

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 31st day  
of May, 2007.

In the Matter of Union Electric Company d/b/a	)	
AmerenUE's Tariffs Increasing Rates for Electric	)	<b><u>Case No. ER-2007-0002</u></b>
Service Provided to Customers in the Company's	)	Tariff No. YE-2007-0859
Missouri Service Area	)	

**ORDER GRANTING EXPEDITED TREATMENT AND  
APPROVING COMPLIANCE TARIFF**

Issue Date: May 31, 2007

Effective Date: June 4, 2007

On May 22, 2007, the Missouri Public Service Commission issued its Report and Order rejecting the tariff filed by Union Electric Company, d/b/a AmerenUE, and directing AmerenUE to file a revised tariff to effectuate the terms of the Report and Order. AmerenUE filed a revised tariff on May 25 in compliance with that order. That tariff bore an effective date of June 24. Along with its tariff, AmerenUE filed a motion for expedited treatment asking the Commission to approve the revised tariff to be effective June 4.

On May 30, 2007, the Commission's Staff filed its recommendation regarding AmerenUE's compliance tariff filing and motion for expedited treatment. Staff concludes the tariff complies with the Commission's Report and Order, and recommends the Commission approve the compliance tariff to be effective on June 4.

The Office of the Public Counsel also filed a response on May 30, expressing some concerns about the tariff. First, Public Counsel believes that the Commission's Report and Order is unclear about whether an off-system sales revenue tracker was ordered. The

Report and Order does not implement such a tracker and neither does AmerenUE's tariff. However, Public Counsel identifies the source of its confusion as an order requesting revised scenarios, issued shortly before the Report and Order, which mentions a regulatory tracker for off-system sales revenue. To remove any confusion, the Commission informs the parties that the report and order controls this question, and does not implement an off-system sales revenue tracker. The order requesting revised scenarios was simply in error.

Second, Public Counsel is concerned about the language of Tariff Sheet No. 216, which establishes the Voluntary Green Program. The tariff's description of the Voluntary Green Program includes the following sentence: "One REC is the equivalent of 1,000 kWh produced from a qualified renewable energy source ...." Public Counsel argues this statement is misleading because "[a] REC is not equivalent to 1,000 kWh or any other amount of actual energy, but rather it is equivalent to the renewable energy attributes of that amount of energy."

Taken out of context, the challenged statement might mislead customers into believing that by purchasing a REC they would be purchasing actual renewable energy. However, the rest of the paragraph from which the challenged statement is taken clearly explains what a REC is and how the Voluntary Green Program works. The tariff explicitly states: "[c]ustomers participating under this program will not directly receive any renewable energy commodity or product as a result of their participation." When the entire section of the tariff is read, it is not confusing or misleading and does not need to be modified.

Public Counsel's third concern is with Tariff Sheet No. 218, which establishes the low-income weatherization program. The tariff states "the Company will provide \$1,200,000 annually for a residential weatherization grant program." In fact, the

Commission's Report and Order requires the company to provide \$600,000 for the program, with the remaining \$600,000 to be recovered from ratepayers. Staff's recommendation confirms the \$600,000 will be recovered from ratepayers through the tariffs AmerenUE has filed.

The language that concerns Public Counsel will not affect the source of funding for the residential weatherization grant program. Presumably, however, Public Counsel is concerned that AmerenUE will be claiming credit for providing funds that are actually being provided by ratepayers. Public Counsel is correct about the source of the funding, but the language of the tariff is not so misleading as to justify the rejection of AmerenUE's compliance tariff to require the language to be corrected.

The Commission has reviewed the proposed tariff, Public Counsel's concerns, and Staff's Recommendation. For good cause shown pursuant to Section 393.140(11), RSMo 2000, the Commission concludes that the submitted compliance tariff is consistent with the Commission's Report and Order and should be approved to become effective for service rendered on and after June 4.

**IT IS ORDERED THAT:**

1. The Motion for Expedited Treatment filed by Union Electric Company, d/b/a AmerenUE, is granted.
2. The proposed electric service tariff submitted under Tariff File No. YE-2007-0859 by Union Electric Company, d/b/a AmerenUE for the purpose of increasing rates for retail electric service to customers is hereby approved, effective on and after June 4, 2007. The specific tariff sheets approved are:

