

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

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

In the Matter of Evergy Kansas Central, Inc.)
and Evergy Kansas South, Inc. Seeking)
approval from the Commission of the) Docket No. 25-EKME-503-TAR
KEEIA/Energy Efficiency Rider.)

ORDER GRANTING ENERGY EFFICENCY RIDER TARIFF

This matter comes before the State Corporation Commission of the State of Kansas (“Commission”) for consideration and decision. The Commission finds the following:

1. On June 13, 2025, Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. (together “Evergy Kansas Central”) filed with the Commission an Application seeking approval and continuation of its Energy Efficiency Rider (“EER”) tariff, pursuant to the Kansas Energy Efficiency Investment Act, K.S.A. 66-1283 (“KEEIA”), with an effective date of October 1, 2025.¹

2. Evergy Kansas Central is seeking recovery of costs associated with its Commission-approved KEEIA energy efficiency programs in the amount of \$12,598,189 (\$6,446,229 for residential customers and \$6,151,961 for non-residential customers), which includes the following:

- Program Costs in the amount of \$9,200,817 (\$4,954,669 for residential customers and \$4,246,149 for non-residential customers);
- Throughput Disincentive (“TD”) in the amount of \$93,134 (\$59,772 for residential customers and \$33,363 for non-residential customers);

¹ Application of Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. (June 13, 2025).

- Earnings Opportunity (“EO”) in the amount of \$1,083,849 (\$658,551 for residential customers and \$425,298 for non-residential customers);
- Energy Efficiency Demand Response in the amount of \$2,148,784 (\$758,151 for residential customers and \$1,390,633 for non-residential customers); and
- True-Up from Docket No. 25-EKCE-080-TAR of under collected costs in the amount of \$71,604 (\$15,086 for residential customers and \$56,518 for non-residential customers).²

3. On August 21, 2025, the Commission Staff (“Staff”) filed a Request to Modify Year One EM&V Report and Rider Schedule in this Docket and in Docket No. 22-EKME-254-TAR (“22-254 Docket”), requesting modification of the following deadlines:

- A. Extend the deadline for Staff’s Report and Recommendation from August 15 to August 29, 2025;
- B. Extend the deadline for stakeholder responses from September 1, 2025, to September 15, 2025; and
- C. Extend the deadline for a Commission Order from October 1, 2025, to October 15, 2025.

4. On August 21, 2025, the Commission issued an order granting Staff’s request in the 22-254 Docket.

5. On August 27, 2025, Evergy Kansas Central filed a Motion to Continue Energy Efficiency Rider Rate (“Motion”), requesting to continue its currently authorized EER rate through October 14, 2025, to accommodate the extended deadlines outlined above.³ This Motion was subsequently granted by the Commission.⁴

6. On August 29, 2025, Staff filed a Report and Recommendation in this Docket (“Staff’s R&R”), recommending approval of the requested recovery of expenses, except for the

² See *id.*; see also, Commission Staff’s Report and Recommendation, pp. 1-2 (Aug. 29, 2025) (“Staff’s R&R”).

³ Motion to Continue Energy Efficiency Rider Rate (Aug. 27, 2025) (Evergy Kansas Central proposed that the two added weeks of the current rate which may result in an over or under collection can be handled in its 2026 KEEIA/EER filing).

⁴ Order Designating Presiding Officer and Extending Energy Efficiency Rider Date (Sept. 23, 2025).

TD and EO incentives due to Evergy Kansas Central's failure to provide sufficient information/data to allow Staff to verify this request, and Evergy Kansas Central's failure to apply the Normalized Metered Energy Consumption ("NMEC") analysis "to savings calculations at the minimum level prescribed by the Commission Order."⁵ This recommendation results in a revised KEEIA EER amount of \$11,421,206, including \$5,727,906 from residential customers and \$5,693,300 from non-residential customers, and a revised KEEIA EER factor of \$0.00084/kWh for residential customers and \$0.00041/kWh for non-residential customers, which would be effective October 15, 2025, through September 30, 2026.⁶ Ultimately, Staff recommends Evergy Kansas Central do the following:

- A. File its next KEEIA EER in June 2026, to include costs incurred from Commission-approved programs from May 1, 2025, through April 30, 2026. The filing should include a true-up calculation to include the amounts collected from October 1, 2025, to September 30, 2026, versus the amounts intended to be collected during that time.
- B. Conduct quarterly meetings to allow Staff to ask questions, evaluate program metrics, provide feedback, and to continue to refine the Technical Reference Manual ("TRM").
- C. Be denied TD and EO portions with the ability to file for recovery of Plan Year 1 TD and EO in Plan Year 2, if it provides sufficient data to allow Staff to replicate the savings calculations.⁷

7. Evergy Kansas Central responded on September 15, 2025, acquiescing to Staff's R&R, but disagreeing with Staff's assessment that it failed to provide sufficient data to allow recovery of the TD and EO expenses and that it failed to apply the NMEC analysis as "there is no requirement for NMEC measurement prescribed by the Commission that restricts recovery of

⁵ Staff's R&R, p. 2.

