

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 18-10-23**

Date Published: October 16, 2018

For Work Week Commencing: October 22, 2018

Commission Scheduling Meeting: Tuesday, October 23, 2018, 9:00 a.m.

Commission Business Meeting: Tuesday, October 23, 2018, 9:30 a.m.

General Introduction: This agenda is the Commission's agenda for the work week designated. In the beginning part of each week prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide website located at <http://psc.mt.gov>.

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

Live webcast: Visit <http://www.psc.mt.gov/video.asp> to watch live stream of Commission meetings.

Inquiries: General inquiries concerning this agenda and subscribing to electronic notice may be made to Randa Renenger at (406)444-6199. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities: Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission at (406)444-6199 prior to the meeting to allow accommodations to be made.

Action Items: All items identified below are for action at the Commission business meeting.

1. Approval of Commission Minutes _____ (Rhonda)

Approval of the Commission Minutes for the week of October 1, 2018.

Work Sessions: All items identified below are for Commission discussion or action on the day designated.

1. [T-18.49.OTSC](#) – Sunset Limousine Service – Cancellation and Termination of Intrastate Certificate 9422, Louis M. Guay, Administrator of the Estate of Albert L. Guay III dba Sunset Limousine Service, Butte, MT for failure to file liability insurance – Discuss/act on cancelling authority PSC No. 9422 for failure to be compliant with required insurance filings (10/23/18)
2. [T-18.6.PCN](#) – L&L Site Services – Application for a Class D License for Missoula County – Discuss and act on L&L's Motion for Reconsideration of Final Order 7594b. (10/23/18)
3. PSC Initiated – Affordable Clean Energy rule introduced by the U.S. Environmental Protection Agency (“EPA”) for regulation of greenhouse gas emissions from fossil fuel generation units – Discuss submitting comments from the Commission to the EPA in support of replacing the Clean Power Plan and implementing the Affordable Clean Energy rule for regulation of greenhouse gas emissions from fossil fuel generating units and provide direction to staff. (10/23/18)
4. [D2016.4.33](#) – NorthWestern Energy – NorthWestern's Petition for Waiver of CREP Compliance for years 2015 and 2016 – Discuss and act on intervenor's Motion for Reconsideration of Final Order 7578b. (10/23/18)

Other Meetings:

None

Notice Items: All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on a subsequent agenda and participation may be had by submitting written comments, either by mail or hand delivery, to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time via the PSC's public comment email, psc_utilitycomment@mt.gov. A comment form may be downloaded at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Hot Springs Telephone Company [D2018.10.69](#) (Mike)

On October 3, 2018, Hot Springs Telephone Company (HSTC) filed a Petition with the Montana Public Service Commission (Commission) to de-tariff optional local service calling features pursuant to Mont. Code Ann. § 69-3-805(2) and § 69-3-802.

The specific calling services HSTC requests to be de-tariffed are contained in Exhibit A of the Petition. HSTC'S Petition requests the rates for the calling services to be de-tariffed, but the terms and conditions for the calling services to remain in tariff. HSTC's Petition is available for public review on the Commission's website.

2. Telecommunications Interconnection Agreement [D2018.8.50](#) (Mike)

Citizens Telecommunications Company and Onvoy, LLC have entered into and filed for approval with this Commission an interconnection agreement pursuant to Section 252(e) of the 1996 Telecommunications Act. A full copy of the interconnection agreement is available for public review on the Commission's website.

3. Telecommunications Interconnection Agreement [N2018.8.55](#) (Mike)

CenturyTel dba CenturyLink and Onvoy Spectrum, LLC have entered into and filed for approval with this Commission an interconnection agreement pursuant to Section 252(e) of the 1996 Telecommunications Act. A full copy of the interconnection agreement is available for public review on the Commission's website.

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 at <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 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 web site at <http://psc.mt.gov>.

1. Caithness Beaver Creek, LLC [D2018.8.52](#) (Jeremiah)

Caithness Beaver Creek, LLC filed a *Motion for Protective Order and Brief in Support* on October 10, 2018 seeking protection of its trade secret information.

Protective Orders – Information Items: The Commission has issued the following protective orders. These orders may be challenged pursuant to Mont. Admin. R. 38.2.5008. Copies of these orders may be viewed on the Commission’s web site at <http://psc.mt.gov>.

None

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

1. 10/5/2018 – Received updated telecommunication registration information from Frontier Communications of America, Inc.
2. 10/5/2018 – Received updated telecommunication registration information from Citizens Telecommunications Company of Montana.

New Regulatory Filings Received in Past Week:

1. [N2018.10.71](#) – Bresnan Broadband of Montana LLC – Request for Interconnection Agreement Between Bresnan Broadband of Montana, LLC and Ronan Telephone Company Pursuant to Section 251(a) and (b) of Communications Act of 1934, as Amended by the Telecommunications Act of 1996 (the “Act”).

New Transportation Filings Received in Past Week:

1. TN 2723* Mountain Runner Shuttles LLC., requests permission to suspend PSC No. 9523 for 6 months suspension from October 15, 2018 through April 15, 2019.

***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.**