

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

In the Matter of the Application of Kansas)
City Power & Light Company For Approval)
Of Its Demand-side Management Portfolio)

Docket No. 16-KCPE-446-TAR

PETITION TO INTERVENE OF CLIMATE AND ENERGY PROJECT

The Climate and Energy Project files its Petition to Intervene pursuant to K.S.A. 77-521 and K.A.R. 82-1-225 and states the following in support of its Petition:

1. The Climate and Energy Project (“CEP”) is located in Hutchinson, Kansas. It began as a project of the highly-renowned Land Institute located in Salina, Kansas. CEP is now a separate, incorporated non-profit. Its goal is to support the cost-effective, sustainable deployment of energy efficient and renewable energy technologies in an effort to reduce greenhouse gases.

2. The mission of CEP is to infuse the following core values into local, regional and national discussions: 1) stewardship of the Earth’s resources; 2) development of flexible energy systems; 3) balance of the benefits and burdens of energy technologies; 4) support of creative implementation of energy efficient and renewable energy technologies that are environmentally and socially sustainable. CEP maintains an extensive website at <http://www.climateandenergy.org>, which helps it to pursue and accomplish its mission.

3. On April 6, 2016, Kansas City Power and Light Company (“KCP&L”) filed its application with the Commission, seeking approval of its “Demand-side Management Program Portfolio And Recovery Mechanism.”

4. CEP has a demonstrated interest in energy efficiency and demand-side management programs in Kansas. For example, CEP intervened in Docket Nos. 10-KCPE-795-TAR and 12-GIMX-337-GIV, both of which focused on energy efficiency and demand-side management programs, as well as their regulation. During the 2014 Kansas Legislative Session, the Kansas Energy Efficiency Investment Act (KEEIA) became law with the passage of House Bill 2482, which was supported by the Climate and Energy Project. CEP supports valuing DSM investments equal to supply and delivery infrastructure as well as recovery of reasonable and prudent costs associated with DSM programs as long as the programs result in energy or demand savings. Intervention in the instant docket will further CEP's demonstrated interests in energy efficiency and demand-side management. CEP anticipates raising issues in this docket that relate to the economic and environmental benefits for the state and consumers and the value of a collaborative process DSM program planning and the effects of the rates paid by consumers under KCP&L's proposed programs.

5. Energy efficiency has other benefits, including introduction of a more diverse portfolio of energy resources, which makes the entire system more robust and economical. With anticipated environmental regulations, Kansas needs to focus on reducing emissions at existing power plants before turning to additional carbon free generation. KCP&L's DSM portfolio provides an opportunity for stakeholders to explore the value of energy efficiency as a resource and determine the best way to align KEEIA's intent with the needs of stakeholders and the utility.

6. Under K.S.A. 77-521(b), the Kansas Corporation Commission (“Commission”) may grant an intervenor’s petition when it determines that intervention is in the interests of justice and will not interfere with the orderly and prompt disposition of the matter.

7. CEP can creatively and constructively provide valuable information specifically regarding energy efficiency and demand-side management. No party other than CEP can adequately and effectively represent these particular interests in this proceeding. The interests of justice weigh in favor of granting CEP’s Petition to Intervene because no other party will likely present evidence and arguments relating to the environmental benefits of demand side and energy efficiency investments. If the Commission grants the instant petition, the proceeding will not be delayed or disorderly.

8. CEP has a unique interest in promoting energy efficiency which will, in turn, benefit the long-term public health and economic interests of the people of Kansas. The Commission will also benefit from CEP’s evidence and shared expertise on the matter.

WHEREFORE, CEP respectfully requests that the Commission grant its Petition to Intervene in this docket, and that as an intervenor it be granted full rights of participation, including the right to relevant discovery, the right to present and sponsor witnesses, the right to present evidence, the right to cross-examine witnesses, the right to file briefs, and the right to offer oral argument and participate in hearings.

Respectfully Submitted:
Climate and Energy Project, Petitioner

Prepared By:

/s/ Erin Besson
Erin Besson, #26799

1535 New Hampshire,
Lawrence, KS, 66044
913.449.7869
besson.law@gmail.com
Attorney for Petitioner