

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

October 25– 29, 2021

MONDAY 25	
TUESDAY 26	<p>1:00 PM – Hearing – 2021.02.019 – Polson Taxi Company – Application for Transportation Network Carrier (Capitol Building, Room 303)</p> <p>2:00 PM – WEEKLY SCHEDULING MEETING (Capitol Building, Room 335) (No web/audio feed)</p> <p>2:30 PM – BUSINESS MEETING (Capitol Building, Room 303)</p> <p>Call To Order</p> <p>Pledge of Allegiance</p> <p>Public Comment – Please follow the directions under ‘Public Involvement’ on the Agenda.</p> <p>Announcement of Changes to the Agenda</p> <p>Action Items:</p> <ol style="list-style-type: none"> 1. Approval of the Commission Minutes for the week of October 11, 2021. 2. 2021.09.119 & 2021.09.120 – PSC & MCC’s Annual Tax Rates <p>Work Sessions:</p> <ol style="list-style-type: none"> 1. 2021.06.083 – Energy West Montana Inc. – Energy West Montana, Inc.’s Application for an Order Approving its Reconciliation of the Collections and Disbursements of its USB Accounts – To make a decision on EWM’s application. 2. 2021.01.015 – Energy West Montana Inc. – Joint Sale-and-Transfer Application by Energy West and Cut Bank Gas – To make a final decision on the joint application. 3. 2019.06.034 – Caithness Beaver Creek – Petition for Commission-Established Rates – To decide on NorthWestern’s Motion for Reconsideration of the Commission’s Order on Remand, and CBC and NorthWestern’s Compliance Filings, and CBC’s Motion for Oral Argument.
WEDNESDAY 27	10:00 AM – Hearing – 2021.04.053 – Public Service Commission – Rulemaking on Fee Collection (Bollinger Room)
THURSDAY 28	
FRIDAY 29	

9:30 AM Tuesday, November 2, 2021, Commission Business Meeting

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 21-10-26**

Date Published: October 25, 2021
For Week Commencing: October 25, 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 26, 2021, 2:00 p.m. (**Capitol Building, Room 335**)

Commission Business Meeting: Tuesday, October 26, 2021, 2:30 p.m. (**Capitol Building, Room 303**)

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 October 11, 2021.

2. Public Service Commission 2021.09.119 & 2021.09.120 (Scott)

On September 30, 2021, NorthWestern (“NWE”) filed an application seeking authority to accumulate the under and over collections of MPSC and MCC taxes starting on October 1, 2021. NWE has requested to defer implementing tariffs reflecting the tax decreases of the MPSC and increase of the MCC tax rates at this time. NWE proposes to accrue both under and over collections for inclusion in its next general rate filing. The under and over collections will be carried on NWE’s books as regulatory liabilities and assets until returned to or recovered from customers.

Recommended Motion: Moved to approved NWE request in dockets No. 2021.09.119 & 2021.09.120.

Work Sessions

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

1. 2021.06.083 – Energy West Montana Inc. – Energy West Montana, Inc.’s Application for an Order Approving its Reconciliation of the Collections and Disbursements of its USB Accounts – To make a decision on EWM’s application. (10/26/21)

2. 2021.01.015 – Energy West Montana Inc. – Joint Sale-and-Transfer Application by Energy West and Cut Bank Gas – To make a final decision on the joint application. (10/26/21)
3. 2019.06.034 – Caithness Beaver Creek – Petition for Commission-Established Rates – To decide on NorthWestern’s Motion for Reconsideration of the Commission’s Order on Remand, and CBC and NorthWestern’s Compliance Filings, and CBC’s Motion for Oral Argument. (10/26/21)

Other Meetings:

1. 10/26/21, 1:00 PM – Hearing – 2021.02.019 – Polson Taxi Company – Application for Transportation Network Carrier (Capitol Building, Room 303)
2. 10/27/21, 10:00 AM – Hearing – 2021.04.053 – Public Service Commission – Rulemaking on Fee Collection (Bollinger Room)

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. Montana Dakota Utilities Co. 2021.10.122 (Lucas)

On October 1, 2021, Montana-Dakota Utilities Co. and MDU Resources Group, Inc. (collectively “MDU”) filed a Motion for a Protective Order in advance of its application for an automatic rate adjustment related to its Montana and local taxes. Commission rules require MDU to request a protective order before filing its tax adjustment application, which will include income tax records that are confidential under state and federal law. Mont. Admin. R. 38.5.807(2)(b). MDU desires to exercise its right to keep those records confidential pursuant to Mont. Admin. R. 38.5.807(2)(b), and therefore asserts it is entitled to a protective order consistent with Mont. Admin. R. 38.2.5007 and Montana law.

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*.

- 1. 10/05/21 – Received new telecommunications registration from MAXSIP TELECOM CORPORATION.
- 2. 10/07/21 – Received NOTICE OF NON-CONSUMMATION Regarding the Transfer of Indirect Control of Bandwidth.com CLEC, LLC.
- 3. 10/11/21 – Received updated telecommunications registration information from Marconi Wireless Holdings, LLC.

New Regulatory Filings Received in Past Week:

None

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. 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 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.***