

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Union)	
Electric Company d/b/a Ameren Missouri for)	<u>File No. ET-2016-0246</u>
Approval Of a Tariff Setting a Rate for)	Tariff No. YE-2017-0030
Electric Vehicle Charging Stations)	

**RECOMMENDATION OF SIERRA CLUB & NATURAL RESOURCES
DEFENSE COUNCIL TO APPROVE PROPOSED TARIFF WITH
MODIFICATIONS**

Come now Sierra Club and Natural Resources Defense Council and, for their recommendation, respectfully state as follows:

1. On August 15, 2016, Ameren Missouri filed its Application for Approval of a Tariff Authorizing a Pilot Program for Electric Vehicle Charging Stations.¹ With the application, the Company filed a proposed tariff sheet bearing an effective date of October 15, 2016.² If approved, the proposed tariff would authorize Ameren Missouri to implement a pilot program to install and operate electric vehicle charging stations at up to six sites within the Company’s service territory, with five of the sites located along Interstate 70.³
2. On August 15, 2016, the Commission issued an Order stating that any party wishing to file a recommendation regarding Ameren Missouri’s Application and associated tariff must do so no later than September 28, 2016.⁴
3. On September 28, 2016, Sierra Club, Natural Resources Defense Council (“NRDC”), and Staff filed timely comments on the company’s proposed tariff.

¹ *Application for Approval of Tariff Authorizing a Pilot Program for Electric Vehicle Charging Stations*, File No. ET-2016-0246 (filed August 15, 2016). The application is supported by the direct testimony of Mark Nealon.

² *Id.* at Exhibit 3.

³ *Id.* at Exhibit 3, page 1.

⁴ *Notice of Tariff Filing and Order Establishing Time to File Recommendations*, File No. ET-2016-0246 (filed August 15, 2016).

4. In brief, the separately filed comments of Sierra Club and NRDC recommended that, in order to avoid discriminatory treatment of electric vehicle drivers, Ameren should replace its proposed time-based tariff for Level 2-AC and Level 2-DC charging stations with a roughly equivalent volumetric rate. Sierra Club also suggested, in the alternative, that Ameren implement a time-based tariff to be assessed on a per-minute basis rather than a 15-minute basis.
5. On October 4, 2016, Ameren filed a response to the recommendations of Staff, Sierra Club and NRDC, as well as a revised tariff sheet (identified as “Attachment A”).⁵ The company stated its substantial agreement with the recommendations of Sierra Club and NRDC, and the revised tariff sheet reflected a new volumetric rate for Level 2-AC charging and per-minute rate for Level 2-DC charging.
6. On October 5, 2016, the Commission issued an Order in which it formally rejected the company’s original tariff filing and authorized it to file a new tariff consistent with the company’s modified tariff identified as Attachment A.⁶ The Commission further ruled that any party wishing to respond to the revised tariff must do so no later than October 13, 2016.
7. In its order, the Commission stated that it found “the arguments of NRDC and Sierra Club [to be] persuasive that a volumetric rate that charges based on the amount of electricity consumed or a time-based tariff on a per minute basis rather than 15-minute intervals would help to prevent discrimination against electric vehicle drivers with less powerful onboard charging devices.”⁷
8. On October 11, 2016, Ameren filed the revised tariff pursuant the Commission’s October 5, 2016 Order. The tariff bears an effective date of November 6, 2016.
9. Sierra Club and NRDC file this recommendation in response to the Commission’s Order dated October 7, 2016 and Ameren’s revised tariff, filed October 11, 2016 and state our strong support for Commission approval of the revised tariff and EV pilot program, in light of the modifications made by Ameren to avoid unequal treatment of EV drivers and to provide price transparency.

⁵ *Order Rejecting Tariff Filing & Directing Filing*, File No. ET-2016-0246 (filed October 6, 2016).

⁶ *Id.* at 3-4.

⁷ *Id.* at 3.

WHEREFORE, Sierra Club and NRDC respectfully submit their recommendation.

Respectfully submitted,

/s/ Henry B. Robertson
Henry B. Robertson (Mo. Bar No. 29502)
Great Rivers Environmental Law Center
319 N. Fourth St, Suite 800
St. Louis, Missouri 63102
Tel. (314) 231-4181
Fax (314) 231-4184
[hrobertson](mailto:hrobertson@greatriverslaw.org)
[@greatriverslaw.org](mailto:hrobertson@greatriverslaw.org)
Attorney for Sierra Club and NRDC

Joseph Halso
Associate Attorney
Sierra Club
50 F. Street NW, 8th Floor
Washington, D.C. 20001
202.650.6080
joe.halso@sierraclub.org
Attorney for Sierra Club

Noah Garcia
Schneider Fellow
Natural Resources Defense Council
20 N. Wacker Drive, Suite 1600
Chicago, IL 60606
312.651.7916
ngarcia@nrdc.org
Representative for Natural Resources Defense Council

CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was filed on EFIS and sent by email on this 13th day of October, 2016, to all counsel of record.

/s/ Henry B. Robertson
Henry B. Robertson

CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was filed on EFIS and sent by email on this 13th day of October, 2016, to all counsel of record.

/s/ Henry B. Robertson
Henry B. Robertson