

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

IN THE MATTER OF THE PETITION OF)
NORTHERN STATES POWER COMPANY)
DBA XCEL ENERGY FOR APPROVAL OF)
A CREDIT MECHANISM FOR PAYMENTS)
FROM THE SECOND EXTENDED)
DEPARTMENT OF ENERGY SETTLEMENT)

ORDER GRANTING WAIVER

EL19-002

On January 22, 2019, the South Dakota Public Utilities Commission (Commission) received a petition from Northern States Power Company dba Xcel Energy (Xcel) asking for approval of a continuation of a credit mechanism for funds received pursuant to an extended Settlement with the United States Department of Energy (DOE) for DOE's partial breach of its contract to take spent nuclear fuel. On February 22, 2019, the Commission issued an order approving continuation of the credit mechanism and associated bill credit. This order allowed for a delay in the bill credits associated with the 9th DOE payment but ordered the credits for the 10th and 11th DOE payments be made in a timely manner consistent with the Commission's orders in Docket EL11-023 and Docket EL16-001. On January 22, 2020, Xcel filed a petition requesting a waiver of the EL16-001 requirement that Xcel return the South Dakota jurisdictional portion to customers within 90 days of payment receipt and requesting an additional 90 days for the tenth payment only.

On January 23, 2020, the Commission electronically transmitted notice of the January 22, 2020 filing and the intervention deadline of February 7, 2020, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. On February 6, 2020 Xcel filed its response to Staff's data requests.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 49-34A, specifically, 49-34A-4, 49-34A-6, 49-34A-8, 49-34A-10, and 49-34A-12.

At its regularly scheduled meeting on February 18, 2020, the Commission considered this matter. The Commission voted unanimously to grant Xcel's request for a waiver of the E16-001 requirement that Xcel return the South Dakota jurisdictional portion to customers within 90 days of payment receipt and grant Xcel's request for an additional 90 days for the tenth payment only. It is therefore

ORDERED, that Xcel's request for a waiver of the EL16-001 requirement that Xcel return the South Dakota jurisdictional portion to customers within 90 days of payment receipt is hereby granted. It is further

ORDERED, that Xcel's request for an additional 90 days for the tenth payment only is hereby granted.

Dated at Pierre, South Dakota, this 19th day of February 2020.

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: Adam DeHueck

Date: 2/19/20

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner