

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 13-01-29**

Date Published: January 24, 2013
For Work Week Commencing: January 28, 2013
Commission Meeting: January 29, 2013, 9:00 a.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 at <http://psc.mt.gov> (go to "Agendas & Meetings" then "Audio/Video Archives"). 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.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.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 (Aleisha)

Approval of the Commission Minutes for the week of January 14, 2013

2. Out of state staff travel (Kate)

Staff requests approval of Pipeline Safety staff members' travel requests for upcoming required pipeline safety training courses:

Joel Tierney, Refresher course for pipeline safety representatives, March 6, 2013, Austin TX.

Elizabeth Kamback (all courses are in Oklahoma City): Pipeline Safety Regulation Application & Compliance Procedures, March 11-15, 2013; Liquefied Natural Gas Safety Technology & Inspection, April 2-5, 2013; Corrosion Control of Pipeline Systems, April 22-26, 2013; Pipeline Failure Investigation Techniques, April 29-May 3, 2013; Plastic & Composite Materials, May 6-10, 2013.

John Torske (all courses are in Oklahoma City): Welding & Welding Inspection of Pipeline Materials, March 3-8, 2013; Corrosion Control of Pipeline Systems, March 25-29, 2013; LNG Safety Technology & Inspection, April 2-5, 2013; Pipeline Failure Investigation Techniques, April 29-May 3, 2013.

3. Black Hills Power D2012.12.129 (Eric)

On December 21, 2012, BHP filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on December 27, 2012. Requests for hearing were due by January 25, 2013. No requests have been received. This application will increase revenues by \$60,763 over the base cost of fuel approved in Docket No. 83.4.25. A default order has been drafted. Probable motion: Grant BHP's Quarterly Fuel Rate Rider application.

4. Big Sky Transfer & Storage, Inc. TN2561 (Nickie)

Big Sky Transfer & Storage, Inc., Great Falls, Montana requests permission to continue the lease of PSC No. 2406 to Mergenthaler Transfer & Storage Co., Inc., Helena, Montana. The term of the lease is six months, January 28, 2013 to July 28, 2013. Probable Motion: Approve the continued lease of PSC No. 2406 as requested.

Class C - General merchandise within the City of Glendive, Montana and to or from points tributary thereto, but within a distance not exceeding five miles in any direction of said city. Limitation: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

SUB A Class B - Household goods (as defined by Commission) to and from all points and places within the State of Montana.

SUB B Class C - Property within the City of Great Falls, Montana and point's tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said city. Limitations: The transportation of property between points served by rail carriers or between points served by a motor carrier operating between fixed termini or over a regular route is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

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

1. D2012.12.124 – NWE – Taxes and Fees Tracker Filing – Act on draft final order. (1/29/13)
2. D2012.9.94 – NWE - Application for Authority to Establish Increased Natural Gas Delivery Service Rates and Allocated Cost of Service and Rate Design – Discuss and act on NWE's Objection to PSC-138b. (1/29/13)
3. Placeholder - D2012.3.24 – MDU – Petition for Certification of Eligible Renewable Resources and Community Renewable Energy Resources – Discuss and act on granting MDU's petition to certify community renewable energy projects. (1/29/13)
4. Qualified Facilities Rule change proposal - Authorize staff to notice proposed rule change to ARM 38.5.1902, aligning the PSC rule on QF eligibility for standard offer contract with existing federal law. (1/29/13)
5. Rulemaking proposal - To notice proposed changes to administrative rules pertaining to the resource planning and competitive solicitations process, including requiring QFs larger than a certain threshold to bid competitively into such solicitations. (1/29/13)

6. 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. (1/29/13)
7. **1/30/13, 1/31/13, 2/1/13, all at 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.

Other Meetings

1/30/13 – 12:00 p.m. – 1:30 p.m. – NRRI Teleseminar “FERC Order 1000; Themes and Impacts on States” (Commission Conference Room – no web audio feed)

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.

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. Copies of these requests may be viewed on the Commission's web site at <http://psc.mt.gov>

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 viewed on the Commission's web site at <http://psc.mt.gov>

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2013.1.6 - Cut Bank Gas Company - Monthly Gas Cost Rate Adjustment Effective for the Period January 1 through December 31, 2013

D2013.1.7 - Five Valleys Gas Company - Monthly Gas Tracker Adjustment for Propane Service in its Seeley Lake MT Service Area Effective for the Period January through December 2013

N2013.1.8 - Public Service Commission - FCC 2013 USF/ICC/Low Income Required Reports