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May 22, 2017

Daniel P. Wolf, Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
Saint Paul, MN 55101-2147

Subject: Dakota Electric Association Comments In the Matter of a Commission Notice of Comment Period on Possible Distributed Generation Subcommittee under Minn. Stat. 216A.03, Subd. 8 Docket No. E-999/CI-17-284

Dear Mr. Wolf:

Dakota Electric Association (Dakota Electric or Cooperative) respectfully submits the following comments in response to the Minnesota Public Utilities Commission (Commission or MPUC) April 17, 2017, *Notice of Comment Period* (Notice) in the above-referenced docket.

PUC April 17 Notice of Comment Period

The Commission’s April 17 Notice in this matter indicates that:

“The Commission at times receives customer complaints and formal filings on Distributed Generation (DG) and solar issues that may benefit from the clarification that a subcommittee decision could provide because they do not involve the determination of high level policy considerations. Currently, decisions can only be issued through Orders at regular agenda meetings and parties engaged in a dispute or looking for clarification or approval from the Commission must use this process. To address delays and to allow the Commission to function more efficiently, staff proposes that a DG subcommittee be created. Minn. Stat. §216A.03, subd. 8 states that the Commission may create and appoint members to subcommittees and may

delegate any of the Commission’s functions to a subcommittee. See attached legislation. Under a subcommittee structure, the Commission would delegate some quasi-judicial functions to the subcommittee. The DG subcommittee would be a process to allow faster decisions to be issued for certain DG disputes (or undisputed filings).”

The April 17 Notice identifies the following topics as open for comment:

- Should the Commission establish a subcommittee as outlined in Attachment A that would more quickly move issues forward that are raised in customer complaints or other filings at the Commission?
- Is the intention and proposed process for the subcommittee reasonable?
- Are there other examples or types of issues that could be handled by the subcommittee?

Dakota Electric Comments

Dakota Electric offers the following comments on the topics open for comment listed in the April 17 Notice.

Should the Commission establish a subcommittee as outlined in Attachment A that would more quickly move issues forward that are raised in customer complaints or other filings at the Commission?

Dakota Electric sees value in having decisions and precedent established by the full Commission.

As outlined, Dakota Electric does not perceive the proposed Distributed Generation Subcommittee as offering a significant streamlining – at least for parties or participants – compared to existing processes. As described on Page 4 of the Notice, complaints would still need attention by CAO staff and if referred to the Subcommittee would involve notices, written comments and a hearing along with customary documentation after a decision is made.

With these considerations in mind, Dakota Electric believes there is an alternative to the proposed Distributed Generation Subcommittee that could provide enhanced clarity for consumers and utilities, while potentially reducing the number of complaints filed and informal/formal questions raised. Dakota Electric recommends that the Commission direct Staff to prepare a report summarizing distributed generation issues that have been raised and resolved in past complaints and post that report to the

Commission web site. There is presently no single-source summary of the types of distributed generation complaints, particularly for consumers, and how they have been resolved. Compiling and sharing this information could provide helpful direction to both consumers and utilities facing similar issues and could lead to resolution of matters without the need for more formal Commission involvement or the filing of a complaint. As new issues are raised and resolved, this report/summary could be automatically updated.

Is the intention and proposed process for the subcommittee reasonable?

While the intention of the proposed Subcommittee is reasonable, Dakota Electric believes that an alternative approach as described above could provide clarity for consumers and utilities, and potentially reduce the need for any formal Commission action, without creating an alternative decision-making process.

Are there other examples or types of issues that could be handled by the subcommittee?

Dakota Electric is not aware of other issues requiring attention.

Conclusion

Dakota Electric appreciates the opportunity to provide comments in this matter. Dakota Electric recommends that the Commission not establish an alternative decision-making process, as identified by the Distributed Generation Subcommittee, and instead direct Staff to prepare a report summarizing distributed generation issues that have been raised and resolved in past complaints.

If you have any questions about these comments and recommendations, please contact me at 651-463-6258 or at dlarson@dakotaelectric.com.

Sincerely,

/s/ Douglas R. Larson

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Certificate of Service

I, Cherry Jordan, hereby certify that I have this day served copies of the attached document to those on the following service list by e-filing, personal service, or by causing to be placed in the U.S. mail at Farmington, Minnesota.

Docket No. *E-999/CI-17-284*

Dated this 22nd day of May, 2017

/s/ Cherry Jordan

Cherry Jordan

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