

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

400R0367

SENATE BILL NO. 61

Introduced by: The Committee on State Affairs at the request of the Public Utilities
Commission

1 FOR AN ACT ENTITLED, An Act to require an electric utility to file rates for purchases of
2 electricity produced by small renewable power facilities.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Each electric utility shall file with the commission the electric utility's minimum
5 rates for purchases of electricity generated from renewable resources, as defined by § 49-34A-
6 94, and produced by a small renewable power facility that has a capacity of one hundred
7 kilowatts or less. Except for a public utility's standard avoided cost rates set pursuant to the
8 Public Utility Regulatory Policies Act of 1978, as amended to January 1, 2010, a rate filed under
9 this section is not subject to commission approval.

