

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

IN THE MATTER OF THE FILING BY MONTANA-
DAKOTA UTILITIES CO., A SUBSIDIARY OF MDU
RESOURCES GROUP INC., FOR APPROVAL OF A
WAIVER OF FUEL AND PURCHASE POWER
ADJUSTMENT RATE 58

ORDER GRANTING WAIVER

EL25-023

On June 20, 2025, the South Dakota Public Utilities Commission (Commission) received a request from Montana-Dakota Utilities Co., a Subsidiary of MDU Resources Group Inc. (MDU), for a waiver of the Fuel and Purchased Power Adjustment (FPPA) Rate 58 tariff to allow MDU to retain the Production Tax Credits (PTCs) from the repowering of Cedar Hills and Diamond Willow Wind Phase 2. MDU is currently in the process of repowering Cedar Hills which consists of 13 wind turbines near Rhame, North Dakota, and Diamond Willow Wind Phase 2 which consists of 7 wind turbines near Baker, Montana. The repowering of Cedar Hills and Diamond Willow Wind Phase 2 is expected to be completed in late October 2025 and will qualify for PTCs for a period of 10 years. With this filing, MDU requests a ruling identifying that the new PTCs will not be subject to the provisions of MDU's FPPA Rate 58 tariff.

On June 26, 2025, the Commission electronically transmitted notice of the filing and the intervention deadline of July 11, 2025, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. On August 5, 2025, MDU filed responses to staff's data request. On August 7, 2025, Commission staff filed a Memorandum.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 49-34A, specifically, 49-34A-4, 49-34A-10, and 49-34A-25.

At its regularly scheduled meeting on August 14, 2025, the Commission considered this matter. Commission staff recommended that the Commission determine that the new production tax credits are not subject to the provisions of MDU's FPPA Rate 58 tariff.

Finding the determination to be just and reasonable, the Commission voted unanimously to approve MDU's request for waiver and aforementioned determination.

It is therefore

ORDERED, that MDU's request for waiver is granted and the request for a determination that the new PTCs resulting from the repowering of Cedar Hills and Diamond Willow Wind Phase 2 are not subject to the provisions of MDU's FPPA tariff until MDU requests inclusion of the costs of repowering in rates is hereby approved.

Dated at Pierre, South Dakota, this 15th day of August 2025.

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: Kristie Fiegen

Date: 15 Aug 2025

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner