

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Katie J. Sieben  
Valerie Means  
Matthew Schuerger  
Joseph K. Sullivan  
John A. Tuma

Chair  
Commissioner  
Commissioner  
Commissioner  
Commissioner

Holly Hinman  
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Xcel Energy  
414 Nicollet Mall, 401 – 7th Floor  
Minneapolis, MN 55401

SERVICE DATE: June 2, 2022

DOCKET NO. E-002/M-21-814;  
E-002/M-20-680

In the Matter of Northern States Power Company d/b/a Xcel Energy's Petition for Approval of the Transmission Cost Recovery Rider Revenue Requirements for 2021 and 2022, Tracker True-up and Revised Adjustment Factors

The above-entitled matter was considered by the Commission on June 1, 2022 and the following disposition made:

**Adopted the procedural agreement between the Department and Xcel, as found in the Department's May 2, 2022 Reply Comments on pages 4 and 5.**

The Commission agrees with and adopts the recommendations of the Department of Commerce, which are attached and hereby incorporated into the Order. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION



Will Seuffert  
Executive Secretary



May 2, 2022

**PUBLIC DOCUMENT**

Will Seuffert  
Executive Secretary  
Minnesota Public Utilities Commission  
121 7<sup>th</sup> Place East, Suite 350  
St. Paul, Minnesota 55101-2147

RE: **PUBLIC Reply Comments of the Minnesota Department of Commerce, Division of Energy Resources**  
Docket No. E002/M-21-814 and E002/M-20-680

Dear Mr. Seuffert:

Attached are the **PUBLIC** reply comments of the Minnesota Department of Commerce, Division of Energy Resources (Department) in the following matter:

In the Matter of Northern States Power Company d/b/a Xcel Energy's Petition for Approval of the Transmission Cost Recovery Rider Revenue Requirements for 2021 and 2022, Tracker True-up and Revised Adjustment Factors

The Petition was filed on November 24, 2021 by:

Holly Hinman  
Regulatory Manager  
Xcel Energy  
414 Nicollet Mall, 401 – 7<sup>th</sup> Floor  
Minneapolis, MN 55401

The Department recommends that the Minnesota Public Utilities Commission (Commission) adopt the agreement that the Department and Xcel Energy have reached regarding the procedural review of Xcel Energy's 2021-2022 Transmission Cost Recovery Rider petition. The Department is available to answer any questions the Commission may have.

Sincerely,

/s/ Matthew Landi  
Rates Analyst

/s/ Nancy Campbell  
Financial Analyst, CPA

ML/NC/ja  
Attachment



## Before the Minnesota Public Utilities Commission

### PUBLIC Reply Comments of the Minnesota Department of Commerce Division of Energy Resources

Docket No. E002/M-21-814 and E002/M-20-680

#### I. BACKGROUND

On November 24, 2021, Xcel Energy (Xcel, or the Company) filed its 2021-2022 Transmission Cost Recovery (TCR) Rider petition in which the Company seeks approval of its 2021-2022 TCR Rider revenue requirements and resulting rate classes' adjustment factors (Xcel's 2021-2022 TCR Rider petition).

Xcel's 2021-2022 TCR Rider petition proposed a 2022 TCR Rider revenue requirement of approximately \$104.5 million, an increase of approximately \$22.6 million over 2020 revenue requirements of approximately \$81.9 million.<sup>1</sup> Xcel's proposed revenue requirements and the resulting adjustment factors were calculated with an assumed implementation date of June 1, 2022, and the Company is proposing to recalculate the adjustment factors for implementation in compliance based on the timing of a Commission decision.

Through Xcel's 2021-2022 TCR Rider, the Company is proposing to recover the following:<sup>2</sup>

- Costs associated with distribution-grid modernization projects previously certified by the Commission and eligible for TCR cost recovery, as follows:
  - o The ADMS Project;
  - o The AMI Project;
  - o The FAN Project;
  - o The TOU Rider Pilot; and
  - o The APT/LoadSEER project.
- Costs associated with transmission projects previously approved for TCR Rider recovery, including:<sup>3</sup>
  - o CapX2020 Fargo – Twin Cities;
  - o CapX2020 La Crosse;
  - o CapX2020 Brookings – Twin Cities;

<sup>1</sup> *In the Matter of the Petition of Northern States Power Company for Approval of the Transmission Cost Recovery Rider Revenue Requirements for 2021 and 2022, Tracker True-up, and Revised Adjustment Factors*, Xcel's Transmission Cost Recovery Rider Petition (Xcel's 2021-2022 TCR Rider Petition), Docket No. E002/M-21-814, November 24, 2021. Accessed at (PUBLIC):

<https://efiling.web.commerce.state.mn.us/edockets/searchDocuments.do?method=showPoup&documentId={D031537D-0000-C911-9323-7302B00603AD}&documentTitle=202111-180141-01>.

<sup>2</sup> Xcel's 2021-2022 TCR Rider Petition, at 1-2.

<sup>3</sup> Xcel's 2021-2022 TCR Rider Petition, Attachment 1.

- La Crosse – Madison (also referred to as Badger – Coulee);
- Big Stone-Brookings 345 kV Line; and
- Huntley-Wilmarth 345 kV Transmission Line.

On February 7, 2022, the Commission issued a Notice of Comment Period for Xcel's 2021-2022 TCR Rider Petition (TCR Rider Notice) and the related Procedural Paths Proceeding.

On February 9, 2022, the Department submitted a letter in the instant proceeding (Department's Letter), as well as several other related distribution system planning and grid modernization proceedings.<sup>4</sup> The Department's Letter explains that the Department retained Synapse Energy Economics, Inc. (Synapse) in response to the Commission's September 27, 2019 Order in Docket No. E002/M-17-797 requesting that the Department secure specialized technical professional investigative services to investigate the potential costs and benefits of grid modernization investments proposed by Xcel in its next rate case or Transmission Cost Recovery filing and to assist the Department in providing recommendations to the Commission regarding any such investments.<sup>5</sup>

Through this engagement and in service of the Commission's request, Synapse developed a document, attached to the Department's Letter, titled *Review and Assessment of Grid Modernization Plans: Guidance for Regulators, Utilities, and Other Stakeholders* (Guidance Document). The Guidance Document was developed to support the analysis of grid modernization investments in Minnesota.

The Commission's TCR Rider Notice contains two separate comment periods, one for the *AGIS Related Scoping & Procedures*, and the other for the *Transmission Cost Recovery (TCR) Petition*. After comment period extensions, initial comments for the *AGIS Related Scoping & Procedures* comment period were submitted on March 30, 2022 by the following parties: (1) the Citizens Utility Board of Minnesota (CUB); (2) the Department; and (3) Xcel.

The Department recommended that the Commission bifurcate Xcel's 2021-2022 TCR Rider petition into the AGIS-related costs and non-AGIS costs and refer the AGIS-related costs of Xcel's 2021-2022 TCR Rider Petition to the Office of Administrative Hearings (OAH) for a contested case proceeding pursuant to Minn. R. 7829.1000. CUB also recommended that the Commission bifurcate the costs of Xcel's 2021-2022 TCR Rider petition and refer the AGIS-related costs to the OAH, citing the complexity and significance of Xcel's AGIS investments. Xcel recommended that the Commission rely on the

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<sup>4</sup> Department's Letter. Docket No. E002/M-21-814. February 9, 2022. Accessed at: <https://efiling.web.commerce.state.mn.us/edockets/searchDocuments.do?method=showPoup&documentId={D09BE07E-0000-C153-AEF1-6251101796D1}&documentTitle=20222-182633-03>.

