

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held by telephone
and internet audio conference on
the 16th day of December, 2020.

In the Matter of the Establishment of a)	
Working Case For the Review and)	
Consideration of Amending The)	<u>File No. EW-2021-0165</u>
Commission's Rule on Reporting)	
Requirements For Electric Utilities and)	
Rural Electric Cooperatives)	

**ORDER OPENING FILE REGARDING REVIEW OF REPORTING
REQUIREMENTS RULE AND PROVIDING NOTICE**

Issue Date: December 16, 2020

Effective Date: December 16, 2020

On December 9, 2020 the Staff of the Commission (Staff) filed a motion asking the Commission to establish a working case for the review and consideration of amending the Commission's Rule on Reporting Requirements for Electric Utilities and Rural Electric Cooperatives, which is found at 20 CSR 4240-3.190. Staff's motion describes multiple areas in which the rule might be amended and asks that interested stakeholders be directed to comment. After receiving comments, Staff proposes to draft an amended rule and schedule workshop meetings with interested stakeholders as necessary.

The Commission will open this working case as requested by Staff.

This file will serve as a repository for documents and comments. Using this file, anyone with an interest in this matter may view documents and may submit any pertinent responsive comments or documents. As this is not a contested case, anyone may file a comment without counsel and without *ex parte* constraints (arising from this matter). Intervention requests are not necessary to submit comments or view documents.

The public is welcome to submit comments by forwarding electronic communications through the Commission's electronic filing and information system (EFIS) or by mailing written comments. You may submit electronic comments at the Commission's website at <https://www.psc.mo.gov>. (Click on the Access EFIS link on the right side of the page. Scroll down and click on the public comment link. Please refer to File No. EW-2021-0165). Written comments in hard copy should be addressed to the Commission at P.O. Box 360, Jefferson City, Missouri 65102 and should also reference File No. EW-2021-0165. The public can view the contents of the file by following the same link at <https://www.psc.mo.gov>.

THE COMMISSION ORDERS THAT:

1. This case is established as a repository for documents and comments regarding the Commission's consideration of its Rule on Reporting Requirements for Electric Utilities and Rural Electric Cooperatives.

2. The Commission's data center shall provide a copy of this order and Staff's Motion to Establish Working Case to the following:

- All counsel of record for electrical corporations regulated by the Commission;
- The Office of the Public Counsel;
- All intervenors in the most recent general rate case for each of those electrical corporations; and
- The Association of Missouri Electric Cooperatives (AMEC).

3. Anyone wishing to submit comments shall do so no later than February 16, 2021.

4. This order shall be effective when issued.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

Silvey, Chm., Kenney, Rupp, Coleman, and
Holsman CC., concur.

Woodruff, Chief Regulatory Law Judge

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

In the Matter of the Establishment of a Working Case)
For the Review and Consideration of Amending)
The Commission's Rule on Reporting Requirements)
For Electric Utilities and Rural Electric Cooperatives)

File No. EW-2021-XXXX

STAFF MOTION TO ESTABLISH WORKING CASE

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through Staff Counsel's Office, and moves the Commission to establish a working case for a review and consideration of amending the Commission's Rule on Reporting Requirements for Electric Utilities and Rural Electric Cooperatives, found at 20 CSR 4240-3.190.

In support of its motion Staff states as follows:

1. Staff has identified areas where improvements to the type and quality of information reported are warranted in the Commission's Rule on Reporting Requirements for Electric Utilities and Rural Electric Cooperatives. Below is a description of the issues Staff has identified, followed by Staff's proposed solution:

A. Issue: This particular Commission reporting rule was last substantively amended effective August 2010, and since that time, there have been significant changes in energy market operations, metering technology, and coal plant retirements. The recent COVID-19 pandemic has further highlighted the need for clarity and consistency in utility-reported information.

