2009.07.09 16:19:35 Kansas Corporation Commission /S/ Susan K. Duffy

BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

JUL 0 9 2009

In the Matter of the Application of Kansas)
City Power & Light Company for Approval)
Of a Low Income Weatherization Variance)
And For Approval of Related Modifications)
To Its Low Income Weatherization Tariff.

Docket No. 09-KCPE-828 - TAR

KANSAS CITY POWER & LIGHT COMPANY'S REPLY TO CURB'S RESPONSE TO STAFF'S MEMORANDUM

COMES NOW Kansas City Power & Light Company ("KCP&L"), and replies as follows to CURB's Response to Staff's Memorandum filed in this docket on June 26, 2009 ("CURB'S Response").

- 1. On April 23, 2009, KCP&L filed an Application with the Kansas Corporation Commission ("Commission") for approval of its Low Income Weatherization Variance tariff ("Schedule LIWV"), and a related modification to KCP&L's Low Income Weatherization tariff ("Schedule LIW"). On May 21, 2009, KCP&L filed an Amended Application to include two additional changes to KCP&L's current Schedule LIW.
- 2. The proposed Schedule LIWV was intended to enhance the existing LIW Program by assisting the Kansas-based Social Agencies which administer the Program in carrying out low income weatherization in accordance with the Federal American Recovery and Reinvestment Act ("ARRA") of 2009. The Variance would have allowed funds allocated for the LIW Program to be spent for equipment, workforce, training, administration, space needs, and

outreach to eligible customers. In addition, KCP&L proposed certain "clean-up" provisions to its existing Schedule LIW.

- 3. On June 18, 2009, Staff filed its memorandum recommending approval of KCP&L's Amended Application.
- 4. On June 26, 2009, CURB filed its Response, objecting to Staff's recommendation that the Commission approve KCP&L's Amended Application. CURB pointed out that (1) federal funding has already been released and is currently available to social service agencies, (2) the Kansas Housing Resources Corporation has created formal training and technical assistance programs which are available to social service agencies for workforce training, and (3) grantees and subgrantees in Kansas can request to use operational funds from the U.S. Department of Energy to make vehicle and equipment purchases. Since federal funds have already been released to these agencies, it was CURB's position that the tariff variance requested by KCP&L was no longer necessary. (CURB Response, paragraph 4.)
- 5. KCP&L has reviewed CURB's Response and agrees that the change in circumstances caused by the release of federal funds for purposes of assisting social agencies in preparing for administration of the ARRA makes the tariff variance requested by KCP&L in its Amended Application unnecessary. As such, KCP&L agrees to withdraw its request for approval of the Schedule LIWV proposed by KCP&L in its Amended Application.
- 6. The proposed changes to KCP&L's Schedule LIW are still necessary, but should be modified to reflect that Schedule LIWV will not become effective. Attached as **Second Amended Exhibit B** is a redlined copy showing the changes proposed to the Table of Contents tariff sheet. **Second Amended Exhibit C** is a clean copy of the tariff sheet with the proposed changes incorporated. A red-lined copy showing the "clean-up" changes proposed to Schedule

LIW are reflected in the attached **Second Amended Exhibit D**. **Second Amended Exhibit E** is a clean copy of this tariff sheet with the proposed changes incorporated.

WHEREFORE, KCP&L respectfully requests that the Commission approve KCP&L's Amended Application to modify its Schedule LIW and its Table of Contents as set forth in the Exhibits attached hereto. KCP&L agrees to a modification of its Amended Application to exclude the proposed Schedule LIWV for the reasons set forth above.

Respectfully submitted,

Glenda Cafer (Bar No. 23342)

