

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

In the Matter of the Application of The Empire District )  
Electric Company for an Accounting Authority Order )  
Allowing The Empire District Electric Company to ) Docket No. 20-EPDE-427-ACT  
Record and Preserve Costs and Lost Revenues Related to )  
the COVID-19 Virus )

In the Matter of the Application of The Empire District )  
Electric Company for Approval of Temporary Waivers )  
of Certain of Empire's Tariffs and for Approval of a )  
Process to Implement Temporary Waivers of Certain ) Docket No. 20-EPDE-448-MIS  
Other Rules and Regulations, Billing Standards, General )  
Terms and Conditions and to Allow Operating Changes )  
to Address the COVID-19 Pandemic )

In the Matter of the Application of The Empire District )  
Electric Company's Proposed Tariff Revision of the ) Docket No. 21-EPDE-134-TAR  
Credit/Debit Card Transaction Amounts )

**MOTION FOR APPROVAL TO CORRECT CREDIT CARD FEE  
AND TO REMOVE WAIVER OF FEES BEGINNING JULY 1, 2022**

The Empire District Electric Company ("Empire" or "Company") requests approval from the Kansas Corporation Commission ("Commission") to correct the credit card fee paid by commercial customers from \$7.95 to \$7.75 per transaction. Empire also requests permission to remove the waiver with respect to third-party fees so that those fees can be charged effective July 1, 2022. In support of its motion, Empire states as follows:

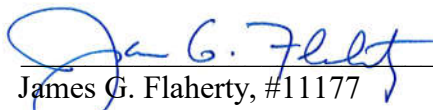
1. On July 13, 2021, the Commission issued an Order in Docket No. 21-EPDE-134-TAR ("134 Docket") granting Empire's request to revise the third-party charge for customer credit card, debit card, prepaid card, and electronic check (e-check)/Automated Clearing House ("ACH") transactions to a \$1.75 fee per transaction with a \$600 transaction limit for residential customers and a \$7.95 fee per transaction with a \$1,200 transaction limit for commercial customers. The Commission also granted Empire's request to waive said fees and to track the credited or waived fees in a regulatory

account as approved by the Commission in Docket No. 20-EPDE-448-MIS ("448 Docket") and Docket No. 20-EPDE-427-ACT ("427 Docket").

2. The application filed by Empire in the 134 Docket contained an error with respect to the third-party fee charged to commercial customers and Empire wishes to correct said error. The application and order approving the application indicated that the third-party fee was \$7.95 per transaction. However, the correct third-party fee was \$7.75 per transaction. Because the Commission granted Empire's request to waive the third-party fee since it was approved by the Commission on July 13, 2021, none of Empire's commercial customers have paid the incorrect third-party fee. Empire requests that the Commission issue an order approving the \$7.75 per transaction third-party fee for commercial customers.

3. Empire also requests permission to remove the waiver and tracking of the fees so it can begin charging customers the third-party fees approved by the Commission beginning on July 1, 2022. The waiver and deferral of said fees in a regulatory asset account for consideration of future recovery in Empire's next general rate case was done to assist customers during the COVID-19 pandemic period in paying their electric bills. Now that the pandemic has ended, the waiver is no longer necessary.

WHEREFORE, for the reasons set forth herein, Empire requests permission to correct the third-party fee charged to commercial customers from \$7.95 to \$7.75 per transaction and to begin charging customers the third-party fees beginning July 1, 2022.



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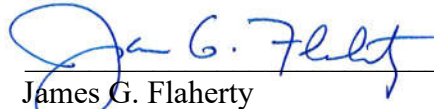
Attorneys for The Empire District Electric Company

**VERIFICATION**

STATE OF KANSAS  
COUNTY OF FRANKLIN, ss:

James G. Flaherty, of lawful age, being first duly sworn on oath, states:

That he is the attorney for The Empire District Electric Company, named in the foregoing Motion for Approval to Correct Credit Card Fee and to Remove Waiver of Credit Card Fees Beginning July 1, 2022, and is duly authorized to make this affidavit; that he has read the foregoing and knows the contents thereof; and that the facts set forth therein are true and correct.

  
James G. Flaherty

SUBSCRIBED AND SWORN to before me this 26<sup>th</sup> day of May, 2022.





Notary Public

Appointment/Commission Expires:

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was sent via electronic mail this 26<sup>th</sup> day of May, 2022, addressed to:

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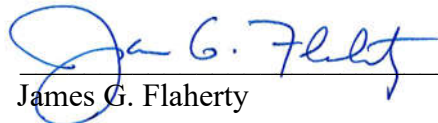
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