



MISSOURI HOUSE OF REPRESENTATIVES  
**WITNESS APPEARANCE FORM**

BILL NUMBER: <b>HB 2248</b>		DATE: <b>3/25/2026</b>	
COMMITTEE: <b>Utilities</b>			
<b>TESTIFYING:</b> <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>ARNIE C. AC "HONEST-ABE" DIENOFF</b>		PHONE NUMBER: <b>314-440-9000</b>	
BUSINESS/ORGANIZATION NAME: <b>STATE PUBLIC ADVOCACY</b>		TITLE: <b>STATE PUBLIC ADVOCATE</b>	
ADDRESS: <b>P.O. BOX #1535</b>			
CITY: <b>O' FALLON</b>		STATE: <b>MO</b>	ZIP: <b>63366</b>
EMAIL: <b>ArnieDienoff@Mail.Com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>3/25/2026 11:47 PM</b>	

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**  
**I am in Support of this Bill and lowering the Incentives, Thresholds and Discounts with shorter Limits.**



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>JARED HANKINSON</b>		PHONE NUMBER: <b>573-634-3511</b>	
REPRESENTING: <b>MO CHAMBER OF COMMERCE</b>		TITLE:	
ADDRESS: <b>PO BOX 149</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65102</b>
EMAIL:	ATTENDANCE:	SUBMIT DATE: <b>3/25/2026 12:00 AM</b>	
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<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>JASON KLINDT</b>		PHONE NUMBER:	
REPRESENTING: <b>EVERGY</b>		TITLE:	
ADDRESS: <b>PO BOX 418679</b>			
CITY: <b>KANSAS CITY</b>		STATE: <b>MO</b>	ZIP: <b>64106</b>
EMAIL:	ATTENDANCE:	SUBMIT DATE: <b>3/25/2026 12:00 AM</b>	
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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>RILEY MCEVOY</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>3/25/2026 1:45 AM</b>	
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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>ZACH MONROE</b>		PHONE NUMBER: <b>573-508-2467</b>	
REPRESENTING: <b>AMEREN MISSOURI</b>		TITLE:	
ADDRESS: <b>101 MADISON</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL:	ATTENDANCE:	SUBMIT DATE: <b>3/25/2026 12:00 AM</b>	
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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>ELYSE SCHAEFFER</b>		PHONE NUMBER: <b>314-246-0178</b>	
BUSINESS/ORGANIZATION NAME: <b>MISSOURI COALITION FOR THE ENVIRONMENT</b>		TITLE: <b>POLICY COORDINATOR</b>	
ADDRESS: <b>725 KINGSLAND AVE</b>			
CITY: <b>UNIVERSITY CITY</b>		STATE: <b>MO</b>	ZIP: <b>63130</b>
EMAIL: <b>eschaeffer@moenvironment.org</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>3/23/2026 5:00 PM</b>	
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

Dear Chairman Bromley and Members of the Committee,

Missouri Coalition for the Environment (MCE) is a statewide, advocacy nonprofit organization that works to empower Missourians to protect their environment and their health. House Bill 2248 provides electricity rate discounts to customers expected to use between 10 and 75 MW. Though we appreciate the bill sponsor’s attempt to exclude data centers from using this discount, the bill language will not effectively do so and therefore MCE opposes this bill.

If passed, this bill will allow electric companies to determine whether a given customer qualifies as a "nonqualifying facility." Given the expected increase in electricity demand due to data centers, it is reasonable to expect that electric companies will want to encourage data center development in their service territories by offering discounts such as those in HB 2248. Data centers cause myriad environmental harms, including air quality impacts [1], extraordinary water use [2], and toxic e-waste pollution [3]. At time of writing, no regulations have been passed to ensure the industry proceeds responsibly. As a result, MCE respectfully opposes bills like HB 2248, which may stand to encourage the proliferation of data centers.

Thank you for your consideration.

Sincerely,  
 Elyse Schaeffer  
 Missouri Coalition for the Environment

[1] Kerr, Dara. "Elon Musk’s xAI Accused of Pollution over Memphis Supercomputer." Technology. The Guardian, April 25, 2025. <https://www.theguardian.com/technology/2025/apr/24/elon-musk-xai-memphis>; Chow, Andrew R. "Inside the Memphis Community Battling Elon Musk’s xAI." TIME, August 13, 2025. <https://time.com/7308925/elon-musk-memphis-ai-data-center/>.

[2] Yañez-Barnuevo, Miguel. "Data Centers and Water Consumption," Environmental and Energy Study Institute, June 25, 2025.

[3] Winst, Jenis. "The Hidden Costs of AI: A Review of Energy, E-Waste, and Inequality in Model Development." arXiv:2507.09611. Preprint, arXiv, July 13, 2025. <https://doi.org/10.48550/arXiv.2507.09611>.



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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>SARAH BERRY</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>3/25/2026 8:06 AM</b>	

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**HB 2248 modifies the structure of economic development discounts in a manner that raises concerns regarding ratepayer equity and the long-term integrity of utility ratemaking.**

**The bill removes the requirement that discounted rates contribute to fixed costs and permits discounts so long as variable costs are recovered. At the same time, it directs that any resulting revenue shortfall be allocated across all customer classes. This structure increases the likelihood that non-participating customers will subsidize discounted service without a direct relationship to the cost of service.**

**Under established ratemaking principles, including the requirement that rates be just and reasonable, sustained cost-shifting of this nature may create legal vulnerability, particularly if the allocation becomes disproportionate or insufficiently supported by cost-of-service analysis.**

**Additionally, the bill creates categorical exclusions for certain facility types while extending benefits to others, which would benefit from clearer legislative justification to ensure consistency in application.**

**For these reasons, the bill would benefit from restoring safeguards ensuring contribution to fixed costs and from clarifying standards governing cost allocation to mitigate foreseeable challenges.**

**Legislative Notice:**

**The General Assembly is hereby placed on notice that HB 2248, by removing the requirement that discounted rates contribute to fixed costs while requiring revenue shortfalls to be allocated across all customer classes, creates foreseeable risk that resulting rates may be challenged as unjust, unreasonable, or unduly discriminatory under established ratemaking principles.**

**The bill's structure may also give rise to challenges if cost allocation results in disproportionate burdens on non-participating ratepayers or if categorical exclusions are applied without a clearly articulated and consistent rationale.**

**This testimony is submitted to document that these risks were identified prior to enactment and that potential legal challenges were reasonably foreseeable.**

**Authorities:**

**FPC v. Hope Natural Gas Co., 320 U.S. 591 (1944).**

**Mo. Const. art. I, § 10.**

**Mo. Rev. Stat. § 386.020 (definition of electrical corporation).**

**Missouri “just and reasonable rates” doctrine under Public Service Commission law.**



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<b>REGISTERED LOBBYIST:</b>		
WITNESS NAME: <b>DOUG GALLOWAY</b>		PHONE NUMBER: <b>573-230-3112</b>
REPRESENTING: <b>FORD MOTOR COMPANY</b>		TITLE:
ADDRESS: <b>227 JEFFERSON</b>		
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>
		ZIP: <b>65101</b>
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