

**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

**STATE CORPORATION COMMISSION**

JUL 09 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

*Susan K. Duffy* Docket Room

**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.)

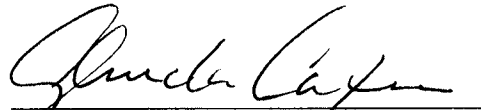
5. KCP&L has reviewed CURB’s Response and agrees that the change in circumstances caused by the release of federal funds for purposes of assisting social agencies in preparing for administration of the ARRA makes the tariff variance requested by KCP&L in its Amended Application unnecessary. As such, 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. 43342)

Cafer Law Office

3321 SW 6<sup>th</sup> Avenue

Topeka, Kansas 66606

Telephone: (785) 271-9991

Fax: (785) 233-3040

E-mail: [gcafer@sbcglobal.net](mailto:gcafer@sbcglobal.net)

ATTORNEY FOR KCP&L

**KANSAS CITY POWER & LIGHT COMPANY**

(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, 2006 December 7, 2007

No supplement or separate understanding shall modify the tariff as shown hereon.

Sheet 1 of 1 Sheets

**TABLE OF CONTENTS  
OF RATES FOR STATE OF KANSAS**

Rate Schedule Title	Rate Schedule Designation	Sheet Number
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Air Conditioning Cycling Program	ACC	7
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Issued: December 7, 2007 July 9, 2009  
Month Day Year

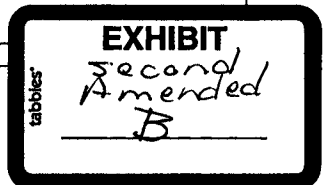
Effective: January 1, 2008  
Month Day Year

By: Curtis D. Blanc Chris Giles, Vice- Sr. Director  
Title

FILED

THE STATE CORPORATION COMMISSION OF KANSAS

By:



**KANSAS CITY POWER & LIGHT COMPANY**

(Name of Issuing Utility)

Replacing Schedule TOC-1 Sheet 1

Rate Areas No. 2 & 4

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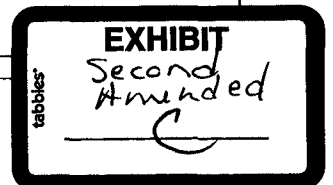
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Effective:

THE STATE CORPORATION COMMISSION OF KANSAS

By: Curtis D. Blanc Sr. Director  
Month Day Year Title

By:



**KANSAS CITY POWER & LIGHT COMPANY**

(Name of Issuing Utility)

Replacing Schedule 6 Sheet 1

Rate Areas No. 2 & 4

(Territory to which schedule is applicable)

which was filed November 1, 2005 ~~September 14, 2007~~

No supplement or separate understanding shall modify the tariff as shown hereon.

Sheet 1 of 2 Sheets

**LOW-INCOME WEATHERIZATION  
Schedule LIW**

**PURPOSE:**

This Program is intended to assist residential Customers in reducing their energy usage by weatherizing the homes of qualified Customers ~~qualified Customer's home~~. The Company's participation in this Program is limited to funds set forth in Appendix B, described in the "Affordability" section referring to Low-Income Weatherization of the Stipulation and Agreement approved by the Kansas Corporation Commission (Commission) in Docket No. 04-KCPE-1025-GIE.

**AVAILABILITY:**

This Program is available to any Customer currently receiving service under any generally available residential rate schedule for a minimum of one year prior to completion of an application for weatherization assistance and who also meets the additional Customer eligibility requirements defined in the agreement between the Company and the Social Service Agency. The Company reserves the right to modify or terminate the Program at any time subject to Commission approval.

**PROGRAM ADMINISTRATION:**

The Program will be administered by Kansas-based Social Service Agencies that are directly involved in qualifying and assisting Customers under this Program.

**PROGRAM ADMINISTRATION COSTS:**

Program funds cannot be used for administrative costs except those incurred by the Social Service Agency that are directly related to qualifying and assisting Customers under this Program. The amount of reimbursable administrative costs per Program year shall not exceed 13% of the total Program funds, as defined in the agreement between the Company and the Social Service Agency, that are utilized by the Social Service Agency within a Program year.

**PROGRAM GRANTS:**

The total amount of grants offered to a Customer will be defined in the agreement between the Company and the Social Service Agency using established criteria for Low-Income Weatherization. The average expenditure per Customer in each program year ~~total amount of grants offered to a Customer~~ shall not exceed the Adjusted Average Expenditure Limit for weatherization determined by the U.S. Department of Energy that is applicable for the month that the weatherization is completed.

Issued:	<u>July 9 2009</u> <del>September 14, 2007</del>
	Month Day Year
Effective:	
	Month Day Year
By:	<u>Curtis D. Blanc</u> <del>Chris Giles</del> <u>Sr. Director</u>
	Title

FILED
THE STATE CORPORATION COMMISSION OF KANSAS
By:

**EXHIBIT**  
 Second Amended  
 D

**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 November 1, 2005 September 14, 2007

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**LOW-INCOME WEATHERIZATION  
Schedule LIW**

**(Continued)**

**CUSTOMER ELIGIBILITY:**

The Social Service Agency will select Customers eligible for Low-Income Weatherization using the following criteria: The Customer's household earnings 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 Service Agency.

**PROGRAM REPORTING:**

The Company, with the assistance from all of the Social Service 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 Service 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 Service 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.

Issued: <u>July 9 2009</u> <del><u>September 14, 2007</u></del> <small>Month Day Year</small>	FILED
Effective: _____ <small>Month Day Year</small>	THE STATE CORPORATION COMMISSION OF KANSAS
By: <u>Curtis D. Blanc</u> <del><u>Chris Giles</u></del> <u>Sr. Director</u> <small>Title</small>	By: _____ <small>Secretary</small>

**KANSAS CITY POWER & LIGHT COMPANY**

(Name of Issuing Utility)

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By: \_\_\_\_\_  
Secretary

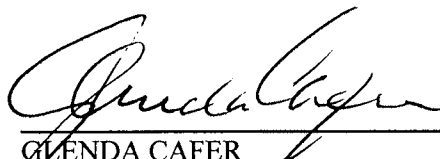
**CERTIFICATE OF SERVICE**

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 9<sup>th</sup> day of July, 2009 to:

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

MELISSA HUNSICKER WALBURN  
ASST. GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KANSAS 66604

DAVID SPRINGE  
NIKI CHRISTOPHER  
C.STEVEN RARRICK  
CURB  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604

  
\_\_\_\_\_  
GLENDA CAFER  
COUNSEL FOR KCP&L