

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 11-02-17**

Date Published: February 10, 2011  
For Work Week Commencing: February 14, 2011  
Commission Meeting: February 17, 2011, 1:00 p.m.

*General Introduction This agenda is the Commission's agenda for the work week designated. In the latter 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://psc.mt.gov>.*

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

*Live webcast Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

*Inquiries General inquiries concerning this 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.*

**1:00 p.m. Weekly Scheduling** (Commission Conference Room – No Web Audio Feed)

**1:30 p.m. Business** (Bollinger Room)

**Public Comments**

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

1. Approval of Commission Minutes (Kate)

Approval of the Commission Minutes for the week of January 31, 2011

2. Central Montana Communications N2011.1.10 (Scott)

On January 27, 2011, Central Montana Communications requested to modify its tariff. Special provision for joint use trenches less than 300 feet requiring a one year contract has been deleted. No matter the length of the joint use trench, the standard contract terms will apply. Probable Motion: Approve Central Montana Communications' request in Docket N2011.1.10.

3. Citizens Telecommunications N2011.1.11 (Scott)

On January 26, 2011, Citizens filed Advice Letter No. MT-11-01. The purpose of this filing is to introduce a new condition addressing Utility facility relocation request. This request states that if a change in the type, location or the relocation of aerial or underground of communications facilities used to provide telephone service is requested, the requestor shall be required to pay the cost incurred by the Utility for such change or relocation of facilities. Probable Motion: Approve Citizens' Advice Letter No. MT-11-01 in Docket N2011.1.11.

4. Bayside Disposal, Inc. TN2495 (Eric D.)

Bayside Disposal, Inc. dba Disposal Service of Montana, Lewistown, Montana, on February 3, 2011, requested to continue the lease of PSC No. 9412 to City of Cut Bank, a Municipal Entity, Cut Bank, Montana, for a one year period, January 18, 2011 to January 18, 2012. Probable Motion: Approve the continued lease of PSC No. 9412 as requested.

Class D - Refuse, meaning all putrescible and non-putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes, and any other abandoned waste, between all points and places within the city of Cut Bank, Montana and an eleven (11) mile radius thereof. Carrier is authorized to transport authorized commodities to certified landfills from territory authorized.

5. Medical Transportation Services TN2496 (Eric D.)

Medical Transportation Services dba Northern Cheyenne Board of Health, Lame Deer, Montana, on February 9, 2011, requested to continue the lease of PSC No. 9413 to Lame Deer Health Center, Lame Deer, Montana, for the period January 5, 2011 to January 5, 2012. Probable Motion: Approve the continued lease of PSC No. 9413 as requested.

Class B – Medical patients of the Northern Cheyenne Board of Health between all points and places in Big Horn, Flathead, Jefferson, Glacier, Roosevelt, Rosebud and Yellowstone County. LIMITATIONS: (1) Transportation must originate or terminate in Rosebud County. (2) Transportation in limousine vehicles is prohibited.

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

1. D2010.10.102 – 3 Rivers Telephone Cooperative, Inc. and MTPCS, LLC dba Cellular One – Application for Approval of Interconnection Agreement – Discuss/act on the interconnection agreement. (2/17/11)
2. D2009.12.156 – Aquanet, Inc. – Application for Authority to Implement Increased Rates for Water and Sewer Service to its Billings, Montana, Service Area – Discuss and act on Motion for Protective Order. (2/17/11)
3. D2010.9.90 – Energy West Montana – Application to Establish Increased Service Rates – Discuss and act on Motion for Protective Order. (2/17/11)
4. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (2/17/11)
5. **2/15/11, 2/16/11, 2/18/11 – 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (2/15/11, 2/16/11, 2/18/11)

### **Other Meetings**

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

**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. CenturyLink N2011.2.14 (Scott)

On February 3, 2011, CenturyLink filed Advice No. 11-01. In this filing it proposes to introduce a new competitive response program called SOHO/Small Business Anniversary Program. This program will replace the existing customer Check-Up/Thank You Program for business.

2. CenturyLink N2011.2.16 (Scott)

On February 8, 2011, CenturyLink filed Advice No. 11-02. This filing establishes a simplified rate structure for Integrated Service Digital Network-Primary Rate Interface (ISDN-PRI). In order to simplify the billing of the service, certain rate elements were combined so that one rate will be charged for an ISDN-PRI Business Service Arrangement in lieu of various rate elements that are billable under the current ISDN-PRI rate structure. The current ISDN-PRI arrangement will be grandfathered.

**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 wanting 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. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**

N2011.2.14 – CenturyTel of Montana, Inc. dba CenturyLink – Advice No. 11-01, Introduce a New Competitive Response Program Called SOHO/Small Business Anniversary Program

D2011.2.15 – CenturyTel of Montana, Inc. dba CenturyLink and Verizon Wireless – Application for Approval of Interconnection and Reciprocal Compensation Agreement

N2011.2.16 – CenturyTel of Montana dba CenturyLink – Advice No. 11-02, Establish a Simplified Rate Structure for Integrated Service Digital Network-Primary Rate Interface (ISDN-PRI)