⁶ *Id.*

⁷ *Id.*, p. 20.

TD and EO.”⁸ Evergy Kansas Central argues it complied with existing NMEC measurement parameters outlined in the 22-254 Docket, and its Evaluation Measurement and Verification (“EM&V”) Program Year 1 report complied with all applicable Commission directives approved in the 22-254 Docket.⁹

8. Evergy Kansas Central stated it would respond in the 22-254 Docket to address Staff’s concerns regarding the alleged lack of data to justify the TD and EO recovery and the disagreement regarding the applicable NMEC measurements.¹⁰ It also requested approval to seek “recovery of the Plan Year 1 TD and EO with interest” as part of its Plan Year 2 filing, and modification of Staff’s recommended dates outlined in paragraph 6(a) above, as follows:

Evergy Kansas Central shall file its next KEEIA EER in June 2026, to include costs incurred from Commission approved programs for Program Year 1 from May 1, 2025, through July 31, 2025, and Program Year 2 from January 1, 2025, through April 30, 2026. In this filing, Evergy Kansas Central shall also include a true-up calculation to include the difference between:

- a. Actual amounts collected from January 1, 2025, (including legacy program revenue collected prior to the recovery period start date) to April 30, 2026, plus forecasted amounts to be collected from May 1, 2026, to September 30, 2026, and
- b. The approved recovery amounts from the June 15, 2025, filing.

9. On September 15, 2025, CURB filed a response to Staff’s R&R, agreeing with Staff’s recommendations.¹¹

10. The Commission appreciates the anticipated cooperation, and quarterly meetings should minimize future disputes regarding the NMEC measurements and the appropriate data to be supplied for Staff to properly evaluate the EO and TD recovery requests in future EER dockets. Docket 22-254 provides the appropriate forum for the parties to argue their positions in

⁸ Evergy Central, Inc.’s Response to Staff report and Recommendation, pp. 3-7 (Sept. 15, 2025).

⁹ *See id.*

¹⁰ *Id.*, p. 7.

¹¹ CURB Response to Staff’s Notice of Filing of Report and Recommendation (Sept. 15, 2025).

these disputed areas, and the Commission anticipates ruling on these issues before Evergy Kansas Central's next EER filing in 2026 to provide clarity for the parties.

11. After consideration of Staff's R&R, and the responses from Evergy Kansas Central and CURB, the Commission finds Staff's R&R should be adopted, with the modification requested by Evergy Kansas Central as to paragraph 6(a) above.

THEREFORE, THE COMMISSION ORDERS:

A. Evergy Kansas Central is authorized recovery of a revised KEEIA EER amount of \$11,421,206, including \$5,727,906 from residential customers and \$5,693,300 from non-residential customers, and a revised KEEIA EER factor of \$0.00084/kWh for residential customers and \$0.00041/kWh for non-residential customers, effective October 15, 2025, through September 30, 2026.

B. Evergy Kansas Central shall file its next KEEIA EER in June 2026, to include costs incurred from Commission approved programs for Program Year 1 from May 1, 2025, through July 31, 2025, and Program Year 2 from January 1, 2025, through April 30, 2026. In this filing, Evergy Kansas Central shall also include a true-up calculation to include the difference between: Actual amounts collected from January 1, 2025, (including legacy program revenue collected prior to the recovery period start date) to April 30, 2026, plus forecasted amounts to be collected from May 1, 2026, to September 30, 2026; and, the approved recovery amounts from the June 15, 2025, filing.

C. The parties will conduct quarterly meetings to allow Staff to ask questions, evaluate program metrics, provide feedback, and to continue to refine the Technical Reference Manual ("TRM").

D. Evergy Kansas Central is denied recovery of the TD and EO portions of its request but will have the ability to file for recovery of Plan Year 1 TD and EO in Plan Year 2, if it provides sufficient data to allow Staff to replicate the savings calculations, and resolution of the disputed NMEC minimum requirements in Docket 22-254.

E. The parties have 15 days from the date of electronic service of this Order to petition for reconsideration.¹²

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner.

Dated: 10/09/2025



Celeste Chaney-Tucker
Executive Director

ARB

¹² K.S.A. 66-118b; K.S.A. 77-529(a)(1).

CERTIFICATE OF SERVICE

25-EKCE-503-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 10/09/2025.

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