

NOTICE OF COMMENT PERIOD

Issued: August 23, 2024

In the Matter of the Petition of Northern States Power Co. d/b/a Xcel Energy for Approval of its Proposed Community Solar Garden Program

PUC Docket Number(s): **E-002/M-13-867**

Comment Period: Initial comment period closes September 24, 2024 at 4:30pm

Reply comment period closes October 8, 2024 at 4:30pm

Comments received after the close of the comment period may or may not be considered by the Commission.

Issue: Was Xcel Energy's ARR Compliance filing on July 31, 2024 properly filed by the process established in the July 22, 2022 Commission order.

Topic(s) Open for Comment:

- Does Xcel Energy's February 1, 2024 compliance filing and subsequent July 31, 2024 compliance filing align with the requirements of the Commission's July 22, 2022 Order?
- Should the Commission require Xcel Energy to adjust the effective date to the originally filed April 1, 2024 date as requested by the letter submitted by Cooperative Energy Futures?
- Are there other issues or concerns related to this matter?

Background

The Commission's Order dated July 22, 2022 established a 30-day negative check off process in which Xcel Energy must file their proposed applicable retail rate (ARR). The Order implemented the following:

1. Established a 30-day negative check off process for Xcel Energy's Applicable Retail Rate (ARR).
2. Authorized Xcel Energy to implement the annual change by filing a compliance tariff if no objections are filed within 30 days of a petition for a new ARR.
3. Required Xcel to file the compliance tariff after the end of the 30-day period if there are no objections to the new approved rates.

4. Determined that the effective date of the compliance filing shall be the first date of the next calendar month following the end of the 30-day period.

On February 1, 2024, Xcel Energy filed the ARR computation compliance filing. In this filing Xcel stated “consistent with past practice, we propose that the rates become effective on April 1, 2024 after the Commission issues its Notice of Effective Date.”

No comments were received regarding this filing. Xcel filed a compliance tariff on July 31, 2024 with an effective date of August 1, 2024.

Cooperative Energy Futures filed a letter on August 13, 2024 stating Xcel did not follow the process as required in the July 22, 2022 Order and requesting the Commission require Xcel “to retroactively restore the difference in bill credits all subscribers should have gotten and proceed with the bill credit rates as filed for 2024-25.”

Staff notes that Minn. Stat. § 216B.23, subd. 1a allows the Commission to require a public utility to refund customer revenues that the Commission determines were collected in violation of a Commissioner Order, and that this portion of statute should not be construed as retroactive ratemaking.

Filing Requirements: Utilities, telecommunications carriers, official parties, and state agencies are **required** to efile documents using the Commission’s electronic filing system (eFiling). All parties, participants, and interested persons are encouraged to use eFiling at:
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Submit Public Comments:

Online: <https://mn.gov/puc/get-involved/public-comments/>, and follow the instructions.

Email: consumer.puc@state.mn.us

U.S. Mail: Consumer Affairs Office
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul MN 55101

Full Case Record: See all documents filed in this matter on the Commission’s website at: mn.gov/puc/edockets, select *Go to eDockets Project Database*, enter the year (13) and the docket number (867), and select *Search*.

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Questions about this docket or Commission process and procedure? Contact Commission staff, Nikki Brown-Huss, at Nikki.brown-huss@state.mn.us.

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To request this document in another format such as large print or audio, call 651-296-0406 (voice). Consumers with a hearing or speech impairment may call using their preferred Telecommunications Relay Service or email consumer.puc@state.mn.us for assistance.

CERTIFICATE OF SERVICE

I, Robin Benson, hereby certify that I have this day, served a true and correct copy of the following document to all persons at the addresses indicated below or on the attached list by electronic filing, electronic mail, courier, interoffice mail or by depositing the same enveloped with postage paid in the United States mail at St. Paul, Minnesota.

**Minnesota Public Utilities Commission
NOTICE OF COMMENT PERIOD**

Docket Number: **E-002/M-13-867**

Dated this **23rd** day of **August, 2024**

/s/ Robin Benson

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