B. Proposed Solution: Amend¹ the Commission's Rule on Reporting Requirements for Electric Utilities and, as applicable, Rural Electric Cooperatives, found at 20 CSR 4240-3.190,² to:

1. Require the provision of interval data by the utility on a monthly basis, and retention of interval data for retrieval and study.
2. Require the provision of hourly day-ahead cleared, real-time, and ancillary services at each generating unit.
3. Require the provision of hourly day-ahead schedule and real-time load at load nodes.
4. Require the consistent reporting of generation from PPAs as purchased power.
5. Require that format changes in reported data be accompanied by notification from the utility and an explanation of the changes made.
6. Require that password protection be removed from any electronic data file submitted to the Commission to meet these reporting requirements.
7. Require enhanced reporting of decisions to permanently retire power plants.
8. Require the reporting of unit heat rate curve data.
9. Require the reporting of unit ramp rate data.
10. Require the reporting of unit variable operations and maintenance data.
11. Require the reporting of fuel price data used for dispatch of coal units, when the dispatch fuel price uses the market price of coal.
12. Require reporting of outages due to unforeseen occurrences.

¹ Staff is cognizant that any amendment would need to be consistent with Section 394.160, RSMo. and any information contained in the reports filed pursuant to this rule would still be subject to the provisions of Section 386.480, RSMo.

² As Staff proceeds through the working docket process, it may be determined that a new rule or a move to another chapter of the Commission's rules is more appropriate for the reporting requirements.

13. Require the use of an administratively controlled form maintained on the PSC public website for the reporting of accidents or events by electric utilities and rural electric cooperatives. Reporting via telephone, fax machine, email, or EFIS notification will still be accepted.

2. Staff's intent with this proposal to amend 20 CSR 4240-3.190 is to update the existing reporting requirements for technology and market advancements while also improving the information reported and providing additional useable information to Staff.

3. Staff has not drafted an amended Rule at this time because Staff believes it would be appropriate to first receive comments from interested stakeholders in the course of a Commission-overseen working group docket prior to drafting the amended Rule. Staff has, however, set forth its areas of concern with the current Rule as well as a proposed solution above. Therefore, Staff requests that the Commission issue an order requesting that comments be filed within 30 days after the date of the Commission's Order establishing a working case in this docket seeking comments on the issues and potential solution identified herein by Staff, as well as any additional issues with the current Rule, along with potential solutions, identified by the commenters. After the comment due date Staff will draft an amended Rule and schedule workshop(s) with interested stakeholders as it may deem necessary.

4. Staff further requests that the Commission serve its Order Establishing Working Case on all counsel of record for electrical corporations regulated by the Commission, the Office of the Public Counsel, all intervenors in the most recent general rate cases of those electrical corporations, and to the Association of Missouri Electric Cooperatives ("AMEC").

WHEREFORE, Staff moves the Commission to open a working case and issue an Order requesting comments within 30 days after the date of said Order addressing the consideration of the amendment of the Commission's Rule on Reporting Requirements for Electric Utilities and, as applicable, Rural Electric Cooperatives, found at 20 CSR 4240-3.190.

Respectfully submitted,

/s/ Jamie S. Myers

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to counsel of record as reflected on the certified service list maintained by the Commission in its Electronic Filing Information System this 9th day of December, 2020.

/s/ Jamie S. Myers


STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 16th day of December, 2020.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 16, 2020

File/Case No. EW-2021-0165

**Missouri Public Service
Commission**

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**Advanced Energy Management
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**Missouri Joint Municipal Electric
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**Missouri Public Service
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National Housing Trust

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Suite 600
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Natural Resources Defense Council

Legal Department
20 North Wacker Drive, Suite 1600
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Sierra Club

Legal Department
2101 Webster St., Ste. 1300
Oakland, CA 94612

**The Empire District Electric
Company SERP Retirees, LLC**

Legal Department
308 E. High Street, Suite 204
Jefferson City, MO 65101

Distributed to all Counsel of Record for Electrical Corporations Regulated by the Commission.

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

A handwritten signature in dark ink, reading "Morris L. Woodruff". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

**Morris L. Woodruff
Secretary**

~~Distributed to all Counsel of Record~~ for Electrical Corporations Regulated by the Commission.

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.