

TEXT OF RELEVANT STATUTES AND RULES

SDCL § 49-34A-8.4 Burden on public utility to establish criteria for determination of rates

The burden is on the public utility to establish that the underlying costs of any rates, charges, or automatic adjustment charges filed under this chapter are prudent, efficient, and economical and are reasonable and necessary to provide service to the public utility's customers in this state.

SDCL § 49-34A-11 Burden of proving reasonableness of rates

The burden of proof to show that any rate filed is just and reasonable shall be upon the public utility filing same.

ARSD 20:10:13:44 Analysis of system costs for a 12-month historical test year.

The statement of the cost of service shall contain an analysis of system costs as reflected on the filing utility's books for a test period consisting of 12 months of actual experience ending no earlier than 6 months before the date of filing of the data required by §§ 20:10:13:40 and 20:10:13:43 unless good cause for extension is shown. The analysis shall include the return, taxes, depreciation, and operating expenses and an allocation of such costs to the services rendered. The information submitted with the statement shall show the data itemized in this section for the test period, as reflected on the books of the filing public utility. Proposed adjustments to book costs shall be shown separately and shall be fully supported, including schedules showing their derivation, where appropriate. However, no adjustments shall be permitted unless they are based on changes in facilities, operations, or costs which are known with reasonable certainty and measurable with reasonable accuracy at the time of the filing and

which will become effective within 24 months of the last month of the test period used for this section and unless expected changes in revenue are also shown for the same period.