

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Evergy)	
Metro, Inc. d/b/a Evergy Missouri Metro and)	<u>Case No. ET-2026-0074</u>
Evergy Missouri West, Inc. d/b/a Evergy)	Tracking Nos. JE-2026-0081
Missouri West for Approval of New or)	JE-2026-0082
Modified Tariffs to Permit Customers to Opt-)	
Out of Time of Use Rates)	

ORDER ENDING TARIFF SUSPENSION AND NOTICE THAT TARIFF WILL TAKE EFFECT BY OPERATION OF LAW

Issue Date: January 30, 2026

Effective Date: January 30, 2026

This order ends the suspension of tariff revisions submitted by Evergy Missouri Metro, Inc. d/b/a Evergy Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (collectively “Evergy”) and provides notice that Evergy’s tariff revisions will be allowed to take effect by operation of law.

Background

On January 5, 2026, Evergy filed tariff sheets, Tracking Nos. JE-2026-0081 and JE-2026-0082, to allow its customers to opt out of mandatory Time of Use (TOU) rates. Those tariff sheets bear an effective date of February 4, 2026. Section 386.1100 RSMo, requires the Commission to issue an order allowing mandated TOU customers to opt out of TOU rates. That statute became effective on August 28, 2025.

The Commission set an intervention deadline and directed its Staff (Staff) to file a recommendation about Evergy’s tariff sheets. On January 16, 2026, Staff filed a motion requesting an additional ten days to submit its tariff report and recommendation. The Commission granted Staff’s motion and suspended Evergy’s tariff sheets until February 16, 2026.

Staff filed a recommendation on January 26, 2026. Staff recommended that the Commission either allow the tariff to take effect by operation of law or establish a procedural schedule to take evidence on the issue of rate switching. Evergy's tariff revisions include changes eliminating restrictions on rate switching. Staff is concerned that elimination of the limitations on rate switching will result in allowing customers to avoid paying the appropriate amounts for their energy usage. Staff is also concerned that in a future rate case Evergy could seek recovery from all customers of the revenue that was avoided by rate switching.

Evergy filed a response to Staff's recommendation. Evergy states that it has not observed high levels of rates switching and did not share Staff's concerns about rate switching.

Decision

Evergy filed these tariff revisions to comply with Section 386.1100 RSMo, which requires the Commission to issue an order authorizing customers to opt-out of TOU rates and participate in non-TOU rate schedules no later than August 28, 2026. The statute does not address rate switching and the Commission sees no reason to address it currently. Staff has not articulated a specific reason that high levels of rate switching will occur. Staff's concern is merely that rate switching could occur under Evergy's tariff revisions.

There is no indication that Evergy will seek to recover speculative untracked avoided revenue in a future rate case. The Commission will address rate switching if it becomes necessary in future proceedings. However, Staff's alternative recommendation

to establish a procedural schedule asks the Commission to address a problem now that does not currently, and may never, exist.

The Commission has reviewed the tariff revisions and Staff's recommendation. The tariff revisions and this order meet the requirements of Section 386.1100 RSMo. The Commission finds that tariff revision should be allowed to take effect by operation of law on February 4, 2026. Therefore, the Commission will end the suspension of Evergy's tariff sheets so they may take effect on their proposed date

The Commission will allow Evergy's tariff revisions to become effective on February 4, 2026, by operation of law.

THE COMMISSION ORDERS THAT:

1. The suspension of Evergy's tariff revisions, Tracking Nos. JE-2026-0081 and JE-2026-0082, is ended.
2. Evergy's tariff revisions, Tracking Nos. JE-2026-0081 (as substituted on January 16, 2026, and January 21, 2026) and JE-2026-0082 (as substituted on January 16, 2026), will be allowed to become effective by operation of law on February 4, 2026.
3. This order is effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

John T. Clark, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 30th day of January, 2026.

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 30th day of January 2026.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 30, 2026

File/Case No. ET-2026-0074

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

Sincerely,



**Nancy Dippell
Secretary**

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