

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-08-23**

Date Published: August 18, 2005
For Work Week Commencing: August 22, 2005
Commission Meeting: August 23, 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. CENEX PIPELINE, LLC D2005.7.111 (JOEL)

On July 21, 2005, Cenex Pipeline, LLC filed an application for authority to increase rates and charges on its crude petroleum product pipeline based on FERC's oil pipeline index. On July 26, 2005, the Commission issued a Notice of Application and Intervention Deadline with requests for intervention due on August 16, 2005. No requests for intervention have been received. Staff recommends approval. Probable motion: Approve Cenex's rate application in Docket D2005.7.111.

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

1. D2004.12.195 – Westech Energy Corporation – Application of Westech Energy Corporation for an order recognizing it is a regulated common carrier – Discuss, act and provide direction on a draft declaratory ruling interpreting the scope of Title 69, Chapter 13, MCA, as it relates to a proposed natural gas pipeline. (8/23/05)
2. Implementation of Senate Bill 415 (Renewable Energy Standards) – At a work session May 30, the Commission expressed a desire to involve the public in its efforts to implement SB 415, beginning with a scoping meeting in the fall of 2005. This work session will discuss issuing a Notice of Opportunity to Comment and Notice of Scoping Meeting. (8/23/05)

Other Meetings

8/22/05 9:00 a.m. – Seminar on Grid West market design (Bollinger Room)

8/23/05 11:00 a.m. – NARUC e-forum - Implications of the Energy Bill for State Commissions (Staff Conference Room)

8/24/05 10:00 a.m. - NorthWestern Energy presentation - Proposed 2005-2006 residential natural gas DSM program (Bollinger Room)

8/24/05 2:00 p.m. – MDU informational meeting (Bollinger Room)

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.

1. POWEREX N2005.8.117 (JOEL)

On August 3, 2005, Powerex Corporation filed an application for a natural gas supplier license to serve industrial customers in Montana.

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

N2005.8.120 – Qwest Corporation – Petition for a Limited Temporary Waiver of Commission Rule ARM 38.5.4111(2)

N2005.8.121 – Qwest Corporation – Petition for Amendment of Administrative Rule of Montana 38.5.4111

N2005.8.122 – Qwest Corporation – Tariff Transmittal 05-AC02 – Interexchange Carrier Subscription Service