

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

In the Matter of a General Investigation)
Regarding the Rate Study and Assessment) Docket No. 20-GIME-068-GIE
Expenses Resulting from Substitute for Senate)
Bill No. 69.)

PETITION TO INTERVENE

The Kansas Municipal Energy Agency (“KMEA”) and Kansas Municipal Utilities (“KMU”) hereby petition the State Corporation Commission of the State of Kansas (“Commission”) to permit their intervention in the above-captioned matter pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of their Petition to Intervene, KMEA and KMU state as follows:

1. In 1980, KMEA was organized and authorized pursuant to the laws of the State of Kansas, including K.S.A. 12-885 *et seq.* KMEA is a quasi-municipal corporation established as a nonprofit joint action agency made up of electric municipalities and is a “municipal energy agency” as defined by K.S.A. 12-885, *et seq.* Its office is located at 6300 West 95th Street, Overland Park, Kansas 66212. KMEA has over 80 member cities across the State of Kansas and provides wholesale capacity, energy, transmission, and other services to its member-owner municipal electric utilities.

2. KMU was established in 1928 and is a trade organization made up of 184 municipal electric, natural gas, water, wastewater and telecommunications utilities throughout the State of Kansas. Its office is located at 2090 East Avenue A, McPherson, Kansas 67460. KMU supports municipal utilities in various areas, including legislative and regulatory matters, job training and safety programs, technical assistance, and numerous other member services.

3. On August 20, 2019, the Commission issued its Order Opening General Investigation (“Order”) in the instant docket. In its Order, the Commission noted that Senate Bill No. 69 directs a study of Kansas electric utilities, including “the three (3) largest municipally-owned or operated electric utilities by customer count.”¹ Those three municipal electric utilities are: the Kansas City, Kansas Board of Public Utilities; the City of Garden City, Kansas; and the City of Gardner, Kansas (the “Municipal Utilities”). As further noted by the Commission, the electric utilities subject to the study may be required to provide information to the entities conducting the study and will be responsible for paying the costs of the study.²

4. All three of the Municipal Utilities are members of both KMEA and KMU. Accordingly, KMEA’s and KMU’s membership will be directly affected by this docket. KMEA’s and KMU’s participation in this docket is necessary and will facilitate the orderly and prompt conduct of the proceedings, because KMEA and KMU will assist the individual Municipal Utilities in fulfilling data requests and, in some cases, may possess aggregate data and information that is necessary for the Municipal Utilities to respond to data requests. Additionally, to the extent issues may arise regarding the allocation of costs of the study, KMEA and KMU will be able to support the Municipal Utilities with those issues. Moreover, while the study specifically encompasses the three largest Municipal Utilities, the subject matter of the study may have wider implications that are of direct interest to the full membership of KMEA and KMU.

5. For the above reasons, the interests of KMEA and KMU may not be fully and adequately represented by any other party and the interests of justice and the orderly and prompt conduct of the proceeding will be served by the participation of KMEA and KMU. Accordingly,

¹ Order Opening General Investigation, ¶ 2.

² *Id.* at ¶ 3.

KMEA and KMU respectfully request that the Commission grant their Petition for Intervention pursuant to K.S.A. 77-521 and K.A.R. 82-1-225.

6. In addition to the undersigned counsel, KMEA and KMU request that the following parties be added to the official service list for this matter:

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Respectfully Submitted,

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MUNICIPAL UTILITIES**

VERIFICATION

STATE OF Missouri)
) ss.
COUNTY OF Jackson)

I, Andrew O. Schulte, being duly sworn, on oath state that I am counsel to the Kansas Municipal Energy Agency and Kansas Municipal Utilities, that I have read the foregoing pleading and know the contents thereof, and that the facts set forth therein are true and correct to the best of my knowledge and belief.

By: Andrew O. Schulte
Andrew O. Schulte

The foregoing pleading was subscribed and sworn to before me this September 11th, 2019.

Kim Sartain
Notary Public

My Commission Expires:

**KIM SARTAIN
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MY COMMISSION EXPIRES 3/24/2023
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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above Entries of Appearance was electronically served this 11th day of September, 2019 to:

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