

The Commission met on **Thursday, September 21, 2023**, with Chair Sieben and Commissioners Means, Schuerger, and Sullivan present.

The following matters were taken up by the Commission:

P-558, 6995/M-22-221; P-6995/M-21-133

In the Matter of a Petition to Initiate a Proceeding to Revoke the Expanded Eligible Telecommunications Carrier (“ETC”) Designation of LTD Broadband, LLC (“LTD”) and Deny LTD’s Funding Certification for 2023

This item was pulled from the agenda.

E-002/M-20-711

In the Matter of Xcel Energy’s Petition for Approval of a Multi-Dwelling Unit Electric Vehicle Pilot Program

Commissioner Sullivan moved that the Commission:

1. Approve a \$3.9 million budget increase for Xcel’s Multi-Dwelling Unit EV Service Pilot.
2. Require Xcel to complete all 35 sites and 463 ports indicated in Attachment A of Xcel’s August 18, 2023 filing with a cost cap of \$8.8 million for the purpose of rate recovery.
3. Once all MDU EV sites and ports are completed, require Xcel to file a compliance report with an updated version of Attachment A to Xcel’s August 18, 2023 filing.

The motion passed 4–0.

E-002/M-22-403

In the Matter of Xcel Energy’s 2022 Solar RFP Portfolio

Commissioner Sullivan moved that the Commission:

1. Find that the Company’s proposed solar project portfolio, consisting of the Sherco Solar 3 project and the Apple River Solar project, is in the public interest.
2. Approve the acquisition of land rights for the Sherco Solar 3 project.

3. Approve the Company's request for a variance of the requirements of Minn. R. 7825.1800, subp. B.
4. Approve the acquisition and construction, subject to permitting, of the Sherco Solar 3 project and the Company's proposed approach of recovering Sherco Solar 3 project costs for the Minnesota jurisdiction through the Renewable Energy Standard (RES) Rider.
5. Limit cost recovery to an aggregate, symmetrical capital cost cap for Xcel's proposed Sherco Solar 3 project with the capital cost recovered being set at the cost bid by Xcel for the 250 MW version of the Sherco Solar 3 project.
 - 5a. The Company may request Commission approval to exceed the symmetrical cost-cap if it can show that any cost it incurred above the cap are the result of a government action (e.g. tariff, trade investigation, etc.) that causes a meaningful disruption to solar panel supplies and market prices.
 - 5b. The Company, Department, or OAG may request modification of the symmetrical cost cap if it is demonstrated that cost changes are the result of a government action that causes a meaningful change to solar panel supplies and market prices.
6. Require Xcel to file a quarterly progress report with the Commission after approval until the projects are in service.

The motion passed 4–0.

P-999/PR-23-8

In the Matter of Annual Certification Related to Eligible Telecommunications Carriers' (ETCs) Use of the Federal Universal Service Support Required Pursuant to C.F.R. 54.313

Chair Sullivan moved that the Commission:

1. Certify all companies as indicated in Tables 1, 2, and 4 of Attachment A of the staff briefing papers.
2. Provide USAC with a list of carriers (including their SACs) that should be certified in a letter to the FCC.
3. Certify LTD Broadband to continue to receive CAF II funding as was done by the Commission in Docket No. P999/PR-22-8.
4. Require all high-cost funding recipients to submit Performance Measure (PM) Testing results with all future 481 filings.

5. Continue to require quarterly filings of Tribal engagement from the ETCs consistent with the requirements in the Commission's October 21, 2021 and November 8, 2022 Orders.

The motion passed 4-0.

There being no further business, the meeting was adjourned.

APPROVED BY THE COMMISSION: November 29, 2023

A handwritten signature in black ink, appearing to read "Will Seuffert", with a long horizontal flourish extending to the right.

Will Seuffert, Executive Secretary