

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

IN THE MATTER OF STAFF'S REQUEST TO)	ORDER GRANTING JOINT
INVESTIGATE THE EFFECTS OF THE TAX)	REQUEST TO ADOPT THE
CUTS AND JOBS ACT ON SOUTH DAKOTA)	SETTLEMENT OF THE TAX CUTS
UTILITIES)	AND JOBS ACT WITH RESPECT
)	TO OTTER TAIL POWER
)	COMPANY
)	
)	GE17-003

On December 21, 2017, the South Dakota Public Utilities Commission (Commission) received a filing from Commission staff (Staff) requesting a docket be opened to investigate the impact of the Tax Cuts and Jobs Act on South Dakota utilities. Staff also filed a Motion Requesting Order Requiring Comments and Securing Tax Effects for Customers as of January 1, 2018 (Motion). In the Motion, Staff requested the Commission investigate the effect the Tax Cuts and Jobs Act (Act) will have on South Dakota utilities and requested the Commission issue an order requiring utilities to submit comments on the effect the Act will have on each utility. Additionally, Staff requested the Commission issue an order that any adjustment to rates due to the Act will be effective on January 1, 2018.

On December 22, 2017, the Commission issued an Order for and Notice of Motion Hearing on Less than 10 Days' Notice. On December 28, 2017, the Commission electronically transmitted notice of the filing and the intervention deadline of January 12, 2018, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On December 29, 2017, the Commission issued an Order Requiring Comments; Order Requiring Rates in Effect January 1, 2018, are Subject to Refund; Order Granting Intervention. On February 1, 2018, Otter tail Power Company (OTP) filed initial comments and on July 16, 2018, OTP filed additional comments. On February 15, 2019, Staff and OTP (parties) entered into a Settlement Stipulation in OTP's rate case docket, EL18-021, which among other things, resolved any outstanding issues regarding Docket GE17-003. The EL18-021 Settlement Stipulation provided that the parties agreed to enter a Stipulation requesting the Commission close Docket GE17-003 with respect to OTP. On March 29, 2019, the parties filed a Stipulation and Joint Request.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 49-34A.

At its regularly scheduled meeting on May 2, 2019, the Commission considered this matter. The Commission voted unanimously to grant the Stipulation and Joint Request to adopt the settlement between Staff and OTP regarding the Act approved in Docket EL18-021 and close Docket GE17-003 as it relates to OTP. It is therefore

ORDERED, that the Joint Request to adopt the settlement of the Tax Cuts and Jobs Act approved by the Commission in Docket EL18-021 and to close Docket GE17-003 with respect to Otter Tail Power Company is hereby granted.

Dated at Pierre, South Dakota, this 6th day of May 2019.

<p>CERTIFICATE OF SERVICE</p> <p>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 or by mail.</p> <p>By: <u>Karm E. Cremer</u></p> <p>Date: <u>05/06/19</u></p> <p align="center">(OFFICIAL SEAL)</p>

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner