



MISSOURI HOUSE OF REPRESENTATIVES
WITNESS APPEARANCE FORM

BILL NUMBER: HB 2167		DATE: 4/3/2024	
COMMITTEE: Utilities			
TESTIFYING: <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: BRENT STEWART		PHONE NUMBER: 573-644-3655	
REPRESENTING: MISSOURI ENERGY DEVELOPMENT ASSOCIATION		TITLE:	
ADDRESS: 5325 S. BEARFIELD ROAD			
CITY: COLUMBIA		STATE: MO	ZIP: 65201
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.			



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: CHASE CAMPBELL		PHONE NUMBER: 573-864-0972	
REPRESENTING: WINTON POLICY GROUP, LIBERTY UTILITIES, SUMMIT UTILITIES		TITLE:	
ADDRESS: 124 E HIGH ST			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: FRED DREILING		PHONE NUMBER: 816-806-6335	
REPRESENTING: BURNS & MCDONNELL		TITLE: LOBBYIST	
ADDRESS: 1025 W 64TH TERR			
CITY: KANSAS CITY		STATE: MO	ZIP: 64113
EMAIL: freddreilingllc@gmail.com	ATTENDANCE: Written	SUBMIT DATE: 3/27/2024 10:33 AM	
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WITNESS NAME		
REGISTERED LOBBYIST:		
WITNESS NAME: KEN FRANKLIN		PHONE NUMBER: 314-471-7337
REPRESENTING: MISSOURI AMERICAN WATER		TITLE:
ADDRESS: 727 CRAIG ROAD		
CITY: CREVE COEUR		STATE: MO
		ZIP: 63141
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: LARRY PLEUS		PHONE NUMBER: 573-821-2999	
REPRESENTING: SPIRE MISSOURI		TITLE:	
ADDRESS: 101 MADISON			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: MARK RHOADS		PHONE NUMBER: 573-645-0505	
REPRESENTING: CENTRAL STATES WATER RESOURCES		TITLE:	
ADDRESS: 308 E. HIGH			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: PHILLIP ARZEN		PHONE NUMBER: 573-634-3511	
REPRESENTING: MISSOURI CHAMBER OF COMMERCE		TITLE:	
ADDRESS: 428 E. CAPITOL AVE.			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: ZACH POLLOCK		PHONE NUMBER: 573-645-7210	
REPRESENTING: MISSOURI NATURAL GAS ASSOCIATION		TITLE:	
ADDRESS: 1030 WESTWOOD			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65109
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: ARNIE C AC "HONEST-ABE" DIENOFF		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: FRANK PLESCIA		PHONE NUMBER: 314-753-5399	
REPRESENTING: MIEC		TITLE:	
ADDRESS: 10 RIDGEMOOR DRIVE			
CITY: CLAYTON		STATE: MO	ZIP: 63105
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: JAY HARDENBROOK		PHONE NUMBER: 816-810-2066	
BUSINESS/ORGANIZATION NAME: AARP		TITLE: ADVOCACY DIRECTOR	
ADDRESS: 4031 PARKER AVE			
CITY: ST. LOUIS		STATE: MO	ZIP: 63116
EMAIL: jhardenbrook@aarp.org	ATTENDANCE: Written	SUBMIT DATE: 3/26/2024 5:18 PM	

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This forward-looking ratemaking scheme would raise rates on Missouri business and residential ratepayers and shift the risk away from monopoly utility shareholders and onto their customers.



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: JOHN COFFMAN		PHONE NUMBER: 573-424-6779	
REPRESENTING: CONSUMERS COUNCIL OF MISSOURI		TITLE:	
ADDRESS: 871 TUXEDO RD			
CITY: ST. LOUIS		STATE: MO	ZIP: 63119
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: MELISSA VATTEROTT		PHONE NUMBER: 314-727-0600	
BUSINESS/ORGANIZATION NAME: MISSOURI COALITION FOR THE ENVIRONMENT		TITLE: POLICY DIRECTOR	
ADDRESS: 725 KINGSLAND AVENUE, SUITE 100			
CITY: ST. LOUIS		STATE: MO	ZIP: 63130
EMAIL: mvatterott@moenvironment.org	ATTENDANCE: Written	SUBMIT DATE: 4/1/2024 11:43 AM	

THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.

