

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

**IN THE MATTER OF THE APPLICATION OF)
BLACK HILLS POWER, INC., DBA BLACK HILLS)
ENERGY TO AMEND ITS COGENERATION AND)
SMALL POWER PRODUCTION SERVICE TARIFF)**

**ORDER GRANTING
INTERVENTION**

EL21-011

On March 19, 2021, the South Dakota Public Utilities Commission (Commission) received an application from Black Hills Power, Inc., dba Black Hills Energy (Black Hills) requesting approval to amend its existing Cogeneration and Small Power Production Service Tariff to become its QF Service Tariff. Black Hills states this amendment will put in place conditions of service for customers installing behind-the-meter generation that are fair for all Black Hills customers. Black Hills proposes the revised rates and terms of service be effective for qualifying generation facilities placed into operation on or after June 1, 2021, and that existing customers with qualifying facilities be exempt from the terms of the amended QF Service Tariff until May 31, 2041.

On March 25, 2021, the Commission electronically transmitted notice of the filing and the intervention deadline of April 9, 2021, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On April 9, 2021, R. Sonny Rivers and Richard Bell applied for intervention.

The Commission has jurisdiction of this matter pursuant to SDCL Chapters 1-26, 49-1, and 49-34A, and ARSD 20:10:01:15.02 through 20:10:01:15.05.

At its regularly scheduled meeting on April 13, 2021, the Commission considered the petitions for intervention. Neither Commission staff nor Black Hills objected to granting intervention to the above-named applicants. Finding that the petitions to intervene demonstrated good cause to grant intervention, the Commission voted unanimously to grant intervention status to R. Sonny Rivers and Richard Bell. It is therefore

ORDERED, that R. Sonny Rivers and Richard Bell's Petitions for Intervention are hereby granted.

Dated at Pierre, South Dakota, this 14th day of April 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: <u>Karen E. Cremer</u>
Date: <u>04/14/21</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner