

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 01-09-18**

Date Published: September 13, 2001
For Work Week Commencing: September 17, 2001
Business Meeting: September 18, 2001, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

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

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Dennis Crawford at (406) 444-6182. He 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 secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

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

1. D2001.9.123 – Northwestern Generation I – Application of NWGI “for comment and findings on a power purchase and sales agreement with the Montana Power Co – To discuss the filing and take action as the Commission directs (9/18/01)
2. D2001.3.30 – Electric Power Pool – Discuss recent notice that Smurfit-Stone Container Corp no longer requires a power pool allocation (9/18/01)
3. D2001.9.120 – Montana Power Co – Request to disconnect utility service to a residential customer who claims protection under the medical emergency rule (ARM 38.5.1411) Discuss request and obtain Commission direction (9/18/01)
4. D2001.7.95 – MPC – Franchise Fee Tariff – Discussion, direction, action on request for approval of tariff (9/18/01)
5. D98.10.218 – Spring Creek Coal – Application for access to documents subject to order 6103 – To consider and act on the application (9/18/01)

6. D2001.5.59 – Five Valleys Gas Company – Transfer to Energy Partners, LLC – Discussion, direction, action on request for approval of transfer (9/18/01)
7. D2001.6.77 – Mountain Water – Transitional rates for former Missoula Water Works' customers – Discussion, direction, action on final approval of transitional rates (9/18/01)
8. N2001.8.110 – Montana ETCs – Annual Certification to FCC and USAC – Discussion, direction, action on requests for certification (9/18/01)
9. D2000.5.63 – Ronan Telephone – Motion of RTC filed in this docket and N2001.8.110 – To discuss and act on the motion (9/18/01)
10. D2000.5.70 – Qwest – Investigation into Qwest's compliance with Section 271 of the Tele Act of 1996 – Discuss Checklist Items 5 – Access to Unbundled Local Transport and 6- Access to Unbundled Switching (9/18/01)

Weekly Scheduling Meeting – Will be held at 8:45 a.m. on the day of the Business Meeting

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

1. MONTANA-DAKOTA UTILITIES D2001.8.118 (Joel)

On August 29, 2001, Montana-Dakota Utilities Co. (MDU) filed an application requesting a waiver from Title 49, CFR, Part 192.321(a) of the pipeline safety regulations. This waiver would allow the installation of polyethylene pipe in a steel cased crossing attached, above ground, to a bridge located in the Billings area. This waiver would eliminate the associated maintenance activities, without jeopardizing public safety.

2. Qwest Communication, Inc. Docket No. N2001.8.108(Scott)

On August 16, 2001 Qwest filed tariff transmittal 01-27 Centrex 21 enhancement. Centrex 21 is a flat rate, business service for customers with 3 to 50 station lines. This filing is designed to enhance Centrex 21 Service by lowering the threshold from a minimum of 3 lines to 2,

eliminating the loop extension charge, waiving the nonrecurring conversion charge for customers subscribing to the 60 month contract and allowing customers more flexibility on optional features. Qwest also proposes raising the month to month rates to \$46.95 from \$46.33 and offsetting the addition revenue by lowering the nonrecurring installation charge for basic business access lines from \$61.40 to \$61.25 .

3. Qwest Communication, Inc. Docket No. N2001.8.116 (Scott)

On August 24, 2001 Qwest filed tariff transmittal 01-28 Business or Centrex 21 Additional Line Promotion. Existing business customers who purchase an additional flat-rated business line or an additional Centrex 21 analog line during the promotional period will be mailed three \$50.00 credit coupons. The customer may submit only one credit coupon per month with their bill payment and all coupons must be redeemed by October 1, 2002. This promotion will run from September 24, 2001, through December 21, 2001 and will be applicable to existing business customers where the service is technically available.

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 the next following agenda or a subsequent agenda and participation may be had by submitting written comments 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 through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

Information Items All items identified below are for information only.

Tentative Action Items for Agenda 01-09-25

New Filings Received in Past Week

- D2001.9.121 – Montana Consumer Counsel Funding Fees
- D2001.9.122 – Public Service Commission Funding Fees
- D2001.9.123 – NorthWestern Power Purchase
- D2001.9.124 – Qwest/CI2 – Resale Agreement
- D2001.9.125 – Qwest/Contact – Interconnection Agreement