

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

In the Matter of the Consideration of Adoption)	
Of the PURPA Section 111(d)(14) Time-Based)	Case No. EO-2006-0496
Metering and Communications Standard as)	
Required by Section 1252 of the Energy Policy)	
Act of 2005)	

**POSITION STATEMENT OF
KANSAS CITY POWER & LIGHT COMPANY'S
EXPERT WITNESS**

Pursuant to 4 CSR 240-2.080 and the order issued by the Missouri Public Service Commission ("Commission") on March 15, 2007 in the above-captioned proceeding, Kansas City Power & Light Company ("KCPL") hereby provides the Position Statement of Chris Giles to the threshold question of the applicability of the prior state action exemption to the adoption of the PURPA noted in this proceeding. In support thereof, KCPL states as follows:

1. In compliance with the Energy Policy Act of 2005 (the "Act"), the Commission established this case to consider the implementation of certain standards under the Public Utility Regulatory Policies Act ("PURPA").

2. In the order issued by the Commission in this proceeding on March 15, 2007, the Commission ordered that the parties file with the Commission position statements from their identified experts, outlining the expert's position on the applicability of the prior state action exemption to the adoption of the PURPA standards noted in each respective case caption, and articulating the reasons for supporting those positions.

3. The Commission directed the parties to this case to submit a response to the questions quoted above by no later than April 13, 2006.

4. In response to the Commission's Order, KCPL states its position (as will be articulated by Chris Giles) that it believes that this proceeding can be closed based on prior state

actions. As required by Section 1252(i) of the Act, KCPL believes that the Commission has adequately considered time-based metering and communications standards through its review and approval of the various time-of-use rate schedules contained in the tariffs of the Missouri electric utilities. KCPL's tariffs include time-of-use rate schedules for different customer classes.

5. Although KCPL believes that this case can be closed based on prior state actions, if the Commission determines that it is necessary to continue the proceeding, KCPL believes that the Commission should proceed in two phases. The Commission should first undertake a notice and comment rulemaking proceeding to established general time-based metering and communications standards. Then, after that rulemaking proceeding is final, the Commission should only address a specific utility's time-based rate schedule in the context of a rate case. A case-by-case determination is necessary because of the different system configurations of each utility. Determination within a rate case is necessary to ensure that each utility's rates accurately reflect the cost of offering time-based rate schedules.

WHEREFORE, KCPL respectfully provides its Position Statement in response to the Commission's March 15, 2007 Order in the above-captioned matter.

Respectfully submitted,

/s/ James M. Fischer

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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Position Statement was served to all persons on the official service lists in the above-referenced cases via electronic filing and electronic mail (e-mail) on this 13th day of April, 2007.

/s/ James M. Fischer

James M. Fischer