

**Montana PSC – One Week Calendar of Scheduled Events**  
*(This is not an official schedule of PSC activities)*

**October 4 – 8, 2021**

<b>MONDAY</b> <b>04</b>	
<b>TUESDAY</b> <b>05</b>	<p><b>9:00 AM – WEEKLY SCHEDULING MEETING (Commission Conference Room)</b>  <b>(No web/audio feed)</b></p> <p><b>10:00 AM – BUSINESS MEETING (Capitol Building, Room 152)</b></p> <p><b>Call To Order</b></p> <p><b>Pledge of Allegiance</b></p> <p><b>Public Comment – Please follow the directions under ‘Public Involvement’ on the Agenda.</b></p> <p><b>Announcement of Changes to the Agenda</b></p> <p><b>Action Items:</b></p> <ol style="list-style-type: none"> <li><b>1. Approval of the Commission Minutes for the week of September 27, 2021.</b></li> </ol> <p><b>Work Sessions:</b></p> <ol style="list-style-type: none"> <li><b>1. 2021.06.095 – Public Service Commission – The Commission’s Implementation of HB 365 – To adopt the proposed amendment and repeal of various Class B regulations.</b></li> <li><b>2. 2021.01.007 – Public Service Commission – Rulemaking for utility long-term resource planning and competitive solicitations for electric resources – To discuss requesting additional public comment on revised preliminary rules.</b></li> <li><b>3. 2021.04.047 – NorthWestern Energy – NorthWestern’s Application to Update PCCAM Base Costs – To make a decision on the MCC’s Motion to Dismiss.</b></li> <li><b>4. 2020.09.094 – North Star Development – North Star’s Adequacy of Service to its Customers – To provide an update on docket status.</b></li> <li><b>5. Commission Initiated – Litigation Status Update – To provide an update on currently pending litigation and discuss litigation strategy. Closed to the public. (No web/audio feed)</b></li> </ol> <p><i>Note: the presiding officer of any meeting may close the meeting during the time discussion relates to a matter of litigation and/or litigation strategy and the presiding officer determines the need to protect agency litigation decision making and discussion exceeds the of public disclosure. The discussion in this closed session will involve discussions and decision-making related to ongoing litigation in which the agency is involved as a party. Accordingly, as the presiding officer of this meeting, I am closing this meeting to the public.</i></p> <p style="text-align: right;"><i>–Chairman Brown</i></p>
<b>WEDNESDAY</b> <b>06</b>	

<b>THURSDAY</b> <b>07</b>	Tour with NorthWestern Energy (Monarch, MT)
<b>FRIDAY</b> <b>08</b>	

**9:30 AM Tuesday, October 12, 2021, Commission Business Meeting**

**MONTANA PUBLIC SERVICE COMMISSION**

**AGENDA NO. 21-10-05**

Date Published: October 1, 2021

For Week Commencing: October 4, 2021

**Place of Meetings:** All meetings are held at the Commission's office, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

**Commission Meetings:**

Commission Scheduling Meeting: Tuesday, October 5, 2021, 9:00 a.m.

Commission Business Meeting: Tuesday, October 5, 2021, 10:00 a.m. **(Capitol Building, Room 152)**

**Action Items**

All items identified below are for action at the Commission's Business Meeting this week:

1. Approval of Commission Minutes (Patricia)

Approval of the Commission Minutes for the week of September 27, 2021.

**Work Sessions**

All items identified below are for Commission discussion or action at the Commission's Business Meeting this week:

1. 2021.06.095 – Public Service Commission – The Commission's Implementation of HB 365 – To adopt the proposed amendment and repeal of various Class B regulations. (10/05/21)
2. 2021.01.007 – Public Service Commission – Rulemaking for utility long-term resource planning and competitive solicitations for electric resources – To discuss requesting additional public comment on revised preliminary rules. (10/05/21)
3. 2021.04.047 – NorthWestern Energy – NorthWestern's Application to Update PCCAM Base Costs – To make a decision on the MCC's Motion to Dismiss. (10/05/21)
4. 2020.09.094 – North Star Development – North Star's Adequacy of Service to its Customers – To provide an update on docket status. (10/05/21)
5. Commission Initiated – Litigation Status Update – To provide an update on currently pending litigation and discuss litigation strategy. Closed to the public. (No web/audio feed) (10/05/21)

*Note: the presiding officer of any meeting may close the meeting during the time discussion relates to a matter of litigation and/or litigation*

*strategy and the presiding officer determines the need to protect agency litigation decision making and discussion exceeds the of public disclosure. The discussion in this closed session will involve discussions and decision-making related to ongoing litigation in which the agency is involved as a party. Accordingly, as the presiding officer of this meeting, I am closing this meeting to the public.*

–Chairman Brown

### **Other Meetings:**

1. 10/07/21 – Tour with NorthWestern Energy (Monarch, MT)

**Notice Items:** All items identified below are noticed for public involvement purposes. Unless otherwise stated in the text of the Notice, the items will be action items on a subsequent Agenda. Public Comments on this Agenda's items need to be submitted within 5 calendar days following publication of this Agenda. Public comments on a noticed matter must be submitted within the required deadline provided in the Notice. Please refer to the "Public Involvement" item in this Agenda for options and assistance.

