

Decision No. C23-0841-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21A-0141E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR APPROVAL OF ITS 2021 ELECTRIC RESOURCE PLAN AND CLEAN ENERGY PLAN.

**INTERIM COMMISSION DECISION SETTING DEADLINE FOR
FILING OF MISSING INFORMATION AND COMMENTS ON
CONFIDENTIALITY OF CERTAIN ITEMS**

Mailed Date: December 13, 2023

Adopted Date: December 13, 2023

I. BY THE COMMISSION

A. Statement

1. Through this Decision, the Commission directs Public Service Company of Colorado (Public Service or the Company) to make a filing setting forth certain information related to the cost-to-construct performance incentive mechanism (PIM) and the operational PIM. In addition, the Commission instructs Public Service to consider and potentially refile the Highly Confidential Exhibit 1 to the Response to Decision No. C23-0672-I that the Company filed on October 20, 2023, as discussed below.

B. Discussion

2. In Decision No. C23-0672-I,¹ we directed Public Service to file comments regarding a symmetric risk sharing mechanism on the Company-owned projects proposed in the Preferred Plan.

¹ Issued on October 5, 2023.

3. In accordance with Decision No. C23-0672-I, on October 20, 2023, Public Service filed its Response to Decision No. C23-0672-I setting forth proposals for a cost to construct PIM and an operational PIM. Included with Response to Decision No. C23-0672-I, the Company submitted the Highly Confidential Exhibit 1 that provides a model for both the cost to construct PIM and the operational PIM.

4. As we directed in Decision No. C23-0672-I, the information Public Service provided in the Response to Decision No. C23-0672-I and Highly Confidential Exhibit 1 addresses the projects included in the Preferred Portfolio as contemplated in the 120-Day Report. Specifically, the Highly Confidential Exhibit 1 contains information such as the capacity factors for projects that are evaluated using a levelized energy cost (LEC) and the as-bid point cost for capital costs to construct. This information as currently filed, however, is limited to the projects contained in the Preferred Portfolio.

5. In the Company's Response Comments on the 120-Day Report (Response Comments) filed on November 20, 2023, the Company recommends modifying the Preferred Portfolio. One such modification replaces one of the Company-owned generation projects with another (*i.e.*, Bid 1024 replaces Bid 0045).² The replacement project (Bid 1024) is not included in the Highly Confidential Exhibit 1. Similarly, Highly Confidential Exhibit 1 does not include several Company-owned projects that will likely be in the Inverse 1324 Plan (\$0CO2) (the Alternate Portfolio).

6. The Commission directs Public Service to file the as-bid point cost for the following projects: Bid 0997, Bid 0011, Bid 1085, Bid 0043, and Bid 1024. In addition, the Commission

² Response Comments, p.

direct Public Service to file the capacity factors for the following LEC-based projects: Bid 0043 and Bid 1024. The Company may include additional point costs or capacity factors of other projects pertinent to potential implementation of the Alternative Portfolio.

7. Public Service shall submit this filing **by 12:00 p.m. on December 19, 2023.**

8. In addition, we direct Public Service to reconsider the classification of Highly Confidential Exhibit 1 in its entirety. As currently filed, all of the contents of Highly Confidential Exhibit 1 are under seal. While the highly confidential classification appears appropriate for much of the information included in Exhibit 1 (such as the point costs and capacity factors), Public Service shall evaluate whether this classification is appropriate for information such as the sharing percentages that Public Service proposes as part of the operational PIM. Public Service shall refile, as appropriate, a public version of Exhibit 1 with any necessary redactions of highly confidential information by 12:00 p.m. on December 19, 2023.

II. ORDER

A. The Commission Orders That:

1. No later than 12:00 p.m. on December 19, 2023, Public Service Company of Colorado (Public Service) shall file the as-bid point cost for capital cost to construct and the capacity factors regarding the Alternative Portfolio, consistent with the discussion above.

2. In addition, no later than 12:00 p.m. on December 19, 2023, Public Service shall consider and refile, as appropriate, a public version of the Highly Confidential Exhibit 1 to the Response to Decision No. C23-0672-I, that Public Service filed on October 20, 2023, with any necessary redactions of highly confidential information.

3. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
December 13, 2023.**

(S E A L)



ATTEST: A TRUE COPY

Rebecca E. White,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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Commissioners