

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

In the Matter of the Application of Southern       )  
Pioneer Electric Company for Approval of a       )  
Parallel Generation Rider and Net Metering       ) Docket No. 25-SPEE-092-TAR  
Rider   )

**APPLICATION**

COMES NOW Southern Pioneer Electric Company (“Southern Pioneer”), pursuant to K.S.A. 66-117 and K.A.R. 82-1-231, and hereby requests approval from the State Corporation Commission of the State of Kansas (“Commission”) for changes to its:

- a. Parallel Generation Rider – Renewable (Schedule 13-PGS-R, hereinafter referred to as the “PG Rider”), in order to meet the requirements of the State of Kansas legislature’s recent amendment to K.S.A. 66-1,184, all as more particularly described in **Exhibit LAC-1 – PG Rider (redlined and clean)**, attached to the Prefiled Direct Testimony of Lindsay A. Campbell, filed contemporaneously herewith; and
- b. Net Metering Rider (Schedule 20-NM, hereinafter referred to as the “NM Rider”), all as more particularly described in **Exhibit LAC-2 – NM Rider (redlined and clean)** attached to the Prefiled Direct Testimony of Lindsay A. Campbell, filed contemporaneously herewith.

In support thereof, Southern Pioneer states the following:

## **I. JURISDICTION AND BACKGROUND**

1. Southern Pioneer is a Kansas Corporation not-for-profit utility with its principal place of business located in Ulysses, Kansas, with distribution and customer service offices located in Liberal and Medicine Lodge, Kansas.

2. Southern Pioneer is regulated by the Commission and is a wholly owned subsidiary of Pioneer Electric Cooperative, Inc. (“Pioneer Electric”), a not-for-profit Kansas member-owned electric cooperative not subject to Commission regulation for retail ratemaking purposes pursuant to K.S.A. 66-104d.

3. Southern Pioneer provides electric service to approximately 17,000 consumers in 34 communities throughout southcentral and southwestern Kansas.

4. Southern Pioneer is a member-owner of Sunflower Electric Power Corporation (“Sunflower”) and receives all its generation and transmission services from Sunflower under an all-requirements wholesale power agreement.

5. Parallel generation service is governed by K.S.A. 66-1,184, and Southern Pioneer is statutorily required to provide service consistent with K.S.A. 66-1,184. The State of Kansas legislature recently amended K.S.A. 66-1,184, changing its requirements. The change to the statute necessitates that Southern Pioneer update its existing PG Rider in order to remain consistent with the updated statutory requirements of parallel generation service. Southern Pioneer is therefore seeking Commission approval for such updates in this proceeding.

6. Net metering is governed by the Kansas Net Metering Act and Easy Connection Act (K.S.A. 66-1263 *et seq.*)(the “Net Metering Act”). Because Southern Pioneer is not a “Utility” thereunder,<sup>1</sup> it is not required to provide service under the Net Metering Act. Southern

---

<sup>1</sup> K.S.A. 66-1264(i)(defining Utility as an “investor-owned electric utility,” which Southern Pioneer is not).

Pioneer, however, has made the business decision to offer net metering services. Because Southern Pioneer is fully regulated by the Commission, it is seeking Commission approval for updates to its voluntarily-provided NM Rider.

## **II. PARALLEL GENERATION RIDER**

7. Southern Pioneer's current PG Rider was approved on November 21, 2013 in Docket No. 13-MKEE-447-MIS.<sup>2</sup> As referenced above, the State of Kansas recently amended K.S.A. 66-1,184 (the "PG Statute"), requiring corresponding updates to Southern Pioneer's PG Rider. The recent statutory update contains a whole host of changes, which generally speak for themselves. However, the changes to payment structure for excess generation (amount and methodology) and overall utility limit on availability (as a percentage of retail peak demand) drive the most change in Southern Pioneer's PG Rider.

8. To achieve compliance with the new PG Statute, Southern Pioneer has generally correspondingly made changes to the PG Rider's compensation amounts and methodologies and service availability limits. As revised to meet the PG Statute, the proposed PG Rider now contemplates payment for 100% of Southern Pioneer's avoided cost for purchases of excess energy from customers with qualified behind-the-meter generation. In addition, the definition of avoided cost lines up with the amended PG Statute, which statute now provides optionality for the methodology in determining Southern Pioneer's avoided costs.

9. Southern Pioneer's avoided cost, as defined by and consistent with the PG Statute, will not be much different from how it is determined under the current Commission-approved PG Rider. The current Commission-approved PG Rider provides that Southern Pioneer will pay

---

<sup>2</sup> Amended Order Approving Unanimous Settlement Agreement, Docket No. 13-MKEE-447-MIS (filed October 15, 2013)(generally approving the transfer of tariffs from Mid-Kansas Electric Company, LLC to each respective member, including Southern Pioneer).

the customer for excess energy generated at the Sunflower Energy Cost Adjustment rate. The proposed changes to the PG rider in this instant filing use this same methodology, but also now include the option to utilize the SPP Integrated Marketplace locational marginal price methodology as provided by the new statute. Once purchased pursuant to the avoided cost, Southern Pioneer, as a member-owner of Sunflower, plans to sell such energy to Sunflower at that same avoided cost rate pursuant to its non-jurisdictional relationship with Sunflower in order to comply with and meet the intent of the all-requirements contract between Sunflower and Southern Pioneer.