<sup>5</sup> *In the Matter of the Petition of Northern States Power Company for Approval of the Transmission Cost Recovery Rider Revenue Requirements for 2017 and 2018, and Revised Adjustment Factor*, Docket No. E002/M-17-797, ORDER AUTHORIZING RIDER RECOVERY, SETTING RETURN ON EQUITY, AND SETTING FILING REQUIREMENTS (September 27, 2019) (2017-2018 TCR Rider Order). Order Point No. 10. Accessed at: <https://efiling.web.commerce.state.mn.us/edockets/searchDocuments.do?method=showPoup&documentId={90C2736D-0000-C01D-9089-5F9E7FB89DA6}&documentTitle=20199-156134-01>.

miscellaneous filing procedures to evaluate the merits of Xcel's 2021-2022 TCR Rider Petition, arguing that a bifurcation is not warranted.

Separately, on March 24, 2022, the Department requested that the Commission suspend the Transmission Cost Recovery (TCR) Comment periods of April 5 and 15 until after the Commission receives comments and reply comments in response to the AGIS Related Scoping & Procedures comment period and determines the procedural path for the review of the AGIS-related costs of Xcel's 2021-2022 TCR Rider Petition. On April 4, 2022, the Commission suspended the Transmission Cost Recovery (TCR) Comment periods.

On April 8, 2022, the Department requested an extension of the AGIS Related Scoping & Procedures reply comment period of April 11 to May 2. The Department's extension request letter explained that preliminary discussions between the Department and Xcel were ongoing regarding an alternative approach to the procedural review of Xcel's 2021-2022 TCR Rider Petition, and that further time was needed to determine whether the Department and Xcel could come to an agreement.

In the intervening time, both the Department and Xcel engaged in good-faith and constructive dialogue regarding the procedural review of the Xcel's 2021-2022 TCR Rider Petition. The Department and Xcel have agreed to an alternative approach relying on the Commission's comment and reply comment process in conjunction with ongoing dialogue regarding the Department's Letter, technical workshops for stakeholders, and a supplemental filing that is intended to provide additional information necessary to understand and evaluate the Company's investments.

It is the Department's hope and expectation that the agreement reached with Xcel provides a clear pathway for stakeholder involvement in the proceeding, balances the informational asymmetry between Xcel and stakeholders, and facilitates an evaluation of Xcel's 2021-2022 TCR Rider Petition that will result in ratepayer protections and the Company being held accountable to the estimated costs and benefits of the Company's investments.

Separately, Department Attachment 1 provides the Company's responses to Department and Synapse information requests.

## **II. DEPARTMENT RECOMMENDATION**

The Department provides the text of the agreement reached between Xcel and the Department below. The Department's recommendation supersedes the recommendations contained in the Department's March 30, 2022 comments.

The Department recommends that the Commission adopt the following agreement and establish the proposed procedural review process detailed therein.

Northern States Power Company, doing business as Xcel Energy, submits to the Minnesota Public Utilities Commission this letter informing the Commission that the Minnesota Department of Commerce and Xcel Energy have agreed on a recommended procedural path for review of the Company's grid modernization costs included in our 2021 Transmission Cost Recovery Rider Petition.

The Department and the Company are in agreement that consideration of the merits of all components of the Company's TCR Petition should continue in the present docket using the Commission's existing, robust miscellaneous filing procedures, subject to the following:

- Xcel Energy will supplement the record with additional information that comprehensively summarizes the Company's AMI and FAN plans and correlates the Company's filed information to the Synapse Completeness Review reflective of the recommended initial filing requirements from the Guidance Document attached to the Department's March 30, 2022 Comments in this proceeding.
  - Xcel Energy and the Department agree to continue to work collaboratively toward a mutual understanding of the Synapse Completeness Review that stemmed from the Department's Guidance Document, including its recommended initial filing requirements.
  - Xcel Energy will make its best effort to meet the spirit of the Completeness Review, to the extent practicable. In doing so, Xcel Energy is not accepting the Department's Guidance Document as explained in its prior comments in this proceeding.
- Xcel Energy's position regarding the Department's Guidance Document notwithstanding, the Company is committed to providing all information the Synapse Completeness Review indicates is required in order to evaluate Xcel's grid modernization costs, to the extent practicable. To the extent that information cannot be provided, the Company will explain why.
- The Department withholds a determination of merit on the Company's proposal until it has reviewed the supplemental filing in the context of the full record.
- Xcel Energy will hold public technical workshops regarding its AMI and FAN projects similar to the workshops it proposed in its August 28, 2020 Procedural Paths Compliance Filing in Docket No. E002/M-20-680.<sup>6</sup> Those topics are generally:
  - AMI and FAN Technologies
  - Advanced Grid Customer Strategy and Roadmap

