

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

FEB 28 2013

In the Matter of The Empire District Electric )  
Company's Net Metering Annual Compliance )  
Filing as Required by K.A.R. 82-17-4. )

by  
State Corporation Commission  
of Kansas  
Docket No. 12-EPDE-689-CPL

**MARCH 2013 ANNUAL NET METERING COMPLIANCE  
REPORT OF THE EMPIRE DISTRICT ELECTRIC COMPANY**

The Empire District Electric Company ("Empire") hereby submits its first annual net metering compliance report pursuant to K.A.R. 82-17-4. In support of its filing Empire states the following:

1. On May 28, 2009, the Kansas Legislature passed into law the Net Metering and Easy Connection Act ("NMECA").<sup>1</sup> K.S.A. 66-1269 directed the State Corporation Commission of the State of Kansas ("Commission") to establish, within twelve (12) months of the effective date of the NMECA, rules and regulations for net metering applicable to jurisdictional utilities.

2. On July 22, 2010, the Commission published in the Kansas Register the net metering regulations adopted by the Commission in a public hearing conducted on July 9, 2010.<sup>2</sup>

3. K.A.R. 82-17-3 requires jurisdictional utilities to file with the Commission a tariff "setting forth the terms and conditions for net metering interconnection with a customer generator" with said tariff also including certain criteria specifically provided for in the regulation. On February 7, 2011, pursuant to and in compliance with K.A.R. 82-17-3, Empire filed for Commission approval of its net metering tariff. On April 1, 2011, the Commission issued its Order approving Empire's tariff, as recommended and modified by Commission Staff ("Staff").<sup>3</sup>

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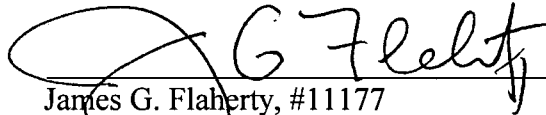
<sup>1</sup>K.S.A. 66-1263 through K.S.A.66-1271.

<sup>2</sup>K.A.R. 82-17-1 through K.A.R. 82-17-5.

<sup>3</sup>Docket No. 11-EPDE-551-TAR, Staff Report and Recommendation, filed March 11, 2011, pp. 3-4 (Staff recommended minor changes to language).

4. K.A.R. 82-17-4 requires jurisdictional utilities file with the Commission by March 1 of each year an annual report containing specific information regarding the net metering facilities connected to its system. In the instant filing Empire seeks to satisfy the March 2013 reporting requirements of K.A.R. 82-17-4 by submitting for review the attached Exhibit A, Empire 's 2012 Net Metering Annual Report, outlining Empire customer net metering facilities connected to its system through December 31, 2012, as specified in K.A.R. 82-17-4(b).

WHEREFORE, Empire respectfully submits it 2012 Net Metering Annual Report for Commission review.



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Exhibit A

THE EMPIRE DISTRICT ELECTRIC COMPANY  
2012 Net Metering Annual Report

Pursuant to Kansas Administrative Rules:  
 Article 17 - Net Metering  
 K.A.R. 82-17-4 Reporting Requirements

Customer Type	(A) Type of Generation	(B) Zip Code	(C) Date of Interconnection	(D) Expiring Excess kWh	(E) Generator Size	(F) Number & Meter Type	Model	# Wires	Volts
Empire did not connect any net metering customers during the calendar year ended December 31, 2012 in Kansas.									
Total net metered generating capacity for all connections made during 2012					0				

(2) Total rated net metered generating capacity \_\_\_\_\_ kW  
 for all net metered facilities connected with  
 Empire's system in Kansas as of December 31, 2012:

**RULE EXCERPT:**

82-17-4. Reporting Requirements.

- (a) Each utility shall submit to the Commission, by March 1, a report in a format approved by the Commission listing all net metered facilities connected with the utility during the prior calendar year, pursuant to the act.
- (b) Each report shall specify the following information:
  - (1) Information by customer type, including the following for each net metered facility:
    - (A) The type of generation resource in operation;
    - (B) Zip code of the net metered facility;
    - (C) First Year of interconnection;
    - (D) Any excess kilowatt-hour that expired at the end of the prior calendar year;
    - (E) Generator size;
    - (F) Number and type of meters; and
  - (2) The utility's system retail peak in Kansas and total rated net metered generating capacity for all net metered facilities connected with the utility's system in Kansas.

Exhibit A

THE EMPIRE DISTRICT ELECTRIC COMPANY  
2012 Net Metering Annual Report  
Kansas Retail Peak Demand  
For Calendar Year 2012

Pursuant to Kansas Administrative Rules:  
Article 17 - Net Metering  
K.A.R. 82-17-4 Reporting Requirements

<u>Month</u>	<u>Date</u>	<u>Time</u>	<u>Megawatts</u>
January	1/13/12	hr 0800	42.9
February	2/11/12	hr 0900	40.5
March	3/09/12	hr 0800	35.6
April	4/02/12	hr 1700	39.7
May	5/29/12	hr 1700	45.6
June	6/25/12	hr 1700	61.0
July	7/25/12	hr 1700	53.8
August	8/02/12	hr 1700	59.9
September	9/04/12	hr 1700	52.3
October	10/29/12	hr 0800	29.1
November	11/27/12	hr 0800	34.0
December	12/11/12	hr 0800	41.0

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February 27, 2013

Ms. Patrice Petersen-Klein  
Executive Director  
Kansas Corporation Commission  
1500 S. W. Arrowhead Road  
Topeka, Kansas 66604-4027

Re: The Empire District Electric Company  
Docket No. 12-EPDE-689-CPL

Received  
on  
**FEB 28 2013**  
by  
State Corporation Commission  
of Kansas

Dear Ms. Petersen-Klein:

Please file the enclosed March 2013 Annual Net Metering Compliance Report on behalf of The Empire District Electric Company in the above captioned matter. I would appreciate receiving a file stamped copy of this cover letter as well as a file stamped copy of the Report for my files. An envelope is included for your convenience.

Thank you for your assistance. If you have any questions, please call.

Sincerely,



James G. Flaherty  
[jflaherty@andersonbyrd.com](mailto:jflaherty@andersonbyrd.com)

JGF:rr  
Enclosure