

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE ADOPTION)
OF RULES REGARDING RATE)
FILING, ENERGY FACILITY PLANS,)
SITING RULES, LOCAL EXCHANGE)
COMPETITION, TELECOM)
SERVICES, PIPELINE SAFETY, AND)
STRAY VOLTAGE)

NOTICE OF RULE CHANGES;
ORDER FOR AND NOTICE OF
PUBLIC HEARING

RM19-001

Notice of Public Hearing to Adopt Rules

A public hearing will be held in Room 413, 4th floor, State Capitol, Pierre, South Dakota, on March 24, 2021, at 9:30 a.m., CDT, to consider the adoption and amendment of proposed rules numbered

20:10:01:41, 20:10:01:41.1, 20:10:13:17, 20:10:13:19, 20:10:21:04, 20:10:22:01, 20:10:22:05, 20:10:22:33.01, 20:10:22:33.02, 20:10:32:54, 20:10:35:08, 20:10:37:18, 20:10:39:07, 20:10:39:08, 20:10:21:22, 20:10:37:10, 20:10:37:17, 20:10:37:19

The effect of the rules will be to improve and update existing rule language pertaining to: confidentiality, rate filing, energy facility plans, siting rules, local exchange competition, telecom services, pipeline safety, and stray voltage.

The reason for adopting the proposed rules is to address areas that have been identified by the Commission as unclear, outdated, or otherwise in need of cleanup. 20:10:01:41 and 20:10:01:42 bifurcate requests for confidentiality into requests from submitting parties and non-submitting parties. 20:10:13:17 identifies how notice is provided to small qualifying facilities when there is a change in rates. 20:10:13:19 directs how and when rate changes are given to customers. 20:10:21:04 specifies that required energy conversion information is from those utilities that are owned or operated to serve South Dakota load and adds decommissioning plans to the required information. 20:10:22:01 adds solar energy site as a definition. 20:10:22:05 adds solar energy to the list of applications. 20:10:22:33.01 includes solar energy in decommissioning planning. 20:10:22:33.02 describes the content required for solar energy applications. 20:10:32:54 removes two outdated requirements from telecommunications annual certification filing. 20:10:35:08 removes language reflecting a telephone solicitor fee statute that was previously repealed. 20:10:21:22 reduces unnecessary paperwork and transitions to electronic filing. 20:10:37:10, 20:10:37:17, 20:10:37:18, and 20:10:37:19 update pipeline safety to reflect current federal law. 20:10:39:07 and 20:10:39:08 replaces 48 hours of stray voltage professionals training to 40 hours.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Public Utilities Commission, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota 57501-5070.

After the hearing, the Public Utilities Commission will consider all written and oral comments it receives on the proposed rules. The Public Utilities Commission may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Public Utilities Commission at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3201.

Copies of the proposed rules may be obtained without charge from the

South Dakota Public Utilities Commission
State Capitol
500 East Capitol Avenue
Pierre, South Dakota 57501-5070

The rules may also be found at the Public Utilities Commission's website at the following address: <http://puc.sd.gov/Dockets/Rulemaking/2019/default.aspx>

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 1-26.

Pursuant to SDCL 1-26-4.1, the Commission will hold public hearing on Wednesday, March 24, 2021, at 9:30 a.m. CDT.

It is therefore

ORDERED, that the Commission will hold public hearing on Wednesday, March 24, 2021, at 9:30 a.m. CDT.

Dated at Pierre, South Dakota, this 24th day of February 2021.

CERTIFICATE OF SERVICE The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail. By: <u>Adam DeHueck</u> Date: <u>2/24/21</u> (OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson
CHRIS NELSON, Chairman

Kristie Fiegen
KRISTIE FIEGEN, Commissioner

Gary Hanson
GARY HANSON, Commissioner