

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 15-9-22**

Date Published: September 17, 2015

For Work Week Commencing: September 21, 2015

Commission Meeting: Tuesday, September 22, 2015, 11:15 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, 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 *Until further notice, the Commission is technically unable to provide live audio and video feeds of Commission meetings using the Commission's own streaming facilities. In the meantime, the Commission will provide access to live audio of its meetings. Persons wishing to listen to the live meeting should use online audio streaming at <http://stream.vision.net/MT-gov>. The audio feeds of meetings are archived at <http://psc.mt.gov>.*

Inquiries *General inquiries concerning this agenda and subscribing to electronic notice 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.*

**11:15 a.m. Weekly Scheduling** (Commission Conference Room – No Web Audio Feed)

**11:30 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 September 14, 2015.

2. L.S. Jensen & Sons, Inc. T-15.30.OTSC (Brenda)

On August 31, 2015 an Order to Show Cause was issued to L. S. Jensen & Sons, Inc., Missoula, Montana, PSC No. 400, for failure to file 2014 Annual Report as required by 69-12-407 (MCA). That Order to Show Cause was sent by certified mail and received by the carrier on September 3, 2015. No Annual Report has been received. Probable Motion: Cancel PSC No. 400 for failure to comply with 69-12-407 (MCA).

Class C - Property, within the City of Missoula, Montana, and to or from points tributary thereto but within a distance not exceeding fifty (50) miles in any direction from said city.

Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

3. G & L Transit, Inc. T-15.28.OTSC (Nickie)

On August 26, 2015 an Order to Show Cause was issued to G & L Transit, Inc., Helena, Montana, PSC No. 4705, for failure to maintain Liability Insurance as required by 69-12-402 (MCA). That Order to Show Cause was sent by certified mail and received by the carrier on August 28, 2015. No insurance coverage has been filed. Probable Motion: Cancel PSC No. 4705 for failure to comply with 69-12-402 (MCA).

Class B -1) Passengers and their baggage between points within a 35 mile radius of Helena, Montana. Limitation: All operations will be conducted for five (5) or more passengers. Transportation operations as a local taxi service are prohibited. 2) Passenger charter service between Helena, Montana and radius of ten (10) miles thereof to and from the cities of Great Falls, Butte and Missoula.

SUB A Class B - Persons and baggage in charter operations from Lewis & Clark County, Montana, to all points and places in the State of Montana.

SUB B Class B -Passengers and baggage in charter service serving Butte, Montana and a fifty-five (55) mile radius thereof. Limitation: Transportation of passengers in limousine service is prohibited.

4. Fort Belknap Emergency Medical Services T-15.40.OTSC (Nickie)

On August 31, 2015 an Order to Show Cause was issued to Fort Belknap Emergency Medical Services dba Fort Belknap Medical Transportation Services, Harlem, Montana, PSC No. 9453, for failure to file 2014 Annual Report as required by 69-12-407 (MCA). That Order to Show Cause was sent by certified mail and received by the carrier on September 2, 2015. No Annual Report has been received, however, staff has been in contact with a representative from Fort Belknap Medical Emergency Medical Services. They are not engaged in non-emergency transports and have no issue with revocation of authority. Probable Motion: Cancel PSC No. 9453 for failure to comply with 69-12-407 (MCA).

Class B – Passengers to medical office/treatment facilities located within the State of Montana. LIMITATIONS: 1) Passengers must be enrolled members of a federally recognized tribe or direct descendant of such. 2) Transportation must originate or terminate within the Ft. Belknap Reservation and a 5 mile radius thereof.

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

1. D2015.8.62 – NorthWestern Energy – Discuss and act on adjusting NWE’s Residential Exchange Program rate credit to reflect the increase in benefits from BPA. (9/22/15)
2. D2015.9.70 – Havre Pipeline – Discuss and act on Interim Order. (9/22/15)
3. N2015.9\_ - PSC Initiated – Discuss and act on initiating a docket to gather information, conduct roundtable discussions, and review implementation of PURPA. (9/22/15)

4. Placeholder - D2014.6.53 – NorthWestern Energy – Discuss and act on draft final order. (9/22/15)
5. T-15.19.OTSC – PSC Initiated – Discuss the previously issued proposed order, exceptions filed, and provide direction on the final order. (9/22/15)
6. Placeholder - D2014.12.99 – Liberty Utilities Co. – Discuss and act on oral argument regarding outstanding motions. (9/22/15)
7. N2015.4.39 – Montana Eligible Telecommunications Carriers (ETCs) – Move to approve the ETCs listed on Attachment 1 for 2016 USF Support. (9/22/15)

### **Other Meetings**

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

**9/22/15 – 9:30 a.m. - D2014.12.99 – Liberty Utilities Co. - Oral Argument (Bollinger Room) – web audio feed only**

**9/24/15 – 5:30 p.m. – D2015.6.51 – Montana-Dakota Utilities – Public Meeting (USDA ARS Northern Plains Agricultural Research Lab, 1500 N. Central Ave., Sidney, MT) – no web audio feed**

**9/25/15 – 3:00 p.m. – D2015.6.51 – Montana-Dakota Utilities – Public Meeting (Miles City Community College, 2715 Dickinson, Room 316, Miles City, MT) – no web audio feed**

**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. 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**

D2015.9.70 – Havre Pipeline Company - Havre Pipeline Company's Application for Interim and Final Rate Adjustment for its Rural Farmstead Customers

D2015.9.71 – Montana-Dakota Utilities Co. - Application for Authority to Implement a Gas Cost Tracking Adjustment Change Effective for the Period October 1, 2015 through September 30, 2016

D2015.9.72 – Black Hills Corporation - Application for Authority to Establish a Quarterly Fuel Rate Rider