None

**Transportation Notice Items:** Motor carriers with proper standing may protest Applications. Protests related to an Application for Class A, B, and E passenger authority is limited to a protest of the motor carrier's ability to meet the requirements of Mont. Code Ann. §§ 69-12-323(5) and 69-12-415. Protests must include the proper fee, as required by Mont. Admin. R. 38.3.402(c), and conform to the requirements at Mont. Admin. R. 38.3.405 or 38.3.406 as applicable. A protest form is available on the Commission's website <http://psc.mt.gov/For-Regulated-Utilities/Compliance-Materials#undefined>. If no written protests are received by the deadline, the Commission may issue a final decision on the Application (including a decision by delegation of authority to Commission staff pursuant to established internal operating procedures) without a public hearing, pursuant to Mont. Code Ann. § 69-12-321.

None

**Protective Orders – Notice Items:** The Commission has received the following requests for Protective Order(s) pursuant to Mont. Admin. R. 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 website <http://psc.mt.gov>.

1. NorthWestern Energy 2021.04.047 (Zack)

On September 22, 2021, NorthWestern Energy ("NorthWestern") filed a Motion for a Term Protective Order. NorthWestern seeks protection of certain trade secret information it submitted in response to their competitive solicitation process for short-term capacity resources. NorthWestern seeks a four-year term protective order,

pursuant to Mont. Admin. R. 38.2.5004, to avoid the need to periodically request protection for the same information in future dockets.

**Protective Orders – Information Items:** The Commission has issued the following Protective Order(s). These Order(s) may be challenged pursuant to Mont. Admin. R. 38.2.5008. Copies of the Order(s) may be viewed on the Commission’s website <http://psc.mt.gov>.

None

**Information Items:** All items identified below are for *information only*.

None

**New Regulatory Filings Received in Past Week:**

1. 2021.09.118 – NorthWestern Energy – Petition for Rulemaking to Incorporate FERC’s Rule Allowing Variable Avoided Cost of Energy Rates under PURPA
2. 2021.09.119 – Public Service Commission – Public Service Commission Annual Tax Rates
3. 2021.09.120 – Public Service Commission – Montana Consumer Counsel's Annual Tax

**New Transportation Filings Received in Past Week:**

None

**General Information:** This is the Commission's Agenda for the week designated above. The Agenda is posted a week in advance on the public information bulletin board at the Commission’s office, is emailed to all persons who have requested notice by email, and is posted on the Commission’s website <http://psc.mt.gov>.

**Public Involvement:** The Commission invites the public’s involvement in its proceedings. Options are:

- (1) provide written comments at the Commission’s website <http://psc.mt.gov>, select “Documents & Proceedings” Tab; select “Comment on a Proceeding”, select “Continue as Guest”, complete form, select “Submit”;
- (2) get on the Commission’s “Watch List” for a Docket at the Commission’s website <http://psc.mt.gov>, select “EDDI” icon on the main page, create an account for “ePass”, under “Watch List” Tab enter the Docket number—the Commission’s case you are interested in following;

- (3) watch the meeting's "Live Webcast" from your computer at <http://psc.mt.gov/livestream>;
- (4) attend a Commission meeting in person and provide comments;
- (5) attend a Commission meeting via Zoom to provide public comment:
  - a. Please call the Commission's toll-free number at 1-800-646-6150 by 4:30 p.m. on the day before the scheduled Business Meeting.
  - b. You will need to provide your name; the docket number or a description of the docket on which you wish to provide comment; your phone number; and your email address.
  - c. You will be given an identifier, such as "Commenter 1, 2, etc." This identifier will be how you are recognized to provide public comment during the business meeting.
  - d. Once you have provided public comment at the business meeting, you will no longer be able to provide public comment. You may stay in the meeting, or you may leave the meeting and continue to listen in on the Commission's live stream.
  - e. You may also provide written comments as outlined in paragraph (1) under "Public Involvement." These comments are not made publicly available, but are provided to the docket work team and Commissioners.
- (6) sign up on the Commission's "Email List" to receive Notices by email for the following categories: Rules, Motor Carrier, Energy West Applications, MCC & PSC Taxes, MDU Applications, NorthWestern Energy Applications, PSC Orders, Telecommunications Applications, PSC Agendas, and PSC Hearings.
- (7) mail or deliver written comments to the Commission's office, 1701 Prospect Ave., P.O. Box 202601, Helena, MT 59620-2601;
- (8) contact your District's Commissioner; and
- (9) contact the Commission's Consumer Assistance staff at 1-800-646-6150 or email [pschelp@mt.gov](mailto:pschelp@mt.gov). They are happy to assist you!

**Live Webcast:** Visit <http://psc.mt.gov/livestream> to watch live stream of Commission meetings and hearings.

**Inquiries:** For general inquiries concerning this Agenda, contact Patricia Trooien at (406) 444-6199 or the Commission's Consumer Assistance Staff at 1-800-646-6150.

**Accommodations for Individuals:** Individuals needing accommodations to attend or participate at a Commission meeting or hearing may contact the Commission's Consumer Assistance Staff at 1-800-646-6150 or by email [pschelp@mt.gov](mailto:pschelp@mt.gov) prior to the meeting or hearing. The Commission will make every effort to provide assistance.

***\*Qualifies for Staff Action. Upon receipt of a written request by a Commissioner or an interested person submitted within five (5) business days of the date published on this Agenda, the Commission will review this item.***