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<sup>6</sup> See Xcel Energy Compliance Filing at pages 3-7 at:

<https://efiling.web.commerce.state.mn.us/edockets/searchDocuments.do?method=showPoup&documentId=%7bD0F33674-0000-CA1C-BF4E-78D8FD2371B2%7d&documentTitle=20208-166259-01>

- AMI and FAN Financials, Cost-Benefit Analysis, and Estimated Customer Cost Impacts, and Proposed Reporting
- Xcel Energy will additionally clarify or supplement the record for its Advanced Distribution Management System (ADMS) with information about how the ADMS implementation is going, how the Company is using ADMS, the benefits or efficiencies being realized, and the synergies ADMS has with other current or planned grid modernization investments, particularly AMI and FAN. To the extent any benefits cannot be practicably quantified, the Company will explain why.
- If Xcel Energy and the Department cannot come to a mutual understanding or agreement regarding the quality and type of information the Company provides in the supplemental filing, Xcel Energy will include the information it believes meets the Commission's requirements in its Supplement and explain its reasoning. The Department will consider that information in its evaluation of the merits of the Company's TCR Petition and respond accordingly in its Comments.

#### Proposed Procedural Timeline

- **Commission determination on procedural path** – the Department and Xcel Energy request a determination as soon as practicable.
- **Xcel Energy Supplement** – submitted within 90 days after a Commission determination on the procedural path.
- **Xcel Energy Technical Workshops** – complete within 30 days after its Supplement is submitted.
- **Party Comments on the merits of the Company's TCR Petition (in its entirety)** – 60 days after the Company's Supplement is filed.
- **Xcel Energy Reply Comments** – 30 days.

#### 2020 and 2021 AMI and FAN Revenue Requirements

To the extent the entirety of the Company's TCR Petition will not be considered by the Commission before December 31, 2022, as previously included in both the Department's and the Company's Comments in this proceeding, we jointly request the Commission to affirmatively approve the Company's recovery of its 2020 and 2021 AMI and FAN revenue requirements by the end of December 2022, subject to true-up in conjunction with the Commission's overall determination of revenue requirements on the Company's 2021 TCR Petition.

The Department and Synapse are available for any questions that the Commission may have.

## **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 ORDER**

Docket Numbers: **E-002/M-21-814; E-002/M-20-680**

Dated this **2nd** day of **June, 2022**

/s/ Robin Benson



[illegible]

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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Susan	Ludwig	sludwig@mnpower.com	Minnesota Power	30 West Superior Street  Duluth, MN 55802	Electronic Service	No	OFF_SL_21-814_M-21-814
Kavita	Maini	kmairi@wi.rr.com	KM Energy Consulting, LLC	961 N Lost Woods Rd  Oconomowoc, WI 53066	Electronic Service	No	OFF_SL_21-814_M-21-814
Pam	Marshall	pam@energycents.org	Energy CENTS Coalition	823 7th St E  St. Paul, MN 55106	Electronic Service	No	OFF_SL_21-814_M-21-814
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Samuel	Mason	smason@beltramelectric.com	Beltrami Electric Cooperative, Inc.	4111 Technology Dr. NW PO Box 488 Bemidji, MN 56619-0488	Electronic Service	No	OFF_SL_21-814_M-21-814
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012131	Electronic Service	Yes	OFF_SL_21-814_M-21-814
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First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
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