**Schedule No. 5**

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**Missouri Service Area**

35<sup>th</sup> Revised Sheet No. 28, Canceling 34<sup>th</sup> Revised Sheet No. 28  
23<sup>rd</sup> Revised Sheet No. 32, Canceling 22<sup>nd</sup> Revised Sheet No. 32  
26<sup>th</sup> Revised Sheet No. 34, Canceling 25<sup>th</sup> Revised Sheet No. 34  
33<sup>rd</sup> Revised Sheet No. 37, Canceling 32<sup>nd</sup> Revised Sheet No. 37  
24<sup>th</sup> Revised Sheet No. 39, Canceling 23<sup>rd</sup> Revised Sheet No. 39  
23<sup>rd</sup> Revised Sheet No. 40, Canceling 22<sup>nd</sup> Revised Sheet No. 40  
28<sup>th</sup> Revised Sheet No. 41, Canceling 27<sup>th</sup> Revised Sheet No. 41  
14<sup>th</sup> Revised Sheet No. 45, Canceling 13<sup>th</sup> Revised Sheet No. 45  
24<sup>th</sup> Revised Sheet No. 50, Canceling 23<sup>rd</sup> Revised Sheet No. 50  
17<sup>th</sup> Revised Sheet No. 55, Canceling 16<sup>th</sup> Revised Sheet No. 55  
10<sup>th</sup> Revised Sheet No. 67.1, Canceling 9<sup>th</sup> Revised Sheet No. 67.1  
5<sup>th</sup> Revised Sheet No. 67.4, Canceling 4<sup>th</sup> Revised Sheet No. 67.4  
10<sup>th</sup> Revised Sheet No. 68, Canceling 9<sup>th</sup> Revised Sheet No. 68  
1<sup>st</sup> Revised Sheet No. 68.1, Canceling Original Sheet No. 68.1  
17<sup>th</sup> Revised Sheet No. 98, Canceling 16<sup>th</sup> Revised Sheet No. 98  
18<sup>th</sup> Revised Sheet No. 99, Canceling 17<sup>th</sup> Revised Sheet No. 99  
13<sup>th</sup> Revised Sheet No. 100, Canceling 12<sup>th</sup> Revised Sheet No. 100  
4<sup>th</sup> Revised Sheet No. 117, Canceling 3<sup>rd</sup> Revised Sheet No. 117  
5<sup>th</sup> Revised Sheet No. 117.1, Canceling 4<sup>th</sup> Revised Sheet No. 117.1  
2<sup>nd</sup> Revised Sheet No. 122.6, Canceling 1<sup>st</sup> Revised Sheet No. 122.6  
2<sup>nd</sup> Revised Sheet No. 122.7, Canceling 1<sup>st</sup> Revised Sheet No. 122.7  
2<sup>nd</sup> Revised Sheet No. 122.8, Canceling 1<sup>st</sup> Revised Sheet No. 122.8  
Original Sheet No. 122.9  
Original Sheet No. 122.10  
Original Sheet No. 122.11  
Original Sheet No. 122.12  
Original Sheet No. 122.13  
5<sup>th</sup> Revised Sheet No. 124, Canceling 4<sup>th</sup> Revised Sheet No. 124  
15<sup>th</sup> Revised Sheet No. 125, Canceling 14<sup>th</sup> Revised Sheet No. 125  
5<sup>th</sup> Revised Sheet No. 147, Canceling 4<sup>th</sup> Revised Sheet No. 147  
7<sup>th</sup> Revised Sheet No. 148, Canceling 6<sup>th</sup> Revised Sheet No. 148  
6<sup>th</sup> Revised Sheet No. 149, Canceling 5<sup>th</sup> Revised Sheet No. 149  
3<sup>rd</sup> Revised Sheet No. 150, Canceling 2<sup>nd</sup> Revised Sheet No. 150  
2<sup>nd</sup> Revised Sheet No. 151, Canceling 1<sup>st</sup> Revised Sheet No. 151  
4<sup>th</sup> Revised Sheet No. 152, Canceling 3<sup>rd</sup> Revised Sheet No. 152  
6<sup>th</sup> Revised Sheet No. 153, Canceling 5<sup>th</sup> Revised Sheet No. 153  
11<sup>th</sup> Revised Sheet No. 154, Canceling 10<sup>th</sup> Revised Sheet No. 154  
4<sup>th</sup> Revised Sheet No. 155, Canceling 3<sup>rd</sup> Revised Sheet No. 155  
3<sup>rd</sup> Revised Sheet No. 156, Canceling 2<sup>nd</sup> Revised Sheet No. 156  
3<sup>rd</sup> Revised Sheet No. 157, Canceling 2<sup>nd</sup> Revised Sheet No. 157  
10<sup>th</sup> Revised Sheet No. 158, Canceling 9<sup>th</sup> Revised Sheet No. 158  
3<sup>rd</sup> Revised Sheet No. 159, Canceling 2<sup>nd</sup> Revised Sheet No. 159  
3<sup>rd</sup> Revised Sheet No. 160, Canceling 2<sup>nd</sup> Revised Sheet No. 160  
3<sup>rd</sup> Revised Sheet No. 161, Canceling 2<sup>nd</sup> Revised Sheet No. 161

**4<sup>th</sup> Revised Sheet No. 162, Canceling 3<sup>rd</sup> Revised Sheet No. 162**  
**5<sup>th</sup> Revised Sheet No. 163, Canceling 4<sup>th</sup> Revised Sheet No. 163**  
**3<sup>rd</sup> Revised Sheet No. 165, Canceling 2<sup>nd</sup> Revised Sheet No. 165**  
**6<sup>th</sup> Revised Sheet No. 170, Canceling 5<sup>th</sup> Revised Sheet No. 170**  
**1<sup>st</sup> Revised Sheet No. 170.1, Canceling Original Sheet No. 170.1**  
**5<sup>th</sup> Revised Sheet No. 171, Canceling 4<sup>th</sup> Revised Sheet No. 171**  
**Original Sheet No. 216**  
**Original Sheet No. 217**  
**Original Sheet No. 218**

3. This order shall become effective on June 4, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

(S E A L)

Davis, Chm., Murray, Clayton,  
and Appling, CC., concur.  
Gaw, C., dissents.

Woodruff, Deputy Chief Regulatory Law Judge