

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

In the Matter of the Application of Southern )  
Pioneer Electric Company for Approval to ) Docket No. 24-SPEE- 415 -TAR  
Make Certain Revenue Neutral Changes to its )  
Rate Design. )

**JOINT PETITION FOR WAIVER OF FILING REQUIREMENTS**

Southern Pioneer Electric Company (“Southern Pioneer”), the Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission”, respectively), and the Citizens’ Utility Ratepayer Board (“CURB”) (collectively referred to as “Joint Movants”) hereby move the Commission for an Order waiving certain filing requirements contained in K.A.R. 82-1-214 and KAR 82-1-231, with respect to Southern Pioneer’s Application seeking certain revenue neutral changes to its rate design. In support of its motion, Joint Movants state the following:

1. The minimum filing requirements (“MFRs”) contained in K.A.R. 82-1-231 are extensive and are generally used for traditional investor-owned utility rate applications. However, Southern Pioneer is a not-for-profit electric utility that is a wholly owned subsidiary of a self-regulated cooperative electric utility, Pioneer Electric Cooperative, Inc. (“Pioneer Electric”) Because Southern Pioneer is not-for profit, and not organized as a cooperative, the MFRs contained in 82-1-231 and 82-1-231a are either too extensive or do not apply to Southern Pioneer.
2. Historically, the Commission has recognized the unique nature of Southern Pioneer and has granted waiver of its MFRs on rate applications involving Southern Pioneer’s service

territory.<sup>1</sup> Consistent with past practice, Southern Pioneer discussed with Staff and CURB a potential waiver of the K.A.R. 82-1-231 MFRs. As a result of those discussions, Joint Movants agreed to seek Commission waiver of the MFRs and have attached hereto as **Attachment A** the items identified as necessary for a thorough investigation of Southern Pioneer's Application. Because Southern Pioneer will be using a predetermined revenue requirement, Joint Movants request Southern Pioneer not be required to file:

- A. A schedule detailing plant investments by functional classification, unadjusted amounts, proposed adjustments to these amounts, and jurisdictional amounts.
- B. A schedule detailing the components included in working capital, proposed adjustments and jurisdictional allocations.
- C. A schedule indicating the amounts of major components of the capital structure of the company, including long-term debt and patronage capital outstanding at the beginning and the end of the test year.
- D. Statement of Operations – Present Rates with Pro Forma Adjustments and Supporting Schedules

3. Additionally, KAR 82-1-214 provides that an investor-owned utility give written notice to the Commission no fewer than 30 and not more than 90 days before filing an application for permission to make changes in its rates and tariffs. On October 23, 2023, Southern Pioneer notified Staff via electronic mail that it would be filing an application to change its overall rate design. Southern Pioneer has since met with Staff and CURB to discuss the application. A formal notice letter was submitted to the Commission's docket room on November 17, 2023. To the extent KAR 82-1-214's notice requirement is applicable to Southern Pioneer, Joint Movants recommend the foregoing be considered compliant. In the alternative, Joint Movants request a waiver of the requirement.

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<sup>1</sup> See, Docket Nos. 08-MKEE-816-MIS 12-MKEE-380-RTS, 14-SPEE-507-RTS, 15-SPEE-161-RTS and 20-SPEE-169-RTS. See also, Docket Nos. 13-MKEE-452-MIS and 16-MKEE-023-TAR where the Commission approved protocols that included minimum filing requirements for Southern Pioneer's formula-based rate plans.

WHEREFORE, Joint Movants respectfully request the Commission grant this motion waiving the filing requirements of K.A.R. 82-1-231 and approving the use of the modified filing requirements attached hereto, and confirming compliance with KAR 82-1-214 or waiving the same.

Respectfully submitted,

*/s/ Glenda Cafer*

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*/s/ Carly R. Masenthin*

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**ATTORNEYS FOR CURB**

**Attachment A**  
**Southern Pioneer Minimum Filing Requirements**

1. Prefiled Direct Testimony in Support of Exhibits and Workpapers
2. Schedule of Revenue Requirements
3. Class Cost of Service analysis
4. Statement of Operations – Proposed Rates with Pro Forma Adjustments and Supporting Schedules for Rate Classes
5. Comparison of Present and Proposed Rate Schedules
6. Comparison of Monthly Bills
7. Present Rate Schedules
8. Present Rate Schedules with Redlined Proposed Changes
9. Proposed Rate Schedules
10. Workpapers
11. Audited Financial Statements

STATE OF KANSAS            )  
                                          ) ss:  
COUNTY OF SHAWNEE    )

**VERIFICATION**

I, Glenda Cafer, verify under penalty of perjury that I have caused the foregoing pleading to be prepared; that I have read and reviewed the same; and that the contents thereof are true and correct to the best of my information, knowledge, and belief.

*/s/ Glenda Cafer*