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ATTORNEY FOR KCP&L

THE STATE CORPORATION COMMISSION OF KANSAS	SCHEDULE	TOC-1	
KANSAS CITY POWER & LIGHT COMPANY	beimbobb _		
(Name of Issuing Utility)	Replacing Schedule TOC-1	Sheet 1	
Rate Areas No. 2 & 4			
(Territory to which schedule is applicable)	which was filed December 4	2006December 7, 2007	
No supplement or separate understanding			
shall modify the tariff as shown hereon.	Sheet i	of 1 Sheets	
TABLE OF C	ONTENTS		
OF RATES FOR STA	ATE OF KANSAS		
Mar. 4 Mar. 1 Ma	Rate Schedule	Sheet	
Rate Schedule Title	Designation	Number	
Tax Adjustment	TA	1 2	
Energy Cost Adjustment	ECA		
Additional Equipment Rental Charge	AE	3	
Air Conditioner Load Control Rider	ACLC	4	
Municipal Underground Service Rider	UG	5	
Low Income Weatherization Program	LIW	6	
Air Conditioning Cycling Program	ACC	7	
Building Operator Certification Program	BOC	8	
Energy Audit & Energy Saving Measures Rider	<u>ER</u>	9	
Desidential Consiss	R	11	
Residential Service	ANH	12	
Low Income Affordable New Homes	CHP	13	
Cool Homes Program		14	
ENERGY STAR® New Homes	NH EE		
Energy Efficiency Rider		<u>15</u> 16	
Residential Time of Day Service	RTOD	10	
Small General Service	SGS	31	
Medium General Service	MGS	32	
Large General Service	LGS	33	
Large Power Service	LPS	34	
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Small General Service – Space Heating	SGA	44	
Medium General Service – Space Heating	MGA	45	
Large General Service – Space Heating	LGA	46	
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Net Metering	NM DC	67	
Parallel Generation Contract Service	PG MOL	68 69	
Municipal Ornamental Street Lighting Service	MOL	US	
Off-Peak Lighting Service	LS	70	
Private Unmetered Protective Lighting Service	AL	71	
Comm. Street Lighting – Private Customers (Frozen)	CL	72	
Municipal Street Lighting Service	ML	73	
Municipal Traffic Control Signal Service	TR	74	
Economic Development Rider	EDR	75	
MPower Rider	MP	76	
Thermal Storage Rider	TS	77	
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Voluntary Load Reduction Rider	RTP	76 79	
Real Time Pricing Pilot			
Real Time Pricing Plus Pilot	RTP-Plus	80	
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THE STATE CORPORATION COMMISSION OF KANSAS	SCHEDULE TOC-1		
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Off-Peak Lighting Service	LS	70	
Private Unmetered Protective Lighting Service	AL	70 71	
Comm. Street Lighting - Private Customers (Frozen)	CL	71 72	
Municipal Street Lighting Service	ML TD	73 74	
Municipal Traffic Control Signal Service	TR	74 75	
Economic Development Rider	EDR	75 76	
MPower Rider	MP	76	
Thermal Storage Rider	TS	77	
Voluntary Load Reduction Rider	VLR	78	
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KANSAS CITY POWER & LIGHT COMPANY			
(Name of Issuing Utility) Rate Areas No. 2 & 4	Replacing Schedule	6	Sheet 1
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	IE WEATHERIZATION		
	IE WEATHERIZATION hedule LIW		
PURPOSE:			
This Program is intended to assist residential Continuous of qualified Customers a qualified Customers a qualified Customers and Limited to funds set forth in Appendix B, described Weatherization of the Stipulation and Agree (Commission) in Docket No. 04-KCPE-1025-GIE	mer's home. The Company's ribed in the "Affordability" se ement approved by the Kar	participation in ction referring	this Program is to LowIncome
AVAILABILITY:			
This Program is available to any Customer residential rate schedule for a minimum of one assistance and who also meets the additional between the Company and the Social Service terminate the Program at any time subject to Cor	year prior to completion of a Customer eligibility requirem e_Agency. The Company re	n application fo ents defined in	or weatherization the agreement
PROGRAM ADMINISTRATION:			
The Program will be administered by Kansas-I qualifying and assisting Customers under this Program of the Progr		es that are dir	ectly involved in
PROGRAM ADMINISTRATION COSTS:			
Program funds cannot be used for administrative that are directly related to qualifying and as reimbursable administrative costs per Program defined in the agreement between the Company Service Agency within a Program year.	ssisting Customers under the year shall not exceed 13%	is Program. of the total Pr	The amount of ogram funds, as
PROGRAM GRANTS:			
The total amount of grants offered to a Customer the Social Service Agency using established crite expenditure per Customer in each program year the Adjusted Average Expenditure Limit for weath is applicable for the month that the weatherization	eria for Low-Income Weatheriz total amount of grants offered herization determined by the L	zation. The <u>ave</u> to a Customer	erage shall not exceed
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	SCH	EDULE	6
KANSAS CITY POWER & LIGHT COMPANY		_	
(Name of Issuing Utility)	Replacing Schedule	6	Sheet 2
Rate Areas No. 2 & 4 (Territory to which schedule is applicable)	which was filed N	ovember 1, 2005	September 14, 2007
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shall modify the tariff as shown hereon.	Sheet	2 of	2 Sheets
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LOW-INCOME WEATHERIZATION Schedule LIW (Continued)			
CUSTOMER ELIGIBILITY:			
The Social <u>Service</u> Agency will select Customers eligible for Low_Income Weatherization using the following criteria: The Customer's household earnings <u>meet the low income guidelines for weatherization specified by the Department of Energy (DOE) at or below 185% of the current year Federal Poverty Level guidelines or below 60% of the state median income, whichever is higher for the number of persons in the residence, for the number of persons in the residence, the residence must have energy consumption greater than 3,000 kWh per year, the Customer has received electric service from the Company for a minimum of one year prior to completion of an application, and other eligibility requirements defined in the agreement between the Company and Social <u>Service</u> Agency.</u>			
