

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

\* \* \* \* \*

In the matter, on the Commission's own motion,	)	
establishing the method and avoided cost calculation	)	
for <b>NORTHERN STATES POWER COMPANY</b>	)	Case No. U-21819
to fully comply with the Public Utility Regulatory	)	
Policies Act of 1978, 16 USC 2601 <i>et seq.</i>	)	
_____	)	

At the March 21, 2025 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair  
Hon. Katherine L. Peretick, Commissioner  
Hon. Alessandra R. Carreon, Commissioner

**ORDER APPROVING SETTLEMENT AGREEMENT**

On November 18, 2024, Northern States Power Company, a Wisconsin corporation (NSP-W) filed its application, along with supporting testimony and exhibits, seeking approval of its biennial review of avoided cost methodologies and costs and related changes under the Public Utility Regulatory Policies Act of 1978, 16 USC 2601 *et seq.*

A prehearing conference was held on January 8, 2025, before Administrative Law Judge Sally L. Wallace. NSP-W and the Commission Staff participated in the proceeding. Subsequently, the parties submitted a settlement agreement resolving all issues in the case.

The Commission has reviewed the settlement agreement and finds that the public interest is adequately represented by the parties who entered into the settlement agreement. The Commission further finds that the settlement agreement is in the public interest, represents a fair and reasonable resolution of the proceeding and should be approved.

THEREFORE, IT IS ORDERED that:

A. The settlement agreement, attached as Exhibit A, is approved.

B. Within 30 days from the date of this order, Northern States Power Company shall file with the Commission tariff sheets substantially similar to Attachment 1 of the settlement agreement. After the tariff sheets have been reviewed and accepted by the Commission Staff for inclusion in the company's tariff book, Northern States Power Company shall promptly file the final tariff sheets in this docket and serve all parties.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26. To comply with the Michigan Rules of Court's requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel.

Electronic notifications should be sent to the Executive Secretary at [LARA-MPSC-Edockets@michigan.gov](mailto:LARA-MPSC-Edockets@michigan.gov) and to the Michigan Department of Attorney General – Public Service Division at [sheacl@michigan.gov](mailto:sheacl@michigan.gov). In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General – Public Service Division at 7109 W. Saginaw Highway, Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

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Daniel C. Scripps, Chair

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Katherine L. Peretick, Commissioner

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Alessandra R. Carreon, Commissioner

By its action of March 21, 2025.

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Lisa Felice, Executive Secretary

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

\* \* \* \* \*

In the matter, on the Commission's own motion,	)	
establishing the method and avoided cost calculation for	)	
<b>NORTHERN STATES POWER COMPANY</b> , a	)	Case No. U-21819
Wisconsin corporation and wholly owned subsidiary of	)	
Xcel Energy Inc., to fully comply with the Public Utility	)	
<u>Regulatory Policies Act of 1978, 16 USC 2601 <i>et seq.</i></u>	)	

**SETTLEMENT AGREEMENT**

As provided in Section 78 of the Administrative Procedures Act of 1969 ("APA"), as amended, MCL 24.278 and Rule 431 of the Michigan Administrative Hearing System's Administrative Hearing Rules, R 792.10431, Northern States Power Company, a Wisconsin corporation ("NSP-W" or the "Company") and the Michigan Public Service Commission Staff ("Staff") agree as follows:

1. On November 18, 2024, consistent with the review timeline prompted by the November 18, 2022 Order in Case No. U-21241 which approved NSP-W's most recent Public Utility Regulatory Policies Act of 1978 ("PURPA") avoided cost review, the Company filed its PURPA biennial review in this docket.

2. On December 5, 2024, the Commission's Executive Secretary issued the Notice of Hearing scheduling a prehearing conference for January 8, 2025, before Administrative Law Judge Sally L. Wallace, and directing NSP-W to mail a copy of the Notice of Hearing to (i) all cities, incorporated villages, townships, and counties in its Michigan service area, and (ii) all intervenors in Case Nos. U-21241, U-21097, and U-20814. Further, NSP-W was directed to publish the Notice

of Hearing in newspapers of general circulation through its Michigan electric service area. On December 20, 2024, NSP-W electronically filed its affidavit of mailing and proof of publication.

