

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23AL-0165E

IN THE MATTER OF ADVICE LETTER NO. 844 - ELECTRIC FILED BY BLACK HILLS COLORADO ELECTRIC, INC. DOING BUSINESS AS BLACK HILLS ENERGY TO REVISE ITS COLORADO P.U.C. NO. 11 TO INCREASE THE TRANSPORTATION ELECTRIFICATION PROGRAMS RIDER (TEPR) TO BECOME EFFECTIVE JUNE 1, 2023.

**INTERIM COMMISSION DECISION GRANTING
REQUEST FOR ALTERNATIVE FORMS OF NOTICE**

Mailed Date: April 20, 2023

Adopted Date: April 12, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On April 3, 2023, Black Hills Colorado Electric, LLC (Black Hills or Company) filed a Motion for Approval of Alternative Form of Notice (Motion) to apply to the Company's Advice Letter No. 844 – Electric, through which the Company seeks to amend its Transportation Electrification Programs Rider (TEPR) rate, contained on Tariff Sheet No. 112 in the Rates section of its Colo. P.U.C. No. 11 – Electric Tariff. Black Hills states the ECA is applicable to all retail customers. Black Hills states the proposed tariff amendment will increase the TEPR rate from \$0.00018 per kWh to \$0.00022 per kWh for residential customers, beginning June 1, 2023.

2. Black Hills moves pursuant to § 40-3-104(1)(c)(I)(E), C.R.S., and Rule 1207(b), 4 *Code of Colorado Regulations* (CCR) 723-1 of the Commission's Rules of Practice and Procedure, to provide alternative forms of notice for the Company's filing to its customers. Black Hills requests Commission approval to use the following forms of notice:

- Filing with the Commission, and keeping open for inspection, Advice Letter No. 844 – Electric. The Company will also post on its website at the time of filing: (1) a Customer Notice attached to the Motion, and (2) Advice Letter No. 844 – Electric and its accompanying tariff sheet, for 30 days. The website posting will include a reference to the proceeding number.
 - Printing a message on each applicable customer’s bill providing the website URL for the Customer Notice and Advice Letter and its accompanying tariff sheet, and a toll-free phone number for assistance, beginning within one week of the filing of the Advice Letter.
 - Publishing a legal notice of the Advice Letter in three newspapers of general circulation for the service territory: (1) *The Pueblo Chieftain* (two consecutive Tuesdays, April 11, and April 18); (2) the *Cañon City Daily Record* (two consecutive Fridays, April 7, and April 14); and (3) the *Rocky Ford Daily Gazette* (two consecutive Thursdays, April 13 and April 14).
3. Black Hills maintains that good cause exists for the Commission to approve the proposed alternative forms of notice and that it will avoid incurring the expenses that are entailed in other forms of statutory notice. The Company concludes the proposed alternative forms of notice will be sufficient to alert customers to the tariff changes the Company is proposing.

4. Pursuant to § 40-3-104(1)(c)(I)(E), C.R.S., and 4 CCR 723-1-1207(b) of the Commission’s Rules of Practice and Procedure, a utility may request to provide alternative forms of notice of a tariff change. We find the alternative forms of notice the Company proposes in the Motion will provide sufficient notice to its customers and will do so efficiently. We therefore find good cause to approve the alternative forms of notice that the Company requests.

II. **ORDER**

A. **It Is Ordered That:**

1. The Motion for Approval of Alternative Form of Notice, filed by Black Hills Colorado Electric, LLC on April 3, 2023, is granted.

2. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
April 12, 2023.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script, appearing to read "G. Harris Adams".

G. Harris Adams,
Interim Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ERIC BLANK

MEGAN M. GILMAN

TOM PLANT

Commissioners