether or not there has been a taking of real property pursuant to section 536.017, RSMo, that the proposed amendment does not constitute a taking of real property under relevant state and federal law.

The Public Service Commission has determined and hereby also certifies that if the proposed amendment does affect small business pursuant to sections 536.300 to 536.310, RSMo, a small business impact statement has been filed as required by those sections. If no small business impact statement has been filed the proposed amendment either does not affect small business or the small business requirements do not apply pursuant to section 536.300.4, RSMo.

Statutory Authority: *sections 386.040, 386.250, 386.610, and 393.140, RSMo.*

If there are any questions regarding the content of this proposed amendment, please contact:

Nancy Dippell
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102
(573) 751-8518
Nancy.Dippell@psc.mo.gov



Nancy Dippell

Nancy Dippell
Secretary

Enclosures



Missouri Public Service Commission

MAIDA J. COLEMAN
Commissioner

GLEN KOLKMEYER
Commissioner

KAYLA HAHN
Chair

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
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JOHN P. MITCHELL
Commissioner

VACANT
Commissioner

August 28, 2026

Sarah Schappe
Director
Joint Committee on Administration Rules
State Capitol, Room B8A
Jefferson City, Missouri 65101

Re: 20 CSR 4240-22.070 Resource Acquisition Strategy Selection

Dear Director Schappe,

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the proposed amendment lawfully submitted by the Missouri Public Service Commission.

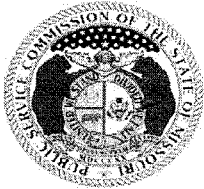
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Statutory Authority: *sections 386.040, 386.250, 386.610, and 393.140, RSMo.*

If there are any questions regarding the content of this proposed amendment, please contact:

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200 Madison Street
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Jefferson City, MO 65102
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Nancy.Dippell@psc.mo.gov



Nancy Dippell

Nancy Dippell
Secretary

Enclosures

**AFFIDAVIT
PUBLIC COST**

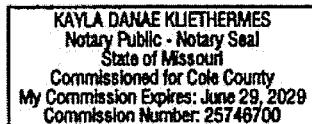
**STATE OF MISSOURI)
)
COUNTY OF COLE)**

I, Rodney Massman, General Counsel of the Public Service Commission, first being duly sworn, on my oath, state that it is my opinion that the cost of proposed amendment, 20 CSR 4240-22.070, is less than five hundred dollars in the aggregate to this agency, any other agency of state government or any political subdivision thereof.



Rodney Massman
General Counsel
Public Service Commission

Subscribed and sworn to before me this 26th day of August, 2026, I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on June 29, 2029.




Notary Public

Title 20—DEPARTMENT OF
COMMERCE AND INSURANCE
Division 4240—Public Service Commission
Chapter 22—Electric Utility Resource Planning

Received

AUG 28 2026

SECRETARY OF STATE
ADMINISTRATIVE RULES

PROPOSED AMENDMENT

20 CSR 4240-22.070 Resource Acquisition Strategy Selection. The Public Service Commission is amending sections (1), (4), (5), and (8); and subsections (1)(A), (1)(D), and (4)(C).

PURPOSE: This amendment updates citation references from the originally filed rule of 4 CSR 240-20.093, 4 CSR 240-20.094, 4 CSR 240-22.010, 4 CSR 240-22.030, 4 CSR 240-22.060, and 4 CSR 240-22.070, which were moved on August 28, 2019. The revision also removes citations to a rule that has been rescinded, 4 CSR 240-3.163, as well as updating the correct citation from 4 CSR 240-20.093(7) and 4 CSR 240-20.094(3) to 20 CSR 4240-20.093(8) and 20 CSR 4240-20.094(4), respectively.

(1) The utility shall select a preferred resource plan from among the alternative resource plans that have been analyzed pursuant to the requirements of [4 CSR 240- 22.060] **20 CSR 4240-22.060**. The utility shall describe and document the process used to select the preferred resource plan, including the relative weights given to the various performance measures and the rationale used by utility decision-makers to judge the appropriate tradeoffs between competing planning objectives and between expected performance and risk. The utility shall provide the names, titles, and roles of the utility decision-makers in the preferred resource plan selection process. The preferred resource plan shall satisfy at least the following conditions:

(A) In the judgment of utility decision-makers, strike an appropriate balance between the various planning objectives specified in [4 CSR 240-22.010(2)] **20 CSR 4240-22.010(2)**;

(D) In the judgment of the utility decision-makers, the preferred plan, in conjunction with the deployment of emergency demand response measures and access to short-term and emergency power supplies, has sufficient resources to serve load forecasted under extreme weather conditions pursuant to [4 CSR 240-22.030(8)(B)] **20 CSR 4240-22.030(8)(B)** for the implementation period. If the utility cannot affirm the sufficiency of resources, it shall consider an alternative resource plan or modifications to its preferred resource plan that can meet extreme weather conditions.

