

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

**IN THE MATTER OF THE FILING BY)
OTTER TAIL POWER COMPANY)
REGARDING ITS PROPOSED SOUTH)
DAKOTA ENERGY EFFICIENCY PLAN)
FOR 2014-2015)**

**ORDER ON RECONSIDERATION
APPROVING ENERGY EFFICIENCY
PLAN FOR 2014 AND 2015**

EL13-016

On May 1, 2013, the South Dakota Public Utilities Commission (Commission) received a filing from Otter Tail Power Company (Otter Tail) requesting approval of its proposed South Dakota Energy Efficiency Plan for 2014-2015 (2014-2015 EEP). On May 2, 2011, the Commission electronically transmitted notice of the filing and the intervention deadline of May 17, 2013, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. The Commission has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-6, 49-34A-8, and 49-34A-8.2.

On June 24, 2013, Otter Tail filed updated tables for Appendix A to its proposed 2014-2015 EEP. On July 25, 2013, Otter Tail filed responses to Commission Staff's first set of data requests, and on September 30, 2013, Otter Tail filed responses to Staff's second set of data requests. On October 30, 2013, Staff filed a Staff Memorandum setting forth Staff's recommendations. The Commission considered Otter Tail's request for approval at its regular meeting on November 5, 2013, and on November 6, 2013, issued an Order Approving Energy Efficiency Plan for 2014 and 2015 (Order). At its regular meeting on November 22, 2013, following the Commission's consideration of Xcel Energy's Demand Side Management Report and 2014 Proposed Demand Side Management Plan in Docket EL13-017, the Commission voted unanimously to place Docket EL13-016 on its next regular meeting agenda for reconsideration of the Commission's approval of a provision within the 2014-2015 EEP that would require Otter Tail to come before the Commission for approval only if an increase to the overall plan budget would exceed 30 percent.

At its regularly scheduled meeting on December 3, 2013, the Commission took up the question of reconsideration of the 30 percent over-budget provision within the 2014-2015 EEP approved in the Order. The Commission voted unanimously to reconsider the plan provision. On reconsideration, after hearing from Otter Tail and Staff, a majority of the Commission, with Chairman Hanson dissenting, voted to amend the approval previously given in the Order by changing the 30 percent allowance to exceed the budget to the 10 percent over budget allowance approved for Xcel in Docket EL13-017. It is therefore

ORDERED, that Otter Tail's allowance to exceed its 2014-2015 EEP budget without Commission approval shall be 10 percent instead of the 30 percent previously approved in the Order.

Dated at Pierre, South Dakota, this 5th day of December, 2013.

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.
By: <u>Joy Lashley</u>
Date: <u>12.05.13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner