

E-001/RP-93-631 ORDER EXTENDING FILING DATE

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Don Storm	Chair
Tom Burton	Commissioner
Marshall Johnson	Commissioner
Cynthia A. Kitlinski	Commissioner
Dee Knaak	Commissioner

In the Matter of Interstate
Power Company's 1993 Biennial
Resource Plan Filing

ISSUE DATE: October 7, 1993

DOCKET NO. E-001/RP-93-631

ORDER EXTENDING FILING DATE

PROCEDURAL HISTORY

On June 7, 1993, Interstate Power Company (Interstate or the Company) filed a Motion for Extension, requesting that the Commission change the date for the filing of the Company's 1993 Biennial Resource Plan from July 1, 1993 to October 1, 1993.

On July 26, 1993, the Commission issue its ORDER GRANTING VARIANCE TO ALLOW TIME EXTENSION, delaying the Company's filing date to October 1, 1993. The schedule for commenting on the Company's plan was similarly delayed by three months.

On September 9, 1993, Interstate filed a second Motion for Extension, requesting a further delay to November 1, 1993.

On September 30, 1993, the Commission met to consider this matter.

FINDINGS AND CONCLUSIONS

A variance from the requirements of Minn. Rules, Part 7843.0300, subp. 2 is necessary in order to change the date for filing biennial resource plans. The Commission's authority to grant variances from its rules is governed by Minn. Rules, Part 7843.4400 which establishes three prerequisites.

In support of its request, Interstate noted that it has never before done many of the tasks that it must perform to properly complete the filing. To assist it in this effort, the Company has hired a consultant and has diligently attempted to meet the October 1, 1993 deadline but has been unable to do so. The

Company cited the relatively small size of its staff and the many requirements placed on its staff by other regulatory bodies. The Company assured the Commission that the requested additional time was sufficient to complete the filing.

In this case, the Commission finds that the three prerequisites for granting a variance to Minn. Rules, part 7843.0300, subp. 2 are met. First, in light of the circumstances and the purpose of the requirement, enforcement of the rule would impose an excessive burden upon the applicant. Second, granting the variance would not adversely affect the public interest. Third, granting the variance would not conflict with standards imposed by law.

ORDER

1. Interstate Power Company is granted additional time to file its 1993 Biennial Resource Plan. The Company shall make its filing on or before November 1, 1993.
2. The deadline for Commission determination that the filed information is incomplete or unclear and must be augmented or clarified is moved from December 1, 1993 to January 1, 1994.
3. The deadlines for intervention and written comments are moved from February 1, 1994 to March 1, 1994.
4. The deadline for response comments is moved from March 31, 1994 to April 30, 1994.
5. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Susan Mackenzie
Acting Executive Secretary

(S E A L)