

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE APPLICATION OF )  
BLACK HILLS POWER, INC. FOR )  
APPROVAL OF ENERGY EFFICIENCY )  
PROGRAMS, TARIFFS, AND COST )  
RECOVERY MECHANISM )**

**ORDER  
ADJUSTING RATES  
EL11-002**

On January 26, 2011, the South Dakota Public Utilities Commission (Commission) received a petition from Black Hills Power, Inc. (BHP) requesting that the Commission approve new energy efficiency programs, tariff revisions, and a cost recovery mechanism to implement a three-year Energy Efficiency Solutions Plan that expands on the company's current energy efficiency efforts. On July 7, 2011, the Commission issued an Order Approving Energy Efficiency Partnership Plan (Order). On April 24, 2012, BHP filed a letter requesting a waiver of the provision in the Energy Efficiency Solutions Adjustment (EESA) clause of its tariff, South Dakota Electric Rate Book, Section No. 3C, Original Sheet No. 21, approved in the Order that would require the filing of an EESA update on April 30, 2012. BHP requested that the initial EESA update report filing date be extended to April 30, 2013, due to the abbreviated program period in the initial year as a result of the program not commencing until September 1, 2011. On April 27, 2012, the Commission issued an Order Granting Waiver, and on December 13, 2012, the Commission issued an Errata Notice to correct incorrect rate references in the Order. On May 1, 2013, BHP filed its 2013 annual report of its Energy Efficiency Solutions Program. On June 7, 2013, BHP filed an Application for Adjustment in Rates (Application) and revised Energy Efficiency Solutions Adjustment tariff sheet. The Application requests that BHP's EESA rates be reduced from \$0.0009/kWh to \$0.0004/kWh for residential customers and from \$0.0008/kWh to \$0.0002/kWh for commercial customers. The revised tariff sheet is as follows:

South Dakota Electric Rate Book

Section No. 3C

First Revised Sheet No. 21

Cancels Original Sheet No. 21

On January 27, 2011, the Commission electronically transmitted notice of the petition and the intervention deadline of February 11, 2012, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. The Commission has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-6, 49-34A-8, and 49-34A-8.2.

At the Commission's regularly scheduled meeting on July 11, 2013, Commission Staff recommended approval of the Application for Adjustment in Rates and tariff revisions. Finding that BHP's Application for Adjustment in Rates and associated revisions to its tariff are just and reasonable, the Commission voted unanimously to approve the Application.

It is therefore

ORDERED, that BHP's Application for Adjustment in Rates and the above-referenced tariff revisions are approved.

Dated at Pierre, South Dakota, this 16<sup>th</sup> day of July, 2013.

<b>CERTIFICATE OF SERVICE</b>
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u>Tina Douglas</u>
Date: <u>7/16/13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiegen  
KRISTIE FIEGEN, Commissioner