PROGRAM REPORTING:			
The Company, with the assistance from all of the Social <u>Service</u> Agencies that administrate the Program, will submit a report on the Program to the Commission Staff on or before April 16, 2006 and on the same date for each succeeding year in which the Program continues. Each report will address the progress of the Program, and provide an accounting of the funds received and spent on the Program during the preceding calendar year. The report will include the following information with breakdowns for each of the participating Social <u>Service</u> Agencies:			
a: Program funds provided by Company;			
b: Amount of Program funds, if any, rolled over from previous year;			
c: Amount of administrative funds retained by the Social <u>Service</u> Agency;			,
d: Number of weatherization jobs completed and total cost (excluding administrative funds) of jobs completed; and			
e: Number of weatherization jobs "in progress" at the end of the calendar year.			
The report shall be subject to audit by Commission Staff.			
PROGRAM FUNDING:			
To the extent the funds set forth in Appendix B for the Low_Income Weatherization Program exceeds the total cost expended on the Program, the amount of excess shall be "rolled over" to be utilized for the weatherization Program in the succeeding year. After five years from the effective date of the Low_Income Weatherization Program, if there is excess funding the amount of excess shall be available for other Affordability programs.			
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KANSAS CITY POWER & LIGHT COMPANY	***************************************	<u> </u>	
(Name of Issuing Utility)	Replacing Schedule 6	Sheet1	
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No supplement or separate understanding	which was med Septer	aber 14, 2007	
shall modify the tariff as shown hereon.	Sheet 1 of	Sheets	
LOW INCOME WEATHERIZATION Schedule LIW			
PURPOSE:			
This Program is intended to assist residential Cuhomes of qualified Customers. The Company's Appendix B, described in the "Affordability" sectionand Agreement approved by the Kansas Corpo 1025-GIE.	participation in this Program is limited on referring to Low Income Weatheriza	to funds set forth in tion of the Stipulation	
AVAILABILITY:			
This Program is available to any Customer residential rate schedule for a minimum of one assistance and who also meets the additional between the Company and the Social Service terminate the Program at any time subject to Con	year prior to completion of an applicati Customer eligibility requirements define Agency. The Company reserves the	on for weatherization ed in the agreement	
PROGRAM ADMINISTRATION:			
The Program will be administered by Kansas-b qualifying and assisting Customers under this Pro		e directly involved in	
PROGRAM ADMINISTRATION COSTS:			
Program funds cannot be used for administrativ that are directly related to qualifying and as reimbursable administrative costs per Program defined in the agreement between the Company Service Agency within a Program year.	sisting Customers under this Progra year shall not exceed 13% of the tot	m. The amount of al Program funds, as	
PROGRAM GRANTS:			
The total amount of grants offered to a Customer the Social Service Agency using established crite expenditure per Customer in each program year weatherization determined by the U.S. Departme weatherization is completed.	ria for Low Income Weatherization. The shall not exceed the Adjusted Average I	e average Expenditure Limit for	
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Rate Areas No. 2 & 4	Replacing Schedule		Sheet	
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No supplement or separate understanding shall modify the tariff as shown hereon.	Sheet	2 of	2 Sheets	2
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LOW INCOME WE Schedul			(Continued)	
CUSTOMER ELIGIBILITY:				
The Social Service Agency will select Customers eligicriteria: The Customer's household earnings meet the the Department of Energy (DOE) for the number of perconsumption greater than 3,000 kWh per year, the Cufor a minimum of one year prior to completion of an atthe agreement between the Company and Social Servi	e low income guideline rsons in the residence istomer has received eapplication, and other	es for weather , the residence electric service	ization specified must have end from the Comp	d by ergy pany
PROGRAM REPORTING:				
The Company, with the assistance from all of the Soci submit a report on the Program to the Commission State each succeeding year in which the Program continues and provide an accounting of the funds received and year. The report will include the following information Service Agencies:	aff on or before April 1 . Each report will add d spent on the Progra	6, 2006 and or ress the progre m during the	n the same date ess of the Progr preceding caler	e for ram, ndar
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d: Number of weatherization jobs completed and total cost (excluding administrative funds) of jobs completed; and				jobs
e: Number of weatherization jobs "in progress" at the end of the calendar year.				
The report shall be subject to audit by Commission Staff.				
PROGRAM FUNDING:				
To the extent the funds set forth in Appendix B for the cost expended on the Program, the amount of excess seriogram in the succeeding year. After five years from Program, if there is excess funding the amount of excess	shall be "rolled over" to n the effective date of	be utilized for f the Low Inco	r the weatheriza ome Weatheriza	ation ation
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above KCP&L's Reply to CURB's Response to Staff's Memorandum was hand-delivered or mailed, postage prepaid, on this 9th day of July, 2009 to:

VICTORIA SCHATZ MARY TURNER MARSHA TROY KANSAS CITY POWER & LIGHT 1201 WALNUT (64106) KANSAS CITY, MO 64141-9679

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