

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 13-04-02**

Date Published: March 28, 2013
For Work Week Commencing: April 1, 2013
Commission Meeting: April 2, 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 March 25, 2013

2. Out-of-state staff travel (Kate)

Staff requests approval of the following travel requests: (1) Joel Tierney, John Torske, and Elizabeth Kamback, Western Region meeting of the National Association of Pipeline Safety Representatives, Montrose, CO, June 17-21, 2013, and (2) Gary Duncan, New Mexico State University in Albuquerque for a week in May and again in October to be an instructor for "The Basics" course. Probable motion: Move to approve the staff travel requests.

3. Mobile City Home Park T-13.3.ST (Nickie)

On January 29, 2013, C. Lee Reynolds LLC dba Mobile City Home Park, Helena, Montana, filed an application to transfer PSC No. 869 to Mobile City, Inc. dba Mobile City Home Park/Self Storage, Helena, Montana. The application was noticed to the public on March 8, 2013, and no protests were received. Probable Motion: Approve the transfer of PSC No. 869 as requested.

SUB A Class D - Ashes, trash, waste, refuse, rubbish and garbage in the City of Helena, Montana, and to or from points immediately tributary thereto. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation 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.

4. Isaacs Sani-Serv TN2572 (Brenda)

John E. Isaacs dba Isaacs Sani-Serv, Circle, Montana, requests permission to lease PSC No. 5450 to Isaacs Sani-Serv, Inc., Circle, Montana, for a two month period, April 2, 2013 to June 2, 2013. Probable Motion: Approve the lease of PSC No. 5450 as requested.

Class D - Ashes, trash, waste, refuse, rubbish, garbage, organic and inorganic matter between all points and places in McCone County, Montana.

SUB A Class D - Garbage and trash within the town of Lindsay, Montana, and additionally serving all points located within sixteen (16) miles of each side of Highway 200 from Lindsay, Montana west to the McCone County line.

SUB B Class D - Refuse, meaning all putrescible and nonputrescible 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 in the following counties: Dawson (except within the community of Glendive and a radius of five miles thereof) and Richland (except within the community of Sidney). Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation of garbage, refuse, rubbish and waste from litter cans located upon the public highways is prohibited in the following counties: Richland, McCone and Dawson.

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

1. Placeholder – D2012.6.65, D2011.6.54, D2010.6.62, D2009.7.95, D2008.6.62, D2007.6.59, and D2006.6.94 – NorthWestern Energy – Applications for Approval of Avoided Cost Schedule QFLT-1 – Discuss and act on NorthWestern Energy’s Motion for Final Order. (4/2/13)
2. D2012.9.100 – Montana-Dakota Utilities Co. (MDU) – Application for Authority to Establish Increased Rates for Natural Gas Service – Discuss and act on MDU’s Motion to Suspend Procedural Schedule and Vacate the Hearing Date. (4/2/13)
3. Electric and natural gas universal system benefits (USB) programs and funding – Consider whether to initiate a USB investigation. (4/2/13)

4. Illinois Commerce Commission v. Federal Energy Regulatory Commission – 7th Circuit Court of Appeals – Discuss the status of the appeal of the FERC decision and receive direction as necessary. (4/2/13)
5. Placeholder – 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. (4/2/13)

Other Meetings

4/1/13 – (1) 10 a.m. - noon – NorthWestern Energy – Update on Distribution System Infrastructure Project (Bollinger Room); (2) 12 - 4 p.m. – NorthWestern Energy field trip to various Helena locations to view DSIP and smart meter pilot project

4/2/13 – 10 a.m. – CREPC/SPSC webinar – Dynamic Transfers

4/3/13 – 11:30 a.m. – CREPC/SPSC webinar – Proposed Scope of Work for the Western Gas-Electric Regional Assessment RFP

4/4/13 – 10 a.m. – CREPC/SPSC webinar – Demonstration of the SPSC/CREPC Historic Flow “Grid Tracker” Tool

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 website 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.

1. On March 20, 2013, Express Pipeline notified the Commission of indirect transfer of control of Express Pipeline LLC, which is recognized by the Commission as owning, operating and maintaining a common carrier crude oil pipeline subject to the provisions of Title 69, Chapter 13, MCA. Specifically, due to the acquisition by Spectra Energy Corp of several entities (including Express) on March 14, 2013, Express has become a wholly-owned subsidiary of Spectra Energy, thus Spectra Energy has indirect control of Express.

New Filings Received in Past Week

N2013.3.21 – Central Montana Communications, Inc. – Modification to Tariff Section Service Bundles Monthly Recurring Charges