

**State of Minnesota  
Before the Public Utilities Commission**

Katie Sieben	Chair
Valerie Means	Commissioner
Matthew Schuerger	Commissioner
Joseph Sullivan	Commissioner
John Tuma	Commissioner

In the Matter of a Petition by Citizens Utility  
Board of Minnesota to Adopt Open Data Access  
Standards

Docket No. E,G-999/M-19-505

In the Matter of a Commission Inquiry into  
Privacy Policies of Rate-Regulated Energy  
Utilities

Docket No. E,G-999/CI-12-1344

**Reply Comments of the Citizens Utility Board of Minnesota**

The Citizens Utility Board of Minnesota ("CUB") submits these brief reply comments in response to the Minnesota Public Utilities Commission's ("Commission's") June 7, 2023 Notice of Comment Period in the above-referenced dockets.<sup>1</sup> The Commission requested comments on the Minnesota Large Industrial Group's ("MLIG") June 2, 2023 petition (the "MLIG Petition"), in which MLIG suggested an amendment to the Commission's March 13, 2023 Order<sup>2</sup> to bring the Open Data Access Standards into compliance with Minn. Stat. § 216C.331, subd. 8(d), as enacted through the passage of H.F. 2310 during the 2023 Minnesota Legislative Session. CUB filed a letter dated June 2, 2023 noting that CUB did not oppose the MLIG Petition.<sup>3</sup> On June 8, the Minnesota Department of Commerce (the "Department") filed comments supporting the MLIG Petition with a modification.<sup>4</sup>

CUB supports the modification the Minnesota Department of Commerce (the "Department") proposed in its June 8, 2023 comments. We agree with the Department's proposal to add the following language to the Commission's March 13, 2023 Order:

These standards must abide by all existing Minnesota statutes. In any case where a statute contradicts with a standard either as set forth in this document or the body of a Minnesota Public Utilities Commission order pertaining to these standards, the statute prevails.

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<sup>1</sup> *In the Matter of a Petition by Citizens Utility Board of Minnesota to Adopt Open Data Access Standards*, Notice of Comment Period, Docket No. E,G-999/M-19-505 (June 7, 2023).

<sup>2</sup> *In the Matter of a Petition by Citizens Utility Board of Minnesota to Adopt Open Data Access Standards*, Order Refining Open Data Access Standards, Docket No. E,G-999/M-19-505 (Mar. 13, 2023).

<sup>3</sup> *In the Matter of a Petition by Citizens Utility Board of Minnesota to Adopt Open Data Access Standards*, Letter of the Citizens Utility Board of Minnesota, Docket No. E,G-999/M-19-505 (filed June 5, 2023).

<sup>4</sup> *In the Matter of a Petition by Citizens Utility Board of Minnesota to Adopt Open Data Access Standards*, Comments of the Minnesota Department of Commerce, Docket No. E,G-999/M-19-505 (June 8, 2023).

We also agree with the Department's suggestion to include in the body of a forthcoming order (acting on the MLIG Petition) a description of how Minn. Stat. § 216C.331, subd. 8(d) may supersede the partial large C&I exemption.

In the alternative, CUB continues to not oppose the MLIG Petition.

Thank you for the opportunity to comment in this matter.

Sincerely,

Jun 26, 2023

/s/ Annie Levenson-Falk

Annie Levenson-Falk

Executive Director

Citizens Utility Board of Minnesota

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