

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on March 29, 2016 the following members were present:

Brad Johnson, Chairman
Travis Kavulla, Vice Chairman
Kirk Bushman, Commissioner
Roger Koopman, Commissioner
Bob Lake, Commissioner

APPEARANCE

Aleisha Solem, Commission Secretary

(55) In the matter of the approval of Commission Minutes for the week of March 21, 2016.

Commissioner Lake moved to APPROVE the Commission Minutes for the week of March 21, 2016. Commissioner Koopman seconded the motion, which passed unanimously.

APPEARANCE

Brenda Koch, Transportation Unit

(56) In the matter of T-16.1.ST: Badlands, Inc. dba badlands Taxi's request to transfer PSC No. 417 to 1885 Transportation, LLC dba Badlands Taxi.

Commissioner Bushman moved to APPROVE the transfer of PSC No. 417. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Brenda Koch, Transportation Unit

(57) In the matter of T-15.47.COC: Aneta Jones dba Hi Line Taxi's request to waive Mont. Admin. R. 38.3.601(a) until July 1, 2016.

Commissioner Kavulla moved to APPROVE the waiver. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Brenda Koch, Transportation Unit

(58) In the matter of TN2654: Fitzgerald Transportation, Inc's affidavit in lieu of monetary requirements as specified in Mont. Code Ann. § 69-12-407(3) and Mont. Admin. R. 38.3.1203.

Commissioner Kavulla moved to APPROVE the verified statement in lieu of the required level of revenue. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Administrator, Legal Division

(59) In the matter of D2013.9.70; Butte Pipeline Company's application for recognition as a Common Carrier Pipeline.

Commissioner Koopman moved GRANT the request to withdraw the application and close the docket. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Administrator, Legal Division

Tina Shorten, Consumer Assistance Unit

(60) In the matter of Gas and electric termination rules.

Commissioner Bushman moved to DIRECT staff to initiate the rulemaking process and schedule a roundtable. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Administrator, Regulatory Division

(61) In the matter of potential PSC legislative proposals.

Discussion only, no action taken.

APPEARANCE

Jeremiah Langston, Legal Division

(62) In the matter of D2014.12.99: Liberty Utilities Company's joint application for approval of a sale and transfer of stock.

Commissioner Lake moved to APPROVE splitting the staff into advisory and advocacy roles to pursue a settlement agreement or other litigation objectives. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Administrator, Legal Division

Scott Fabel and Neil Templeton, Regulatory Division

(63) In the matter of D2014.7.58: NorthWestern Energy's 2014-2015 Electricity Supply Tracker.

Commissioner Kavulla moved to GRANT reconsideration, withdrawing the Procedural Order

finding that NorthWestern has declined to address additional issues; DIRECTING staff to issue an order resolving the three issues raised by the MCC in the MCC's favor, as would the stipulation; finding that modeling costs that NorthWestern proposes to recover are not supported by evidence as "electricity supply costs" and that good cause exists to extend MAPA's deadline another 30 days for the issuance of an order. Commissioner Koopman seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Administrator, Legal Division
Will Rosquist, Administrator, Regulatory Division
Scott Fabel and Neil Templeton, Regulatory Division

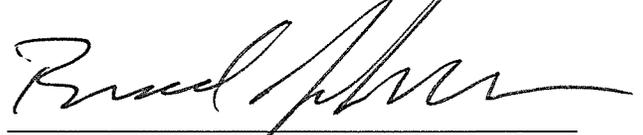
(64) In the matter of D2013.5.33 and D2014.5.46: NorthWestern Energy's electric tracker.

MAIN MOTION: Commissioner Koopman moved to ISSUE an order finding that the replacement power costs caused by the Colstrip outage were imprudently incurred, that because no stipulation resolving the admissibility of certain data requests was received that the Commission will determine their admissibility in the final order, and that good cause exists for the Commission to extend the deadline for an issuance of the order another 30 days. Commissioner Kavulla seconded the motion.

AMENDED MOTION: Commissioner Kavulla moved to AMEND the motion to include that certain costs associated with modeling and administrative activities are not electricity supply costs. Commissioner Koopman seconded the motion, which passed 3 to 2. Commissioners Lake and Bushman dissenting.

The main motion as amended passed 3 to 2. Commissioners Lake and Bushman dissenting.

There being no further business to come before the Commission the meeting was adjourned.



BRAD JOHNSON, Chairman



TRAVIS KAVULLA, Vice Chairman



KIRK BUSHMAN, Commissioner



ROGER KOOPMAN, Commissioner



BOB LAKE, Commissioner

ATTEST:



Aleisha Solem
Commission Secretary

(SEAL)