April 1, 2024 Chairman Bob Bromley House Utilities Committee Missouri House of Representatives 201 West Capitol Avenue, Room 401-A Jefferson City MO 65101 Dear Chairman Bromley and Members of the Committee, Missouri Coalition for the Environment is a statewide, advocacy nonprofit organization that works to empower Missourians to protect their environment and health. HB 2167 severely limits the authority of the Office of Public Counsel (OPC), politicizes the OPC by transferring appointment authority from the director of economic development to the governor, limits information available to the public in rate cases, limits public hearings, shortens rate case lengths, and overall seeks to benefit utilities over Missourians that the legislature is meant to represent and protect. As such, MCE urges this committee to oppose HB 2167 to provide the public with the ability to weigh in, participate, and have their interests truly represented by the OPC in rate cases. Sincerely, Melissa Vatterott, JDPolicy Director Missouri Coalition for the Environment mvatterott@moenvironment.org (314) 727-0600, ext. 111



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: MICHAEL BERG		PHONE NUMBER: 314-644-1011	
REPRESENTING: SIERRA CLUB MISSOURI CHAPTER		TITLE: SIERRA CLUB MISSOURI CHAPTER POLITICAL DIRECTOR	
ADDRESS: PO BOX 432010			
CITY: SAINT LOUIS		STATE: MO	ZIP: 63143
EMAIL: Michael.Berg@sierraclub.org	ATTENDANCE: Written	SUBMIT DATE: 3/27/2024 8:46 AM	

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The Sierra Club opposes House Bill 2167. This proposed bill serves monopoly utilities at the expense of the public. It weakens and politicizes the Office of Public Counsel (OPC), shortens rate cases, removes rights of the intervenors, limits public participation in decisions that impact the pocketbooks of ratepayers and forbids intervening parties to raise issues. OPC is the agency specially charged with protecting the public interest at the Public Service Commission. House Bill 2167 would transform the OPC by narrowing the definition of "public interest" to rates and costs, reliability, promoting economic development and job creation, and, confusingly, ensuring utilities have access to capital. Other important public interests, such as climate and the environment, are removed from the purview of this office. (386.710.2) Additionally, changing appointments from department director to the governor would transform the OPC's loyalties, from strictly working on behalf of the public to potentially being swayed by the agenda and ideology of political parties. (386.700) OPC will not be allowed to appeal a PSC decision unless the director of the Department of Commerce and Insurance certifies in writing that (1) it's reasonably likely to be successful on the merits (usually a decision to be made by a court); (2) it would not cost the public more for service; and (3) it would be a good and efficient use of scarce government resources. This degree of interference in legal decisions is unique in Missouri law. (386.510.2) Shortening the duration of rate cases by a full 3 months can have terrible consequences for ratepayers. It is essential that the Public Service Commission have time, resources, and plenty of experts weighing in during rate cases so they can make the best possible decisions on behalf of the public. "Streamlining" is not really what this bill does to our current processes; instead, it bulldozes over all of our current protections to get utility priorities passed with minimal scrutiny or safeguards. (393.1810) The bill doesn't even acknowledge the existence of rate design. A rate case has 2 major phases: revenue requirement (determining how much revenue the utility is entitled to) and rate design (allocating the rates for collecting this revenue among the customer classes and between fixed and volumetric charges). How this accelerated process will accomplish both things simultaneously is unclear. Currently, all rate case parties can file direct, rebuttal, and surrebuttal testimony, but this bill would remove the right of intervenors to raise new issues, which limits the amount of information the PSC would learn about particular cases. In this bill, non-utility parties are not allowed to raise new issues. They can file rebuttal only if it "accepts, rejects, disagrees with or reflects an alternative to" the utility's application. Non-utilities' cross-rebuttal can attack one another's rebuttal but not any argument raised by the utility. (393.1820) The PSC needs more information, not less, to protect the public from potentially harmful or unnecessary rate increases. This bill limits the number of public hearings to three. There used to be far more public hearings during rate cases, and the numbers have been

slashed in recent years. The PSC and utilities should want to hear from as many members of the public as possible when deciding on issues that directly impact them. (393.1820.3)Utilities are monopolies, and it's imperative that their customers have a seat at the table in rate cases by intervening. This bill would apparently deny intervenors any recourse at all if they refuse to join a settlement in the utility's favor; under current law they can object and pursue their objections before the Commission and the courts. (393.1835) This bill favors settlements between utilities and PSC staff only. If this bill passes we can expect such settlements to be the utilities' preferred method of deciding rate cases from now on. This is disturbing for many reasons, but the one that stands out most is that the utilities would settle with a staff who would have less information, less time, and less scrutiny on each case. This will inevitably lead to worse outcomes — and higher bills — for ratepayers who will be denied access to much of the information on which their rates are based. It's as though this bill was written by utilities to ensure they maximize profits with as little interference from regulators or the public as possible. Please reject House Bill 2167.



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REGISTERED LOBBYIST:			
WITNESS NAME: MICHAEL BERG		PHONE NUMBER: 314-644-1011	
REPRESENTING: SIERRA CLUB- MISSOURI CHAPTER		TITLE:	
ADDRESS: P O BOX 432010			
CITY: ST LOUIS		STATE: MO	ZIP: 63143
EMAIL:	ATTENDANCE:	SUBMIT DATE: 4/3/2024 12:00 AM	
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WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: SUSAN GIBSON		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: Onesuegibson@protonmail.com	ATTENDANCE: Written		SUBMIT DATE: 3/30/2024 6:01 PM
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This would raise rates on customers to benefit shareholders.