

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

IN THE MATTER OF THE FILING BY)	ORDER APPROVING
MONTANA-DAKOTA UTILITIES CO. FOR)	TARIFF REVISIONS
APPROVAL OF ITS NATURAL GAS)	
CONSERVATION PROGRAMS AND)	NG09-001
CONSERVATION TRACKING ADJUSTMENT)	

On March 2, 2009, Montana-Dakota Utilities Co. (MDU) filed for approval with the Public Utilities Commission (Commission) to remove the experimental qualifier associated with its Gas Conservation Program. The Company is proposing to continue the application of Rate 90 and expand its natural gas portfolio to include four additional gas conservation programs and remove the experimental nature of the current tariff through the implementation of a biennial review of the Company's portfolio of programs to be filed by June 1 of every other year. On April 1, 2009, MDU amended its filing to update the conservation tracking adjustment surcharge and to request that if Commission Staff requires more time to evaluate MDU's new plan, that the existing plan be extended. Commission Staff recommend the existing program be extended until September 30, 2009, to allow time for further review of MDU's proposed changes. The revised tariff sheets were as follows:

Section No. 1:

4th Revised Sheet No. 1, canceling 3rd Revised Sheet No. 1

Section No. 3:

53rd Revised Sheet No. 1, canceling 52nd Revised Sheet No. 1
3rd Revised Sheet No. 31, canceling 2nd Revised Sheet No. 31

At its regularly scheduled meeting of April 21, 2009, the Commission approved MDU's revised tariffs as described above effective as of May 1, 2009, and continued MDU's existing Gas Conservation Program until September 30, 2009.

On September 16, 2009, MDU filed for approval with the Commission for an extension of its current Gas Conservation Program through October 31, 2009. MDU requested approval on less than 30 days notice. The revised tariff sheet was as follows:

Section No. 3:

4th Revised Sheet No. 31, canceling 3rd Revised Sheet No. 31

At its regularly scheduled meeting of September 22, 2009, the Commission approved MDU's revised tariff as described above effective as of October 1, 2009, and continued MDU's existing Gas Conservation Program until October 31, 2009, on less than 30 days notice.

On October 8, 2009, MDU filed with the Commission for approval of the following tariff sheet and requested an effective date of November 1, 2009:

Section No. 3:

5th Revised Sheet No. 31, canceling 4th Revised Sheet No. 31

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-34A. Further, MDU's existing Gas Conservation Program shall be effective November 1, 2009. As the Commission's final decision in this matter, it is therefore

ORDERED, that MDU's revised tariff as described above is approved effective as of November 1, 2009.

Dated at Pierre, South Dakota, this 5th day of November, 2009.

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>Alvin Kolbeck</u>
Date: <u>11/5/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner