

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

<b>IN THE MATTER OF THE FILING BY )</b>	<b>ORDER APPROVING LEWIS</b>
<b>MONTANA-DAKOTA UTILITIES CO., A )</b>	<b>AND CLARK REGULATORY</b>
<b>SUBSIDIARY OF MDU RESOURCES GROUP )</b>	<b>ASSET RECOVERY</b>
<b>INC., FOR APPROVAL OF THE ANNUAL )</b>	
<b>UPDATE TO ITS INFRASTRUCTURE RIDER )</b>	<b>EL21-007</b>
<b>RATE )</b>	

On February 26, 2021, the South Dakota Public Utilities Commission (Commission) received a petition from Montana-Dakota Utilities Co. (MDU) for approval of the annual update to its Infrastructure Rider Rate, pursuant to the terms of the MDU's Infrastructure Rider Rate 56 tariff. MDU proposed an Infrastructure Rider rate of \$0.00684 per kWh for the rate period covered by this filing, which was a decrease of \$0.00157 per kWh from that previously authorized.

On March 4, 2021, the Commission electronically transmitted notice of the filing and the intervention deadline of March 19, 2021, to interested individuals and entities on the Commission's PUC Weekly Filings listserv. No petitions to intervene or comments were filed.

On March 11, 2021, MDU filed a letter regarding the Lewis & Clark regulatory asset recovery. MDU proposed to reflect the annual revenue requirement savings due to the Lewis & Clark Unit I retirement to offset the related amortization of the accelerated depreciation, net of excess deferred income taxes, and the decommissioning and employee related costs as projected to be incurred during 2021. On April 16, 2021, MDU filed a revised Infrastructure Rider rate and revised tariff sheet, and on April 30, 2021, the Commission issued an Order Approving Infrastructure Rider Rate. The Commission delayed action regarding recovery of the regulatory asset associated with retiring the Lewis & Clark Unit 1 until a later date. On November 2, 2021, Commission staff filed a Memorandum regarding the Lewis and Clark Regulatory Asset Recovery, recommending approval of MDU's proposal.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-34A, specifically 49-34A-4, 49-34A-6, 49-34A-8, 49-34A-10, 49-34A-12, and 49-34A-73 through 49-34A-78, inclusive.

At its regularly scheduled meeting on November 12, 2021, the Commission considered this matter. Commission staff recommended approval of MDU's proposal to reflect the annual revenue requirement savings due to the Lewis & Clark Unit I retirement to offset the related amortization of the accelerated depreciation, net of excess deferred income taxes, and the decommissioning and employee related costs as projected to be incurred during 2021. Finding the request to be just and reasonable, the Commission voted unanimously to approve MDU's proposal. It is therefore

ORDERED, that MDU's proposal to reflect the annual revenue requirement savings due to the Lewis & Clark Unit I retirement to offset the related amortization of the accelerated depreciation, net of excess deferred income taxes, and the decommissioning and employee related costs as projected to be incurred during 2021, is hereby approved.

Dated at Pierre, South Dakota, this 15<sup>th</sup> day of November 2021.

**CERTIFICATE OF SERVICE**

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.

By: Karen S. Cremer

Date: 11/15/21

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner