



## 2026 South Dakota Legislature

# House Bill 1038

*Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Public Utilities Commission of the State of South Dakota*

1 **An Act to allow the Public Utilities Commission to assess actual costs to large new**  
2 **customers.**

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

4 **Section 1. That a NEW SECTION be added to chapter 49-34A:**

5 The commission may assess a filing party the actual costs associated with  
6 processing a docket brought pursuant to § 49-34A-56.

7 The commission may assess a customer the actual costs associated with processing  
8 a request for approval of a contract related to the provision of electric service to a  
9 customer approved, or eligible for approval, as a large new customer pursuant to § 49-  
10 34A-56.

11 The commission shall forward any moneys collected under this section to the state  
12 treasurer, for deposit in the South Dakota Public Utilities Commission gross receipts tax  
13 fund established in § 49-1A-2.