3. At the January 8, 2025 prehearing conference, ALJ Wallace presided, NSP-W and Staff participated. There were no intervenors.

4. Following the January 8, 2025 prehearing, the parties exchanged information and discussed NSP-W's filing at length. Staff thoroughly reviewed the Company's avoided cost calculation and proposals through a number of means including the submission of information requests and reviewed the submittals from the Company. These requests included support for calculations, and clarifications about the proposals and the other information listed within the Company's testimony and exhibits. This review included the Company's explanations of how the capacity need and capacity credit calculation were conducted including a review of several aspects of the most recent Minnesota IRP in which the capacity need and replacement capacity calculation were conducted. In addition to Staff's review of the requests in the filing, as a part of Staff's review, Staff reviewed NSP-W's previous avoided cost calculation case and its order in Case No. U-21241 to ensure compliance with all aspects of the November 18, 2022 Commission order in that filing.

5. The parties have engaged in settlement discussions and have settled on all contested issues in Case No. U-21819 as follows:

- A. NSP-W's biennial cost review filing in this case is reasonable and prudent and should be approved.
- B. The revised avoided energy cost rates for QFs taking service set forth on Pg-4 tariff Sheet No. D-47.52, included in Attachment 1 hereto, are properly based on the updated 10-year LMP forecast using the methodology

established by the Commission in its December 20, 2018 order in Case No. U-18093, and should be approved.

- C. The revised avoided capacity payments, credits, and related conditions for QFs taking service are set forth on Pg-4 and Pg-5 tariff Sheet Nos. D-47.50<sup>1</sup>, D-47.52, D-47.53, D-47.70<sup>2</sup> and D-47.72, included in Attachment 1 hereto, should be approved.
- D. The updated energy loss factors reflected on Pg-5 tariff Sheet No. D-47.72 as included in Attachment 1 should be approved.
- E. All rates, conditions, etc. addressed in in the tariff sheets as set forth in Attachment 1 hereto are reasonable and should be approved effective as of the date of the Commission order approving this settlement agreement.

6. This settlement agreement has been made for the sole and express purpose of reaching a compromise among the positions of the parties. All offers of settlement and discussions relating to this settlement agreement shall be considered privileged under MRE 408. If the Commission approves this settlement agreement without modification, neither the parties nor the Commission shall make any reference to or use of this settlement agreement or the order approving it as a reason, authority, rationale, or example for taking any action or position or making any subsequent decision in any other case or proceeding; provided, however, such references or use may be made to enforce or implement this settlement agreement and any order approving it.

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<sup>1</sup> The parties acknowledge that the changes reflected in the “Availability” section of Sheet No. D-47.50 are the subject of review in pending Case No. U-21793.

<sup>2</sup> The parties acknowledge that the changes reflected in the “Availability” section of Sheet No. D-47.70 are the subject of review in pending Case No. U-21793.

7. The terms of this settlement agreement are not severable. Each provision of the settlement agreement is dependent upon all other provisions of this settlement agreement. If the Commission rejects or does not accept this settlement agreement without modification this settlement agreement shall be deemed withdrawn and shall not constitute any part of the record in this proceeding or be used for any other purpose whatsoever and shall be without prejudice to the pre-negotiation positions of the parties.

8. This settlement agreement is based on the facts and circumstances of this case and is intended for the final disposition of Case No. U-21819. So long as the Commission approves this settlement agreement without any modification, the parties agree not to appeal, challenge, or otherwise contest the Commission order approving this settlement agreement. Except as otherwise set forth herein, the parties agree and understand that this settlement agreement does not limit any party's right to take new and/or different positions on similar issues in other administrative proceedings.

9. The parties agree that this settlement agreement is reasonable, in the public interest, will aid in the expeditious conclusion of this proceeding and will minimize the expense which would otherwise have to be devoted by the Commission and the parties.

10. The parties agree to waive Section 81 of the Administrative Procedures Act of 1969 (MCL 24.281), as it applies to the issues settled by this settlement agreement providing the Commission approves the settlement agreement without modification.

NORTHERN STATES POWER COMPANY,  
A WISCONSIN CORPORATION

Sherri A. Wellman

Digitally signed by: Sherri A. Wellman  
DN: CN = Sherri A. Wellman email =  
wellmans@millercanfield.com C = US O = Miller Canfield  
Date: 2025.03.11 13:55:42 -04'00'

Dated: March 11, 2025

By: \_\_\_\_\_

Its Attorney  
Sherri A. Wellman (P38989)  
MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.  
123 West Allegan Street, Suite 200  
Lansing, Michigan 48933  
(517) 483-4954

MICHIGAN PUBLIC SERVICE COMMISSION STAFF

Monica M. Stephens



2025.03.11 15:23:49  
-04'00'

Dated: March 11, 2025

By: \_\_\_\_\_

Its Attorneys  
Heather M.S. Durian (P67587)  
Monica M. Stephens (P73782)  
Assistant Attorneys General  
Public Service Division  
7109 W. Saginaw, 3<sup>rd</sup> Floor  
Lansing Michigan 48917



**ATTACHMENT 1  
TO SETTLEMENT AGREEMENT**

**STANDARD OFFER PARALLEL GENERATION PURCHASE SERVICE  
GENERATORS 550 KW AND LESS PG-4**

Effective In

All territory served.

Availability

Available to any person or entity that satisfies the requirements of "qualifying facility" status under Part 292 of the Federal Energy Regulatory Commission's regulations under the Public Utility Regulatory Policies Act of 1978, generating electrical energy with total owned generating capacity of 550 KW and less, and desiring to sell electrical energy to the Company. Notwithstanding, parallel generation customers may request negotiated buy back rates. Customers with generation capacity of 20 KW or less have the option of selling energy to the Company under the **DG-1** tariff. Customers with generation capacity greater than 20 KW and ~~less-not more~~ than ~~150~~**550** KW have the option of selling energy to the Company under the DG-1 tariff. ~~Methane digester customers with generation capacity greater than 150 KW and less than 550 KW have the option of selling energy to the Company under the DG-1 tariff.~~ For purposes of this PG-4 tariff, the term "customer" means any person or entity taking service under this tariff through connection to the company's distribution or transmission system.

Monthly Rates

Customer Charge: \$15.50 per Month

Capacity Payment:

The capacity payment shall be zero when the Company does not have a demonstrated capacity need during the 5-year planning horizon from the most recently approved Integrated Resource Plan (IRP). The capacity payment for 5-year, 10-year, 15-year, and 20-year contracts executed within the Contract Date are provided in the table below on a dollar per kilowatt-month (\$/kW-month) basis for generation resources that can be counted as capacity in Mid-Continent Independent System Operator (MISO) Resource Adequacy market. Capacity payments shall be multiplied by the applicable electric load carrying capability (ELCC) factors in accordance with MISO Business Practice Manuals, which are subject to change. A generation resource's ELCC factor shall be updated each year on June 1<sup>st</sup>. Capacity need forecasts and credit rates will be updated during biennial review proceedings, however the capacity need forecast and credit rate in place at the time of contract execution will remain unchanged for the duration of the contract term. **If a contract is executed within a two-year period prior to biennial updates receiving approval from the Michigan Public Service Commission, the effective credit rate for the prior two-year period shall be applied.**

Contract Date	Payments Begin	5-Year Contract	10-Year Contract	15-Year Contract	20-Year Contract
1/1/2023 – 12/31/2024	2026 to 2043	\$5.75/kW-month	\$6.02/kW-month	\$6.28/kW-month	\$6.53/kW-month
<u><b>1/1/2025 – 12/31/2026</b></u>	<u><b>2026 to 2045</b></u>	<u><b>\$5.90/kW-month</b></u>	<u><b>\$6.16/kW-month</b></u>	<u><b>\$6.41/kW-month</b></u>	<u><b>\$6.64/kW-month</b></u>

(Continued on Sheet No. D-47.51)

Issued

K.J. Hoesly

President

Eau Claire, Wisconsin

Effective:

Issued Under Authority of the

Michigan Public Service Commission

dated

In Case No. U-21819

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**STANDARD OFFER PARALLEL GENERATION PURCHASE SERVICE  
GENERATORS 550 KW AND LESS PG-4**  
(Continued from Sheet D-47.51)

Monthly Rates (continued)Excess Generation

Excess generation shall be credited at the rate below and applicable for 5 years.

5-Year Fixed Rate Schedule Based on 10 Year LMP Energy Rate Forecast - Excess generation shall be credited at a rate based on a ten year Locational Marginal Price ("LMP") Forecast filed by the Company with the Commission and updated biennially. The ten year LMP Forecast shall provide a forecast of hourly LMPs at the UPPC.ONTONAGON load zone node and shall be filed confidentially and updated as part of the Company's biennial application for review of this tariff. A qualifying facility taking service under this tariff shall receive five years of fixed on- and off-peak energy rates based on the most recently filed on-peak and off-peak levelized Forecast LMPs at the UPPC.ONTONAGON load zone node expressed in \$/kWh for the five years beginning the year the qualifying facility takes service under a contract under this tariff. For a qualifying facility taking service under this tariff under a contract longer than five years, the remaining years under the contract following the first five years shall not be fixed but shall be an annual variable LMP-based rate, based on the LMP forecast for the applicable year as reflected in the most recently filed forecast of on-peak and off-peak LMPs which shall be updated in each biennial application for review of this tariff.

The 5-year LMP forecasted on-peak and off-peak credit rates at UPPC.ONTONAGON are as follows:

Beginning January of	On-Peak Energy Price (\$/kWh)	Off-Peak Energy Price (\$/kWh)
2023	\$0.06520	\$0.04408
2024	\$0.05942	\$0.03995
<u>2025</u>	<u>\$0.05322</u>	<u>\$0.03837</u>
<u>2026</u>	<u>\$0.05420</u>	<u>\$0.03896</u>

The above rates include an Administrative Fee of \$0.001/kWh and may be further reduced by other applicable charges incurred under MISO market rules.

(Continued on Sheet No. D-47.53)

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K.J. Hoesly  
President  
Eau Claire, Wisconsin

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In Case No. U-21819

**STANDARD OFFER PARALLEL GENERATION PURCHASE SERVICE  
GENERATORS 550 KW AND LESS PG-4**

(Continued from Sheet D-47.52)

Monthly Rates (continued)

Environmental and Renewable Credits:

The Customer retains the rights and ownership to any environmental credits (including any Renewable Energy Credits, methane offsets, carbon credits, etc.) associated with excess generation purchased under this tariff unless separately contracted for by the Company and Customer.

Energy Loss Factors:

The following loss factors shall be applied to the on-peak and off-peak energy credit rates and capacity payments to reflect the reduction in system losses:

Customers Generation metered at Transmission (transformed):	<del>1.02411</del> <u>01109</u>
Customers Generation metered at Primary:	<del>1.06762</del> <u>05404</u>
Customers Generation metered at Secondary:	<del>1.09640</del> <u>08256</u>

Distribution Charges:

A customer enrolled in this program shall pay the Distribution Charges at the Company's standard service tariff applicable to the customer for the customer's imputed customer consumption. Imputed customer consumption is the sum of the metered on-site generation and the net of the bi-directional flow of power across the customer interconnection during the billing period.

Power Supply Charges:

A customer enrolled in this program shall pay the Power Supply Charges associated with the Company's standard service tariff applicable to the customer.

