

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23AL-0291E

IN THE MATTER OF ADVICE LETTER NO. 849 OF BLACK HILLS COLORADO ELECTRIC, LLC DOING BUSINESS AS BLACK HILLS ENERGY TO UPDATE THE FIXED REASONABLE CHARGE APPLICABLE TO OFF-SITE NET METERING SERVICE, TO BECOME EFFECTIVE JULY 3, 2023.

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

Mailed Date: June 12, 2023

Adopted Date: June 7, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On June 1, 2023, Black Hills Colorado Electric, LLC (Black Hills or Company) filed a Motion for Approval of Alternative Forms of Notice (Motion) to apply to the Company's Advice Letter No. 849– Electric (Advice Letter), through which the Company seeks to amend its Fixed Reasonable Charge included in the Off-Site Net Metering Service, contained on Tariff Sheet No. 97C in the Rates section of its Colo. P.U.C. No. 11-Electric Tariff. The proposed tariff amendment will decrease the Fixed Reasonable Charge rate from \$0.002869 per kWh to \$0.002698 per kWh, beginning July 3, 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 the Advice Letter. The Company will also post on its website at the time of filing: (1) a Customer Notice attached to this Motion (Customer Notice), and (2) the Advice Letter and its accompanying tariff sheets, for thirty (30) days beginning within one week after the filing of Advice Letter.

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 is entailed in other forms of statutory notice. The Company concludes the proposed alternative forms of notice will be sufficient to alert affected and interested parties to the tariff changes the Company is proposing, including by providing notice of the estimated impact on average customers. The Company notes that it currently has no customer taking Off-Site Net Metering Service and that the proposed amendment to the tariff is to reduce the Fixed Reasonable Charge.

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 Forms of Notice, filed by Black Hills Colorado Electric, LLC, on June 1, 2023, is granted.

2. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
June 7, 2023.**

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ERIC BLANK

TOM PLANT

Commissioners

Rebecca E. White,
Director

COMMISSIONER MEGAN M. GILMAN
ABSENT