

Submission Description: (doc-less) Motion to Intervene of Butler County Rural Electric Cooperative under ER19-2909-000.

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Dockets

ER19-2909-000 Basin Electric Power Cooperative submits tariff filing per 35.1: Basin Electric Submission of Rate Schedule A submitted on 9/30/2019 3:38:21 PM, Filing Type code: 390

Filing Party/Contacts:

Filing Party Signer (Representative)
Other Contact (Principal)

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Basis for Intervening:

Butler County Rural Electric Cooperative ("Butler") respectfully moves to intervene in Docket No. ER19-2909-000, in which Basin Electric Power Cooperative (Basin Electric) submits Rate Schedule A to the Federal Energy Regulatory Commission (Commission) for approval. Rate Schedule A establishes a comprehensive cost of service rate for the service that Basin Electric provides to its eighteen Class A member cooperatives and one Class D member cooperative (individually, a Member, and collectively, Members) pursuant to the terms of wholesale power contracts (Wholesale Power Contracts). Basin Electric explains that it makes this filing because it will no longer qualify for an exemption from Commission regulation under the Federal Power Act on the earlier of the date on which: (1) it admits a Class A Member that does not qualify for such an exemption or (2) an existing Class A Member ceases to qualify for such an exemption. Basin Electric requests waiver of the Commission's notice requirements and asks that the Commission permit the Rate Schedules to go into effect on the date on which Basin Electric becomes subject to the Commission's jurisdiction.

Butler is a member-owned electric distribution cooperative serving six counties in North-Central Iowa. Butler was established in 1936. It owns and operates 1825 miles of electric distribution line, which interconnects with 23 substations. Butler is one of nine member cooperatives supplied by Corn Belt Power Cooperative ("Corn Belt"). Butler purchases all of its power requirements from Corn Belt pursuant to the terms of an all-requirements wholesale power contract, which has a term that extends until 2075. The duration of Butler's agreement with Corn Belt mirrors the duration of Corn Belt's wholesale power contract with Basin. Butler recovers the cost of its power supply from its member-owners, which include residential, irrigation, commercial, industrial, and sales for resale customers. Butler is a cooperative corporation organized under the provisions of Chapter 499 of the Code of Iowa (2019) and is a public utility under Iowa Code Chapter 476. Butler's principal place of business is in Allison, Iowa. It is governed by a nine member Board of Directors. Butler is a Class C member of Basin and its power supplier Corn Belt is a class A member of Basin. Butler is a borrower under the United States Department of Agriculture Rural Utilities Service program and it sells less than 4,000,000 MWh of electricity per year. Therefore, it is not a "public utility" under section 201(e) of the FPA by virtue of section 201(f) of the FPA. 16 U.S.C. §§ 824(e) and 824(f).



As a Member of Basin Electric, Butler has a direct and substantial interest in the outcome of this proceeding that cannot be adequately represented by any other participant. Accordingly, Butler respectfully requests that it be granted full party status in this proceeding.