

**REVISED**  
**MONTANA PUBLIC SERVICE COMMISSION**  
**AGENDA NO. 16-2-23**

Date Published: February 17, 2016  
For Work Week Commencing: February 22, 2016  
Commission Meeting: Tuesday, February 23, 2016, 9:00 a.m.

*General Introduction This agenda is the Commission's agenda for the work week designated. In the beginning part of each week (generally, Tuesday 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 Visit <http://www.psc.mt.gov/video.asp> to watch live stream of Commission meetings.*

*Inquiries General inquiries concerning this agenda and subscribing to electronic notice may be made to Sandy Scherer at (406) 444-6180. 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 February 1, 2016.

2. Out-of-state Travel (Will)

Staff requests approval for out-of-state travel for the following Engineering and Pipeline Safety staff:

- a) John Torske – Pipeline Failure Root Cause Analysis, Oklahoma City, OK April 11-15, 2016;
- b) Joel Tierney – Safety Evaluation of Pipeline Systems, Oklahoma City, OK April 18-22, 2016;
- c) Joel Tierney and John Torske – 2016 Western Region NAPSR meeting, St. George, UT May 9-13, 2016.

3. Estate of Thomas F. Kenneally T-16.2.ST (Brenda)

On December 24, 2015 the Estate of Thomas F. Kenneally, Butte, Montana filed an application to transfer PSC No. 4448 to James M. Kenneally, Butte, Montana. The application was noticed to the public on January 7, 2016 and no protests were received. Probable Motion: Approve the transfer of PSC No. 4448 as requested.

Class D - Ashes, trash, waste, refuse, rubbish and garbage within the town of Whitehall, Montana, and to or from points tributary thereto, but within a distance not exceeding eighty (80) miles in any direction from town. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

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

- 1. D2014.7.58 – NorthWestern Energy - Discuss and act on Stipulation and other matters. (2/23/16)
- 2. D2015.3.32 – Havre Pipeline Company – Receive direction regarding Final Order. (2/23/16)

3. 2015 Pipeline Safety Recap – Report to Commission on 2015 Pipeline Safety Activities. (2/23/16)

### **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. Montana-Dakota Utilities Co. (MDU)            D2016.1.14            (Laura)

On January 28, 2016, MDU filed a petition seeking certification of the Thunder Spirit Wind (TSW) Project as an eligible renewable resource. MDU requests that the Commission certify TSW as an eligible renewable resource as defined in Mont. Code Ann. § 69-3-2003 (10), and that the electricity from TSW together with the associated renewable energy credits can be used to satisfy MDU's procurement obligations under Mont. Code Ann. § 69-3-2004.

**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**

D2016.1.14 – Montana-Dakota Utilities Co. - IN THE MATTER OF the Petition of Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. for Certification of the 107.5 Mw Thunder Spirit Wind Project as an Eligible Renewable Resource

D2016.2.15 – Mountain Water Company - IN THE MATTER OF the Investigation of the Montana Public Service Commission into whether Mountain Water Company's rates are Just and Reasonable

N2016.2.16 – PSC Investigation/Inquiry - 2015 Regulatory Annual Reports