10. In addition, the PG Rider now correspondingly references the same overall retail peak demand limitations of the PG Statute with respect to the overall availability for parallel generation service for Southern Pioneer customers.

11. Finally, the PG Statute now requires that, for utilities subject to the Commission's jurisdiction, a parallel generation service is subject to either the utility's rules and regulations on file with the state corporation commission, or the current federal energy regulatory commission interconnection procedures and regulations. For that reason, Southern Pioneer has simplified its PG Rider to simply reference its Small Generation Interconnection Procedures, which are the FERC pro-forma Small Generation Interconnection Procedures. For additional explanation regarding the changes to the PG Rider, as well as the proposed PG Rider itself, see the Prefiled Direct Testimony of Lindsay A. Campbell, filed contemporaneously with this Application.

### III. NET METERING RIDER

12. Southern Pioneer's current NM Rider was approved on July 14, 2020 by a unanimous settlement agreement that was approved by the Commission.<sup>3</sup> Generally, the changes to the NM Rider proposed in this proceeding are not overly substantive. Rather, the changes simply better align with the language in the PG Rider, and simplify the NM Rider to reference Southern Pioneer's Small Generation Interconnection Procedures, just like the PG Rider.

13. These changes help align the PG Rider and NM Rider for administrative consistency for Southern Pioneer, and service consistency for Southern Pioneer customers. For additional explanation regarding the changes to the NM Rider, as well as the proposed NM Rider itself, see the Prefiled Direct Testimony of Lindsay A. Campbell, filed contemporaneously with this Application.

### IV. TESTIMONY AND SERVICE

14. The testimony of one witness is submitted with this application. The name of the witness, the subject of their direct testimony, and the exhibits they sponsor are as follows:

- a. **Lindsay A. Campbell, President and CEO Pioneer Electric Cooperative, Inc. and Southern Pioneer Electric Company** will address the changes to the PG Rider and NM Rider that are requested in this Application and provide support therefore, sponsoring the following exhibits:

- a. **Exhibit LAC-1 – PG Rider (redlined and clean); and**
  - b. **Exhibit LAC-2 – NM Rider (redlined and clean).**

15. In addition to the undersigned counsel, communications, and correspondence with regard to this application should be addressed to:

---

<sup>3</sup> Order Approving Settlement, Docket No. 20-SPEE-169-RTS (filed July 14, 2020).

**Lindsay A. Campbell**  
**President and CEO**  
Southern Pioneer Electric Company  
P.O. Box 430  
Ulysses, KS 67880-0430  
lcampbell@pioneerelectric.coop

**Chantry Scott**  
**Executive VP, Assist CEO & CFO**  
Southern Pioneer Electric Company  
P.O. Box 430  
Ulysses, KS 67880-0430  
cscott@pioneerelectric.coop

**Kristen Koehn**  
**Manager of Corporate and Energy Solutions**  
Southern Pioneer Electric Company  
P.O. Box 430  
Ulysses, KS 67880-0430  
kkoehn@pioneerelectric.coop

**Larissa Layman**  
**Legal and Regulatory Affairs Coordinator**  
Southern Pioneer Electric Company  
P.O. Box 430  
Ulysses, KS 67880-0430  
llayman@pioneerelectric.coop

## V. CONCLUSION

16. The proposed PG Rider and NM Rider as filed in Exhibits LAC-1 and LAC-2, respectively, are in the public interest and should be approved by the Commission. The proposed changes in the PG Rider align its requirements with the updated PG Statute, and the proposed changes in the NM Rider more closely align the NM Rider to the proposed PG Rider. The proposed PG Rider and NM Rider are just and reasonable for Southern Pioneer and its customers and are not unjustly discriminatory or unduly preferential.

WHEREFORE, Southern Pioneer respectfully requests the Commission to approve the proposed PG Rider and NM Rider, and such other and further relief as the Commission may deem just and reasonable.

Respectfully submitted,

/s/ Taylor P. Calcara

Taylor P. Calcara (#25561)  
Jack L. Roenne (#30380)  
Watkins Calcara, Chtd.  
1321 Main Street, Suite 300

P.O. Drawer 1110  
Great Bend, Kansas 67530  
(620) 792-8231 telephone  
(620) 792-2775 facsimile  
tcalcara@wcrf.com  
jroenne@wcrf.com

**COUNSEL FOR SOUTHERN PIONEER  
ELECTRIC COMPANY**

**VERIFICATION**

Taylor P. Calcara, of lawful age, being first duly sworn on oath states:

That he is counsel for Southern Pioneer Electric Company; that he has read the foregoing pleading and knows the contents thereof; and that the facts therein are true and correct to the best of his knowledge, information, and belief.

/s/ Taylor P. Calcara

Taylor P. Calcara