

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, June 25, 2002, the following members were present:

Gary Feland, Chairman  
Jay Stovall, Vice Chairman  
Bob Anderson, Commissioner  
Matt Brainard, Commissioner  
Bob Rowe, Commissioner

APPEARANCE

Steve Vick  
Utility Division

(266) In the matter of NorthWestern Energy, Docket No. D97.7.90; On June 10, 2002, NWE made its initial filing for approval of its annual Electric Qualifying Facilities Competitive Transition Charge (CTC-QF) pursuant to Order No. 5986w. In the first year the amount of QF costs to be recovered is \$14, 893,987. This amount will increase in each of the three subsequent years until the charge reaches the amount of \$25,566,513 where it will remain in the remaining years of the charge. There is a 27-year transition cost recovery period. This filing is based on an updated market since the time of the stipulation. At the end of each year there will be a true-up to deal with any over/under collection. Interest on the over/under collection will be applied at the rate of 8.46 percent. Commissioner Anderson moved to approve the QF transition charge. Commissioner Rowe seconded the motion, which passed unanimously.

(267) In the matter of NorthWestern Energy, Docket No. D2001.1.5; On June 10, 2002, NWE made a filing for approval of its Electric Sale Credit pursuant to Order 6353c. This is a one year credit of \$30,000,000 plus estimated interest. At the end of one year there will be a true-up to deal with any over/under collection. This filing is based on an updated market since the time of the stipulation. At the end of one year rates will rise by the \$30,000,000 to reflect the elimination of the credit. Commissioner Stovall moved to approve the credit. Commissioner Rowe seconded the motion, which passed unanimously.

(268) In the matter of Clark Fork Telecommunications, Docket No. N2002.6.62; On June 7, 2002, Clark Fork Filed Lifeline Tier 1 compliance filing. Pursuant to the FCC Order 01-304, the FCC dictated certain access charge reform measures for rate-of-return companies. Among the reform measure adopted by the FCC was a series of increases to the single-line Subscriber Line Charge (SLC), including an increase from \$5.00 to \$6.00, effective July 1, 2002. The FCC also adopted an off-setting series of increases to Tier 1 Lifeline support element sufficient to fully off-set the increase in the SLC. Clark Fork is proposes to revise the tariff to reflect the changes to the Tier 1 Lifeline support. Commissioner Rowe moved to approve the tariff change. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE  
Wayne Budt, Administrator  
Transportation & Centralized Services Division

(269) In the matter of TN2143; Central Cab & Transfer Co., Butte, Montana requests permission to continue the lease of PSC No. 602 to Tucker Transportation, Inc., Butte, Montana for a twelve month period, June 23, 2002 to June 23, 2003.

Class C - Property as specified, props, drops and scenery for shows and trunks, baggage, beer, light housekeeping fixtures and light moving jobs, within the City of Butte, and not over a radius of five (5) miles from the City of Butte.

SUB A Class B - Persons, within the City of Butte, Montana, and between points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said city. Limitations: Regular or scheduled service as a jitney or bus is prohibited on or over any route.

Commissioner Brainard moved to approve the continued lease. Commissioner Rowe seconded the motion, which passed unanimously.

(270)In the matter of TN2144; Debra Ann McNutt dba Kootenai Kab, Libby, Montana requests cancellation and termination of PSC No. 9435, effective immediately.

Class B – Passengers within the city of Libby, Montana and a twenty-five (25) mile radius thereof.

Commissioner Rowe moved to approve the termination. Commissioner Brainard seconded the motion, which passed unanimously.

(271) In the matter of the approval of Commission Minutes; Commissioner Stovall moved to approve the Commission Minutes for the week of June 17, 2002. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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- Bob Anderson, Commissioner
- Matt Brainard, Commissioner
- Bob Rowe, Commissioner

APPEARANCE

Will Rosquist

(272) In the matter of the Commission's discussion of NorthWestern Energy QF-1 tariff filing, compliance with Order No. 6124, Docket No. D2002.6.63; Commissioner Rowe moved to grant interim approval and notice the filing. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist

(273) In the matter of the Commission's discussion of NorthWestern Energy/Bonneville Power Administration residential exchange credit, Docket No. D2002.6.64; Commissioner Rowe moved to grant interim approval and notice the filing. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(274) In the matter of the Commission's discussion of Blackfoot Telephone Cooperative and Clark Fork Telecommunications rural eligible telecommunications carriers' disaggregation, Path 1 and Path 3, Docket Nos. D2002.5.55 and D2002.5.56, respectively; Commissioner Rowe moved to grant the motion for protective orders concerning network access lines, noting due process was fully provided. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Wayne Budt

(275) In the matter of the Commission's discussion of Complaint of BFI Against L.S. Jensen, Docket No. T-00.111.COM; Commissioner Brainard moved to vacate the hearing. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Wayne Budt

(276) In the matter of the Commission's discussion of Complaint of Waste Connections of Montana and B-F Waste Systems of North America Against James A. Jones dba Oilfield Maintenance, Docket No. T-00.50.COM; Commissioner Stovall moved to issue the Final Order as proposed revoking the authority (changing the revocation's effective date in the last paragraph to 60 days). Commissioner Rowe

seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt

(277) In the matter of the Commission's discussion of staff travel; Commissioner Brainard moved to approve the travel of Marla Larson and Monica Tranel to the NARUC Summer Meetings in Portland, Oregon. Commissioner Rowe seconded the motion, which passed unanimously.

Commissioner Stovall moved to approve the travel of Monica Tranel and Lisa Swanson to Camp NARUC. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons  
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(SEAL)

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Jay Stovall, Vice Chairman  
Bob Anderson, Commissioner  
Matt Brainard, Commissioner, via telephone  
Bob Rowe, Commissioner

APPEARANCE

Monica Tranel, Mike Lee

(278) In the matter of the Commission's discussion of Qwest Communications Corporation's Application for Approval of Section 271, Public Interest Section, Carrier Access Charge, Docket No. D2000.5.70; Commissioner Rowe moved to amend the draft final report with the following language: "As part of its review the Commission has considered the relationship of various market prices and intends to consider access rates, retail pricing policies, and other relevant matters as part of a general revenue requirements case. Qwest has committed to file access reductions by October 1, 2002." Commissioner Stovall seconded the motion. Commissioner Anderson offered a substitute motion, the Montana Public Service Commission recommends Qwest's 271 application be approved if a revenue requirements/rate design case is initiated by October 1, 2002, the scope to be defined by the Montana Commission. If the rate case is not filed by October 1, 2002, the Montana Commission does not recommend approval of the 271 application. Commissioner Brainard seconded the motion, which passed with a vote of 3-2. Commissioners Anderson, Brainard and Feland voted aye. Commissioners Rowe and Stovall dissented.

There being no further business to come before the Commission the meeting was adjourned.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)