Energy Charges: Standard service tariff charges will apply when the customer's net usage results in a net flow of energy from the Company to the customer. When the customer's monthly net usage results in a net flow of energy from the customer to the Company, the customer's \$/kWh charges shall be credited based on the Excess Generation rate.

Demand Charges: The customer shall pay the demand charges (\$/kW) associated with the Company's standard service tariff applicable to the customer.

(Continued on Sheet No. D-47.54)

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President  
Eau Claire, Wisconsin

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dated  
In Case No. U-21819

**STANDARD OFFER PARALLEL GENERATION PURCHASE SERVICE  
GENERATORS GREATER THAN 550 KW UP TO AND INCLUDING 5MW PG-5**

Effective In: All territory served.

Availability: Available to any person or entity that satisfies the requirements of "qualifying facility" status under Part 292 of the Federal Energy Regulatory Commission's regulations under the Public Utility Regulatory Policies Act of 1978, generating electrical energy with total owned generating capacity of greater than 550 KW and up to and including 5 MW, and desiring to sell electrical energy to the Company. Notwithstanding, parallel generation customers may request negotiated buy back rates. Customers with generation capacity of 20 KW or less have the option of selling energy to the Company under the DG-1 tariff. Customers with generation capacity greater than 20 KW and ~~less not more~~ than ~~150~~**550** KW have the option of selling energy to the Company under the DG-1 tariff. ~~Methane digester customers with generation capacity greater than 150 KW and less than 550 KW have the option of selling energy to the Company under the DG-1 tariff.~~ For purposes of this PG-5 tariff, the term "customer" means any person or entity taking service under this tariff through connection to the company's distribution or transmission system.

Monthly Rates

Customer Charge: \$15.50 per Month

Capacity Payment: The capacity payment shall be zero when the Company does not have a demonstrated capacity need during the 5-year planning horizon from the most recently approved Integrated Resource Plan (IRP). The capacity payment for 5-year, 10-year, 15-year, and 20-year contracts executed within the Contract Date are provided in the table below on a dollar per kilowatt-month (\$/kW-month) basis for generation resources that can be counted as capacity in Mid-Continent Independent System Operator (MISO) Resource Adequacy market. Capacity payments shall be multiplied by the applicable electric load carrying capability (ELCC) factors in accordance with MISO Business Practice Manuals, which are subject to change. A generation resource's ELCC factor shall be updated each year on June 1<sup>st</sup>. Capacity need forecasts and credit rates will be updated during biennial review proceedings, however the capacity need forecast and credit rate in place at the time of contract execution will remain unchanged for the duration of the contract term. **If a contract is executed within a two-year period prior to biennial updates receiving approval from the Michigan Public Service Commission, the effective credit rate for the prior two-year period shall be applied.**

Contract Date	Payments Begin	5-Year Contract	10-Year Contract	15-Year Contract	20-Year Contract
1/1/2023 – 12/31/2024	2026 to 2043	\$5.75/kW-month	\$6.02/kW-month	\$6.28/kW-month	\$6.53/kW-month
<b><u>1/1/2025 – 12/31/2026</u></b>	<b><u>2026 to 2045</u></b>	<b><u>\$5.90/kW-month</u></b>	<b><u>\$6.16/kW-month</u></b>	<b><u>\$6.41/kW-month</u></b>	<b><u>\$6.64/kW-month</u></b>

(Continued on Sheet No. D-47.71)

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President  
Eau Claire, Wisconsin

Effective:  
Issued Under Authority of the  
Michigan Public Service Commission  
dated  
In Case No. U-21819

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**STANDARD OFFER PARALLEL GENERATION PURCHASE SERVICE  
GENERATORS GREATER THAN 550 KW UP TO AND INCLUDING 5MW PG-5**  
(continued from Sheet No. D-47.71)

Excess Generation:

Excess generation shall be credited at the hourly Real-Time Locational Marginal Prices (“RT LMP”) at the UPPC.ONTONAGON load zone node expressed in \$/kWh less Administrative Fee of \$0.001/kWh and other applicable charges incurred under MISO market rules.

Environmental and Renewable Credits:

The Customer retains the rights and ownership to any environmental credits (including any Renewable Energy Credits, methane offsets, carbon credits, etc.) associated with excess generation purchased under this tariff unless separately contracted for by the Company and Customer.

Monthly Rates (continued)

Energy Loss Factors:

The following loss factors shall be applied to the on-peak and off-peak energy credit rates and capacity payments to reflect the reduction in system losses:

Customers Generation metered at Transmission (transformed);	<del>1.02411</del> <u>1.01109</u>
Customers Generation metered at Primary;	<del>1.06762</del> <u>1.05404</u>
Customers Generation metered at Secondary;	<del>1.09640</del> <u>1.08256</u>

Distribution Charges:

A customer enrolled in this program shall pay the Distribution Charges at the Company’s standard service tariff applicable to the customer for the customer’s imputed customer consumption. Imputed customer consumption is the sum of the metered on-site generation and the net of the bi-directional flow of power across the customer interconnection during the billing period.

Power Supply Charges:

A customer enrolled in this program shall pay the Power Supply Charges associated with the Company’s standard service tariff applicable to the customer.

Energy Charges: Standard service tariff charges will apply when the customer’s net usage results in a net flow of energy from the Company to the customer. When the customer’s monthly net usage results in a net

(Continued on Sheet No. D-47.73)


# PROOF OF SERVICE

STATE OF MICHIGAN )

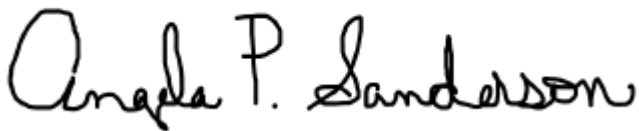
Case No. U-21819

County of Ingham )

Brianna Brown being duly sworn, deposes and says that on March 21, 2025 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).

  
Brianna Brown

Subscribed and sworn to before me  
this 21<sup>st</sup> day of March 2025.



Angela P. Sanderson  
Notary Public, Shiawassee County, Michigan  
As acting in Eaton County  
My Commission Expires: May 21, 2030

**Service List for Case: U-21819**

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<b>Name</b>	<b>On Behalf Of</b>	<b>Email Address</b>
Cody Matthews	MPSC Staff	matthewsc4@michigan.gov
Heather M.S. Durian	MPSC Staff	durianh@michigan.gov
Monica M. Stephens	MPSC Staff	stephensm11@michigan.gov
Northern States Power Company	Northern States Power Company	nspw.regulatory@xcelenergy.com
Sally L. Wallace	ALJs - MPSC	wallaces2@michigan.gov
Sarah Hutchinson	MPSC Staff	hutchinsons5@michigan.gov
Sherri A. Wellman	Northern States Power Company	wellmans@millercanfield.com



## GEMOTION DISTRIBUTION SERVICE LIST

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AEP Energy  
Alger Delta Cooperative  
Alger Delta Cooperative  
Alpena Power  
Alpena Power  
Ambit Midwest, LLC  
American Transmission Company  
American Transmission Company  
Ardent Natural Gas, LLC  
Bay City Electric Light & Power  
Bayfield Electric  
Bishop Energy  
Brauker, Linda  
BP Energy Retail Company, LLC  
BP Energy Retail Company LLC  
Calpine Energy Solutions  
Chappelle, Laura  
Cherryland Electric  
Cherryland Electric  
Cherryland Electric  
Cherryland Electric  
Cherryland Electric Cooperative  
Citizens Gas Fuel Company  
City of Crystal Falls  
City of Escanaba  
City of Gladstone  
City of Marshall  
City of Portland  
Cloverland Electric  
Cloverland Electric  
CMS Energy  
Consumers Energy  
Consumers Energy  
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