

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

October 30 – November 03, 2023

MONDAY 30	
TUESDAY 31	<p>9:00 AM – WEEKLY SCHEDULING MEETING (Commission Conference Room) (No web/audio feed)</p> <p>9:30 AM – BUSINESS MEETING (Bollinger Conference Room)</p> <p>Call To Order</p> <p>Pledge of Allegiance</p> <p>Roll Call</p> <p>Public Comment – Please follow the directions under ‘Public Involvement’ on the Agenda</p> <p>Announcements</p> <p>Action Items:</p> <ol style="list-style-type: none"> 1. Approval of the Commission Minutes for the week of October 23, 2023. <p>Work Sessions:</p> <ol style="list-style-type: none"> 1. 2023.05.038 – Commission Initiated – Class C Deregulation Rulemaking – To consider issuing a proposed Notice of Amendment and Repeal regarding the Commission’s Class C motor carrier rules (MAR 38-3-250). 2. New Rulemaking – Commission Initiated – To consider proposed rulemaking to update Mont. Admin Rs. 38.5.2202 and 38.5.2302 to incorporate 2023 federal pipeline safety standards. 3. Commission Initiated – Commissioner Travel Report – To have Commissioners who have traveled provide an update to the public on the purpose of Commissioner's travel in conformance with agency blue book policy and how the same benefited the agency.
WEDNESDAY 01	<p>9:00 AM – Select Committee on Energy Resource Planning and Acquisition (SCERPA) at the State Capitol Building, Room 137.</p>
THURSDAY 02	
FRIDAY 03	

*Next Commission Business Meeting Tuesday, November 07, 2023, at 9:30 a.m.

MONTANA PUBLIC SERVICE COMMISSION

AGENDA NO. 2023-10-31

Date Published: October 27, 2023

For Week Commencing: October 30, 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: October 31, 2023, 9:00 AM.

Commission Business Meeting: October 31, 2023, 9:30 AM.

Action Items

1. Approval of Commission Minutes (Patricia Trooien)

Approval of the Commission Minutes for the week of October 23, 2023

Work Sessions

1. 2023.05.038 – Commission Initiated – Class C Deregulation Rulemaking – To consider issuing a proposed Notice of Amendment and Repeal regarding the Commission’s Class C motor carrier rules (MAR 38-3-250).
2. New Rulemaking – Commission Initiated – To consider proposed rulemaking to update Mont. Admin Rs. 38.5.2202 and 38.5.2302 to incorporate 2023 federal pipeline safety standards.
3. Commission Initiated – Commissioner Travel Report – To have Commissioners who have traveled provide an update to the public on the purpose of Commissioner's travel in conformance with agency blue book policy and how the same benefited the agency.

Other Meetings

1. November 01, 2023 – 9:00 AM – Select Committee on Energy Resource Planning and Acquisition (SCERPA) at the State Capitol Building, Room 137.

Notice Items: All items identified below are noticed for public involvement purposes. Public Comments on this Agenda’s items need to be submitted within 5 calendar days following publication of this Agenda, or as 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 Class A, D, and E 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>.

Montana-Dakota Utilities Co. (2021.09.116) (Laura Vachowski)

On October 11, 2023, MDU filed a motion for a protective order seeking to protect from public disclosure certain information responsive to a data request from the Montana Public Service Commission requesting information about MDU's contracts and other documents associated with the purchase/acquisition of natural gas. MDU asserts its responsive information includes confidential information such as Contract Price, Performance Obligation and Contract Quantity, Special Conditions, Wire Transfer Information, Delivery Point, and Current Quantity and Price. MDU asserts this information is protectable as a trade secret and/or is otherwise legally protected from public disclosure. MDU also asserts that publicly disclosing the information would damage the economic interests of MDU and its customers.

Protective Orders – Informational 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

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

1. DIS Technologies, Inc. (Tina Shorten)

On October 19, 2023, the Public Service Commission processed a new telecommunications registration from DIS Technologies, Inc. (REG-17)

2. NewPhone Wireless, LLC (Tina Shorten)

On October 19, 2023, the Public Service Commission processed a request to cancel the registration of NewPhone Wireless, LLC. The company has been removed from the list of telecommunications carriers authorized to provide service in Montana.

3. Telecom Management, Inc. (Tina Shorten)

On October 23, 2023, the Public Service Commission processed a request to cancel the registration of Telecom Management, Inc. dba Pioneer Telephone. The company has been removed from the list of telecommunications carriers authorized to provide service in Montana.

4. TDS Long Distance Corporation (Tina Shorten)

On October 23, 2023, the Public Service Commission processed a new telecommunications registration from TDS Long Distance Corporation (REG-20)

New Regulatory Dockets 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) join the "watch list" for a docket at the Commission's website <http://psc.mt.gov>. Go to <http://psc.mt.gov/REDDI-Help> for instructions on joining watch lists.
- (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 comments 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.