

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the Matter of the Joint Application of)
Sunflower Electric Power Corporation and) Docket No. 25-SEPE-309-TAR
Wheatland Electric Cooperative, Inc. for)
Approval of a Local Access Charge and a)
34.5kV Formula-Based Rate.)

**ORDER WAIVING FILING REQUIREMENTS AND APPROVING MODIFIED FILING
REQUIREMENTS SCHEDULE**

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:

I. BACKGROUND AND PROCEDURAL HISTORY

1. On February 5, 2025, Sunflower Electric Power Corporation (“Sunflower”) and Wheatland Electric Cooperative, Inc. (“Wheatland”) (collectively, “Joint Applicants”) filed a Joint Application requesting approval to increase Wheatland’s local access charge rate (“LAC”) that is set forth in its local access delivery service (“LADS”) tariff from a \$1.99 per kW demand charge to \$2.95 per kW demand charge¹, and for approval of a Formula Based Rate (“FBR”) for Wheatland’s 34.5kV and lower wholesale sub-transmission facilities for its Eastern Division that provides for an annual calculation and recovery of Wheatland’s revenue requirement and defined Protocols.²

¹ Direct Testimony of Bruce W. Mueller, Exhibit BWM-1 and BWM-2 (Feb. 5, 2025).

² Joint Application of Sunflower and Wheatland (Feb. 5, 2025).

2. On February 10, 2025, Joint Applicants and Commission Staff (“Staff”) (together, “Joint Movants”) filed a Joint Motion for Waiver of Filing Requirements.³ Joint Movants state that Wheatland is a member-owned, not-for-profit electric distribution cooperative organized under the Electric Cooperative Act, and therefore subject to the filing requirements of K.A.R. 82-1-231.⁴ Joint Movants state that certain requirements contained in K.A.R. 82-1-231 are more applicable to investor-owned utilities, and developed a modified filing requirements schedule, attached hereto as Attachment A.⁵ Further, Joint Movants assert that the modified filing requirements schedule is sufficient to allow a thorough review of the 34.kV FBR for Wheatland’s LADS system and requests the Commission approves the use of it.⁶

II. FINDINGS AND CONCLUSIONS

3. The Commission has discretion to waive any of the filing requirements outlined in K.A.R. 82-1-231 if good cause is shown.⁷

4. The Commissions finds waiver of the filing requirements of K.A.R. 82-1-231 is appropriate, and Wheatland has shown good cause to waive the filing requirements as it has requested, as agreed by Staff. Further, the Commission finds that the modified filing requirements schedule as outlined in Attachment A is sufficient and approves of the use of it.

THEREFORE, THE COMMISSION ORDERS:

- A. The filing requirements outlined in K.A.R. 82-1-231 are waived.
- B. The modified filing requirements as outlined in Attachment A are approved.
- C. This Order is procedural and constitutes non-final agency action.⁸

³ Joint Motion of Wheatland and Staff for Waiver of Filing Requirements (Feb. 10, 2025).

⁴ *Id.*, ¶¶ 1-2.

⁵ *Id.*, ¶ 2.

⁶ *Id.*, ¶ 3.

⁷ K.S.A. 66-106; K.A.R. 82-1-231(i).

⁸ K.S.A. 77-607(b)(2).

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 02/25/2025

A handwritten signature in cursive script, appearing to read "Abigail D. Emery".

Abigail D. Emery
Acting Secretary to the Commission

ARB

Attachment A
Wheatland's LAC Cost of Service Filing Requirements

1. A summary describing the revenue adjustment requested and the proposed changes in rates.
2. The complete CFC Form 7 for Historical Test Year used, and three previous calendar years.
3. LAC COS Exhibit detailing calculations.
4. Trial Balance, by primary account, for the period ending with normalized test year and three previous calendar years.
5. Payroll/Labor Distribution History, (without employee names) totals by GL account for test year and three previous calendar years.
6. Records for the 34.5 Transmission Plant in Service for the test year and three previous calendar years.
7. Operating Statements and Balance Sheets by primary account for the test year and three previous calendar years.
8. Tariff Sheets (Clean and Red-Lined Version).
9. Audited financial statements for the test year and/or most recent calendar year.
10. A complete detailed accounting, by account, of all dues, donations, charitable contributions, promotional advertising, penalties and fines, and entertainment expenses incurred during the Test Year.
11. Allocation ratios. This section shall contain complete details for all ratios used in the allocations between jurisdictions, areas of operations, classes of customers, and other allocable items. In addition, this section shall contain a narrative description of the rationale for the allocation ratio, the components included in the calculation of the ratio and their source, the allocation percentages applicable to jurisdictions or departments, and what is being allocated by the ratio.
12. Detailed information on all outstanding indebtedness, interest rates, loan covenants, and the method of assigning/allocating debt to different divisions and/or non-regulated operations.
13. Pre-filed Direct Testimony in Support of Exhibits.
14. Formulas in Native Excel Format

CERTIFICATE OF SERVICE

25-SEPE-309-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 02/25/2025.

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