

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

January 16 – 20, 2023

MONDAY 16	Martin Luther King, Jr. Day – PSC Office Closed
TUESDAY 17	Legislative work session – Placeholder to discuss bills impacting the PSC 8:00 AM – Interim Budget Committee Section D meeting at the Capitol Building, Room 317A. 1:00 PM – WEEKLY SCHEDULING MEETING (Commission Conference Room) (No web/audio feed) 1:30 PM – BUSINESS MEETING (Bollinger Conference Room) Call To Order Pledge of Allegiance Roll Call Public Comment – Please follow the directions under ‘Public Involvement’ on the Agenda Announcements Action Items: 1. Approval of the Commission Minutes for the week of January 9, 2023. 2. Staff Out of State Travel Approval. Work Sessions: 3. Rule 38.5.1010 – Commission Initiated – Amendment to Rule 38.5.1010 Incorporation by Reference of National Electrical Safety Code – To update the rule to reflect the 2023 edition of the national electrical safety code. 4. Litigation Status Update - Commission Initiated - To provide an update on currently pending litigation and discuss litigation strategy. Closed to the public. (No web/audio feed). <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 merits 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> <i>– President Brown</i>
WEDNESDAY 18	9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC
THURSDAY 19	9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC 10:00 AM – Status Conference, Docket 2021.12.134 – Bollinger Room, PSC. (Recorded/livestreamed)
FRIDAY 20	9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC

***Next Commission Business Meeting Tuesday, January 24, 2022**

MONTANA PUBLIC SERVICE COMMISSION

AGENDA NO. 2023-01-17

Date Published: January 13, 2023

For Week Commencing: January 16, 2023

Place of Meetings:

All meetings are held at the Public Service Commission Bollinger Conference Room, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Commission Meetings:

Commission Scheduling Meeting: January 17, 2023, 1:00 PM.

Commission Business Meeting: January 17, 2023, 1:30 PM.

Action Items

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

1. Approval of Commission Minutes (Patricia Trooien)

Approval of the Commission Minutes for the week of January 9, 2023.

2. Staff Out-of-State Travel (Will Rosquist)

Staff requests approval for Grant Fink and Brooke Umsted to Bismarck, ND, February 15 - 17, 2023, to conduct a discovery audit of Montana-Dakota Utilities in connection with its current application to increase its electric service rates in Docket 2022.11.099.

Work Sessions

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

1. Rule 38.5.1010 – Commission Initiated – Amendment to Rule 38.5.1010 Incorporation by Reference of National Electrical Safety Code – To update the rule to reflect the 2023 edition of the national electrical safety code.
2. Litigation Status Update - Commission Initiated - To provide an update on currently pending litigation and discuss litigation strategy. Closed to the public. (No web/audio feed).

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 merits 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.

–President Brown

Other Meetings

1. January 17, 2023 – 8:00 AM – Interim Budget Committee Section D meeting at the Capitol Building, Room 317A.
2. January 17, 2023 – Legislative work session – Placeholder to discuss bills impacting the PSC.
3. January 18, 2023 – 9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC.
4. January 19, 2023 – 9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC.
5. January 19, 2023 - 10:00 AM – Status Conference, Docket 2021.12.134 – Bollinger Room, PSC. (Recorded/livestreamed).
6. January 20, 2023 – 9:00 AM – Legislative work session – Placeholder to discuss bills impacting the PSC.

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 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. Protest forms are available on the Commission's website under Regulated Utilities, Compliance Materials, Transportation. See <https://psc.mt.gov/docs/Transportation/pdf/Protest-to-Application-for-Certificate-of-Compliance.pdf> and <https://psc.mt.gov/docs/Transportation/pdf/COC-app-2015class-E.pdf>. 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>.

None

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:

- 2023.01.010 – Cut Bank Gas Company – CBGC Jan Tariff.

New Transportation Filings Received in Past Week:

- 2023.01.009 – Clydesdale Junk Removal, LLC – Application for PCN.

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 login.mt.gov, 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. Public commenters will make comment only once near the beginning of the business meeting. Commenters are welcome to remain online to listen to the entire meeting.
- 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, Montana-Dakota Utilities 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.