



Fergus Falls, Minnesota

South Dakota P.U.C. Volume II

Section 14.11

ELECTRIC RATE SCHEDULE

Released Energy Access Program (REAP) Rider

First Revised Sheet No. 1 Cancelling Original Sheet No. 1

RELEASED ENERGY ACCESS PROGRAM (REAP) RIDER

DESCRIPTION

RATE

CODE

Released Energy Access Program Rider

71-770

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RULES AND REGULATIONS: Terms and conditions of this electric rate schedule and the General Rules and Regulations govern use of this rider.

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AVAILABILITY: This rider is available to any Customer who agrees to release a minimum of 500 Kilowatts (kW) over the Release Period. A minimum of five Megawatts (MW) of total load reduction may be required over the Release Period at Company's discretion. For example, if two Customers each agree to release one MW and another Customer agrees to release two MW, all over the same Release Period, the rider may be inapplicable because only four MW in total were released.

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Both the Company and the Customer have the option to request the release of energy under the rider. The Customer is not obligated to release and the Company is not obligated to purchase the energy until the parties agree on Compensation, the Release Period, and other applicable terms. Customer participation is voluntary.

MANDATORY AND VOLUNTARY RIDERS: The amount of a bill for service will be modified by any Mandatory Rate Riders that must apply and by any Voluntary Rate Riders selected by the Customer, unless otherwise noted in this rider. See Sections 12.00, 13.00 and 14.00 of the South Dakota electric rates for the matrices of riders.

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COMPENSATION:

Compensation for Off-System Sales

As compensation for participation, the Customer shall receive a credit or payment during any billing month in which Customer and Company have cooperated to make a short-term off-system energy sale, or other mutually agreed method of Compensation. The Compensation shall be a per Megawatt-hour (MWh) credit or payment for each hour subject to an off-system energy sale. The Compensation shall equal a negotiated percentage of the sale margin for each hour that such sale opportunity occurs.

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SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION
Filed on: August 20, 2010
Approved by order dated:
Docket No. EL10-011

Thomas R. Brause
Vice President, Administration

EFFECTIVE with bills
rendered on and after
June 1, 2011,
in South Dakota



Fergus Falls, Minnesota
(Continued)

South Dakota P.U.C. Volume II
Section 14.11
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First Revised Sheet No. 2 Cancelling Original Sheet No. 2

Compensation for Avoided Energy Purchases

The Company may request, and the Customer may voluntarily reduce, Customer's Energy requirement during periods when Company is purchasing energy to meet its firm Energy requirement, thereby enabling Company and its Customers to avoid higher cost energy purchases. Company shall provide the Customer Compensation in the form of a credit or cash payment for the reduced Energy usage. The Compensation shall equal a negotiated percentage up to 90% of the avoided Energy purchase cost for each hour that such an avoided purchase occurs. The Compensation provided shall be allowed as a recoverable cost for Fuel Adjustment Clause purposes.

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Release Period

The Release Period is the period during which the Company agrees to purchase energy from the Customer.

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CONDITIONS:

1. Purchase is Nonfirm. If a Customer makes energy available for sale but no sale of the released energy or avoided purchase is actually completed (for example, due to transmission constraints), the Compensation shall be zero. In the event that a scheduled released energy sale or avoided energy purchase is not completed or the terms and conditions change, the Company shall so notify the Customer as soon as possible.
2. Committed Load Reduction. The Committed Load Reduction is the load reduction the Customer and the Company agree the Customer will provide for the Release Period, relative to the Released Energy Profile. The Committed Load Reduction must be 500 kW or greater.
3. Released Energy Profile/Controllable Service Limit. The Company will determine a Released Energy Profile ("REP") for each Release Period. The REP may be developed by using load interval data from the five-day rolling average of uninterrupted, nonholiday weekday loads up to the day before a Release Period begins or in another manner as determined by the Company. The rolling average will exclude days not representative of load characteristics expected during the Release Period, such days to be determined

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First Revised Sheet No. 3 Cancelling Original Sheet No. 3

solely by the Company.

The Company has controllable electric retail service options that define a Customer's firm Demand level as the maximum allowable load during control periods. If the Customer receives this type of controllable service from the Company, the REP may not exceed its predetermined firm Demand for load intervals that occur during an applicable control period.

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4. Notice. When opportunities for released energy are anticipated, the Company shall provide advance notice, if possible, of the approximate margins or available energy purchase costs and hours of sale or purchase opportunity available to interested Customers. Opportunities for voluntary load reductions shall be given simultaneously to all eligible Customers. When possible, notice shall also be made via phone calls to individuals designated by the Customer.

The Customer may also notify the Company when the Customer desires to reduce energy requirements for released energy sales or avoided energy purchase opportunities. The Customer may, in lieu of daily elections, have a "standing agreement" with the Company regarding the conditions for releasing energy, including the Release Period, required margins, margin sharing, etc. These standing agreements, along with daily elections, may be made on a Customer-by-Customer basis and shall be considered by the Company on a confidential basis without notice to other Customers.

5. Communication Requirements. The Customer agrees to use Company-specified communication requirements and procedures when submitting any offer for released energy. These requirements may include specific computer software and/or electronic communication procedures.
6. Metering Requirements. Company approved metering equipment capable of providing load interval information is required for rider participation. The Customer agrees to pay for the additional cost of such metering when not provided in conjunction with existing retail electric service.
7. Liability. The Company and the Customer agree that the Company has no liability for indirect, special, incidental, or consequential loss or damages to the Customer, including but not limited to the Customer's operations, site, production output, or other claims by the Customer as a result of participation in this rider.

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First Revised Sheet No. 4 Cancelling Original Sheet No. 4

8. Provision of Ancillary Services. The Company and the Customer agree that rider participation does not represent any form of Customer self-provision of ancillary services that may be included in any retail electric service provided to the Customer.
9. Dispute Resolution. The Company and the Customer agree that any disputes arising out of this rider shall be settled by arbitration under the terms and provisions of the American Arbitration Association.
10. Penalty For Insufficient Load Control. In the event that the Company has entered into a sale or purchase agreement for energy made available by a Customer, and the Customer subsequently fails to maintain sufficient load control during the time(s) of the released energy sale or avoided energy purchase, the Customer will be paid for load curtailed. The Customer will be responsible to pay the Company for replacement energy to satisfy the sale or purchase agreement at the market price, or the original Compensation during the period, whichever is greater.

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