(4) The utility shall describe and document its contingency resource plans in preparation for the possibility that the preferred resource plan should cease to be appropriate, whether due to the limits identified pursuant to [4 CSR 240-22.070(2)] **20 CSR 4240-22.070(2)** being exceeded or for any other reason.

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(C) Each contingency resource plan shall satisfy the fundamental objective in [4 CSR 240-22.010(2)] **20 CSR 4240-22.010(2)** and the specific requirements pursuant to [4 CSR 240-22.070(1)] **20 CSR 4240-22.070(1)**.

(5) Analysis of Load-Building Programs. If the utility intends to continue existing load-building programs or implement new ones, it shall analyze these programs in the context of one (1) or more of the alternative resource plans developed pursuant to [4 CSR 240-22.060(3)] **20 CSR 4240-22.060(3)** of this rule, including the preferred resource plan selected pursuant to [4 CSR 240-22.070(1)] **20 CSR 4240-22.070(1)**. This analysis shall use the same modeling procedure and assumptions described in [4 CSR 240-22.060(4)] **20 CSR 4240-22.060(4)**. The utility shall describe and document—

(8) Evaluation of Demand-Side Programs and Demand-Side Rates. The utility shall describe and document its evaluation plans for all demand-side programs and demand-side rates that are included in the preferred resource plan selected pursuant to [4 CSR 240-22.070(1)] **20 CSR 4240-22.070(1)**. Evaluation plans required by this section are for planning purposes and are separate and distinct from the evaluation, measurement, and verification reports required by [4 CSR 240-3.163(7) and 4 CSR 240-20.093(7)] **20 CSR 4240-20.093(8)**; nonetheless, the evaluation plan should, in addition to the requirements of this section, include the proposed evaluation schedule and the proposed approach to achieving the evaluation goals pursuant to [4 CSR 240-3.163(7) and 4 CSR 240-20.093(7)] **20 CSR 4240-20.093(8)**. The evaluation plans for each program and rate shall be developed before the program or rate is implemented and shall be filed when the utility files for approval of demand-side programs or demand-side program plans with the tariff application for the program or rate as described in [4 CSR 240-20.094(3)] **20 CSR 4240-20.094(4)**. The purpose of these evaluations shall be to develop the information necessary to evaluate the cost-effectiveness and improve the design of existing and future demand-side programs and demand-side rates, to improve the forecasts of customer energy consumption and responsiveness to demand-side programs and demand-side rates, and to gather data on the implementation costs and load impacts of demand-side programs and demand-side rates for use in future cost-effectiveness screening and integrated resource analysis.

AUTHORITY: sections 386.040, 386.250, 386.610, and 393.140, RSMo [2000] 2016. This rule originally filed as 4 CSR 240-22.070. Original rule filed June 12, 1992, effective May 6, 1993. Amended: Filed Oct. 25, 2010, effective June 30, 2011. Moved to 20 CSR 4240-22.070, effective Aug. 28, 2019. Amended: Filed, effective.*

**Original authority: 386.040, RSMo 1939; 386.250, RSMo 1939, amended 1963, 1967, 1977, 1980, 1987, 1988, 1991, 1993, 1995, 1996; 386.610, RSMo 1939; and 393.140, RSMo 1939, amended 1949, 1967.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500.00) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500.00) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file comments in support of or in opposition to this proposed amendment with the Missouri Public Service Commission, Nancy Dippell, Secretary of the Commission, P.O. Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the commission's offices on or before November 2, 2026, and should include a reference to Commission Case No. EX-2027-0060. Comments may also be submitted via a filing using the commission's electronic filing and information system at https://psc.mo.gov/General/Submit_Comments. A public hearing regarding this proposed amendment is scheduled for November 5, 2026, at 10 a.m., in Room 310 of the Governor Office Building, 200 Madison St., Jefferson City, MO. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed amendment and may be asked to respond to commission questions. Any persons with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1-800-392-4211 or TDD Hotline 1-800-829-7541.