

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Dwight D. Keen, Chair
 Susan K. Duffy
 Andrew J. French

In the Matter of Evergy Kansas Metro’s)
Submission of Updated Transmission Delivery) Docket No. 22-EKME-450-TAR
Charge (TDC) Tariff for Clean and Red-line)
Versions, TDC Filing with 2021 True-Up.)

**ORDER ACKNOWLEDGING EFFECTIVE
DATE OF TRANSMISSION DELIVERY CHARGE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On March 18, 2022, pursuant to K.S.A. 66-1237, Evergy Metro, Inc. d/b/a Evergy Kansas Metro (Evergy Metro) filed an Application to increase its Transmission Delivery Charges (TDC) Rate Schedules with an effective date of May 1, 2022.¹ The Application requested \$43,349,037 in TDC revenues, which represented a \$7,872,752 increase from Evergy Metro’s prior TDC.² Evergy Metro’s proposed TDC increases the transmission-related portion of a residential customer’s bill from \$0.00626 per kWh to \$0.00764 per kWh.³ Residential customers who use 1,059 kWh of electricity per month would experience a monthly increase of \$1.46 and an annual increase of \$17.52.⁴

2. Generally, the Commission has jurisdiction over Evergy Metro’s rates and terms of service.⁵ However, K.S.A. 66-1237 provides that any electric utility subject to the Commission’s

¹ Evergy Kansas Metro’s Transmission Delivery Charge Application (Application), March 18, 2022.

² *Id.*, Kansas Transmission Delivery Charge Rider Rate Calculation and Impact Work Paper, p. 1.

³ *Id.*, TDC Tariff Sheet 7.

⁴ *Id.*, Kansas Transmission Delivery Charge Rider Rate Calculation and Impact Work Paper, p. 1.

⁵ *See* K.S.A. 66-101.

regulation under K.S.A. 66-101, may seek to recover costs associated with transmission of electric power, through a separate transmission delivery charge included in customers' bills.⁶

3. K.S.A. 66-1237(c) presumes all transmission-related costs incurred by an electric public utility are prudent. In relevant part, K.S.A. 66-1237(c) states:

All transmission-related costs incurred by an electric utility and resulting from any order of a regulatory authority having legal jurisdiction over transmission matters, including orders setting rates on a subject-to-refund basis, ***shall be conclusively presumed prudent*** for purposes of the transmission delivery charge and an electric utility may change its transmission delivery charge whenever there is a change in transmission-related costs resulting from such an order. (emphasis added)

4. Under K.S.A. 66-1237(c), an electric public utility is required to submit a report to the Commission at least 30 business days before changing its TDC. By filing its Application on March 18, 2022 to take effect on May 1, 2022, Evergy Metro has complied with K.S.A. 66-1237. Thus, Evergy Metro has satisfied the procedural requirements to update its TDC effective May 1, 2022. Under the express language of K.S.A. 66-1237, all transmission-related costs incurred by an electric public utility which resulted from a body with regulatory authority over transmission matter are conclusively presumed prudent.⁷ As a result, the Commission has no discretion, and must accept Evergy Metro's proposed TDC tariff as filed. Thus, pursuant to K.S.A. 66-1237, the Commission finds Evergy Metro's proposed TDC rates filed March 18, 2022, shall become effective May 1, 2022, on a subject-to-refund basis while the Commission conducts its review of Evergy Metro's TDC.

⁶ K.S.A. 66-1237.

⁷ *Id.*

THEREFORE, THE COMMISSION ORDERS:

A. In accordance with the provisions, requirements, and mandates of K.S.A. 66-1237, Evergy Metro's Transmission Delivery Charge filed March 18, 2022, shall go into effect on May 1, 2022, subject to Commission review, possible changes to the charge, and subject to appropriate remedies including refunds.

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁸

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Duffy, Commissioner; French, Commissioner

Dated: 04/28/2022



Lynn M. Retz
Executive Director

BGF

⁸ K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

CERTIFICATE OF SERVICE

22-EKME-450-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 04/28/2022.

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/S/ DeeAnn Shupe
DeeAnn Shupe
