

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-07-07**

Date Published: June 30, 2005
For Work Week Commencing: July 4, 2005
Commission Meeting: July 7, 2005, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. YELLOWSTONE PIPELINE COMPANY D2005.5.89 (JOEL)

On May 23, 2005, Yellowstone Pipeline Company filed an application to accomplish two items: (1) reduce its tariffs by 18.5 percent, removing a previously Commission approved surcharge on its tariffs between Billings Bozeman, Helena, Great Falls and Missoula, and (2) increase its tariffs by 5.4 percent to cover the costs of hydro testing requirements for its pipeline between Billings and Alkali Creek Junction, Bozeman, Helena, Great Falls and Missoula. On June 7, 2005 the Commission issued a Notice of Application and Intervention Deadline with petitions to intervene due June 22, 2005. No petitions to intervene were received. A default order has been

drafted and staff recommends approval. Recommended Motion: Approve Yellowstone Pipeline Company's request to remove the surcharge and decrease rates by 18.5 percent and approve a 5.4 percent increase to cover hydro testing requirements.

2. Southern Montana Telephone Company N2005.6.99 (Scott)

On June 9, 2005 Southern Montana Telephone Company (SMTC) filed revision to its tariffs for Tribal Lifeline. This filing changes the eligibility requirements for Lifeline service to agree with the FCC requirements. Proposed Motion: Approve SMTC's tariff revisions in Docket N2005.6.99.

3. CenturyTel N2005.6.100 (Scott)

On June 14, 2005 CenturyTel filed Tariff Transmittal 05-02. The purpose of this filing is to add rates to the Emergency Communications Services section of the tariffs. Proposed motion: Approve CenturyTel's Tariff Transmittal 05-02 in Docket N2005.6.100.

4. Qwest N2005.6.102 (Scott)

On June 17, 2005, Qwest filed Tariff Transmittal 05-13 Introduction of Public Response Calling Service (PRCS). This service will be provided to new customers who incur a high volume of traffic over the network that could result in possible interference with the service of other customers. Proposed motion: Approve Qwest's Tariff Transmittal 05-13 in Docket N2005.6.102.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2004.8.133 – CLEC Forum – Approve final report on 2004 CLEC forum and issuance of notice for 2005 CLEC forum. (7/7/05)
2. D2003.7.86, D2004.6.96, D2005.6.103 – NorthWestern Energy – Annual qualifying facility avoided cost compliance – Discussion, direction, action on motion for protective order, consolidation of 2005 filing, other matters as necessary, if necessary. (7/7/05)
3. D2004.3.46 – Energy West Montana – General rate case – Post hearing discussion, direction, action. (7/7/05)

4. **1:30 p.m.** – D2003.12.170 – Western Montana Local Calling Coalition – EAS – Discussion, direction, action on further procedures or dismissal (Commission Conference Room). (7/7/05)

Other Meetings

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person interested in seeking a copy of a protective order request should contact the Commission at 406-444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2005.6.103 – NorthWestern Energy – 2005 Annual Avoided Cost Compliance Filing

D2005.6.104 – Black Hills Power – Letter of Transmittal Quarterly Fuel Rate Rider

D2005.6.105 – PSC Investigation and Direction of Qwest Corporation's Receipt and Use of Federal Universal Service Funds

D2005.6.106 – PSC Investigation and Direction of NorthWestern Energy's Electric USB (Allocation)