

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

**IN THE MATTER OF THE PETITION OF OTTER ) ORDER APPROVING TARIFF  
TAIL POWER COMPANY FOR APPROVAL OF ) REVISIONS  
A RELEASED ENERGY TARIFF ) EL01-007**

On May 3, 2001, Otter Tail Power Company, Fergus Falls, Minnesota (OTP), filed with the Public Utilities Commission (Commission) a proposed revision to its South Dakota Electric Rate Schedule, specifically the Released Energy Tariff. On June 8, 2001, the Commission received an additional revision from OTP to the tariff:

Section No. 3, Volume I, First Revised Sheet No. 91, Canceling Original Sheet No. 91, Rate Designation M-10S, Released Energy Tariff, Pages 1, 2 and 3

The Released Energy Tariff allows OTP to make energy purchases from its South Dakota customers who voluntarily agree to interrupt their firm load. OTP will then market the energy and share the associated revenue with the customer. In addition to re-approval, OTP is requesting one minor change to the tariff; that the requirement of five megawatts (5 MW) total reduction be at OTP's discretion, and it is requesting that the Commission relax the reporting requirements so that OTP can file the same year-end reports for this tariff in all three states in which it does business.

On May 10, 2001, the Commission electronically transmitted notice of the filing and the intervention deadline of May 18, 2001, to interested individuals and entities. No petitions to intervene or comments were filed. At its regularly scheduled meeting of June 19, 2001, the Commission considered approval of the application. Commission Staff recommended approval as filed with the continuation of the restrictions and reporting requirements found in EL00-018 except for #5 under Reporting Requirements.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-34A. The Commission voted to approve the tariff revisions. The Commission finds the revisions are just and reasonable. As the Commission's final decision in this matter, it is therefore

**ORDERED**, that OTP's revised tariff, as described above, is approved as filed with the continuation of the restrictions and reporting requirements found in EL00-018 except for #5 under Reporting Requirements, and it shall be effective for service rendered on and after June 19, 2001. It is

**FURTHER ORDERED**, that this approved tariff as described above shall expire one year from the date of this Order. In the future, should OTP wish to continue this program after this expiration date, OTP will have to come before the Commission in another proceeding. It is

FURTHER ORDERED, that the requirement of five megawatts (5 MW) total reduction be at OTP's discretion. It is

FURTHER ORDERED, that OTP can file the same year-end reports as it does in the other three states in which it does business.

Dated at Pierre, South Dakota, this 22<sup>nd</sup> day of June, 2001.

<p style="text-align: center;"><b>CERTIFICATE OF SERVICE</b></p> <p>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, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.</p> <p>By: <u><i>Delaine Keels</i></u></p> <p>Date: <u>6/25/01</u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

*James A. Burg*  
JAMES A. BURG, Chairman

*Pam Nelson*  
PAM NELSON, Commissioner