

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, November 8, 2005, the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner

All votes were left open for Commissioner Thomas J. Schneider, who was not present.

APPEARANCE

Eric Eck
Utility Division

(426) In the matter of NorthWestern Corporation D2005.10.161:

On October 24, 2005, NorthWestern Corp filed an application seeking authority to refinance and borrow proceeds from the sale of not to exceed \$170,205,000 of Pollution Control Revenue Bonds series 2005 and to provide for the payment thereof, to issue a like principal amount of first mortgage bonds. This refinancing will produce estimated annual interest savings of at least \$1,700,000. The proceeds will be used to redeem two series of Pollution Control Revenue Bonds issued in 1993. A Default Order has been drafted.

Commissioner Raney moved to issue the Default Order on this matter. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Scott Fabel
Utility Division

(427) In the matter of Citizens telecommunications-Docket No. N2005.10.158:

On October 18, 2005, Citizens filed Advice Letter No. MT-05-06. The purpose of this filing is to incorporate the national abbreviated 811 dialing designation code. The 811 dialing code is to be used by the State's One Call notification system for providing advance notice of evacuation activities to the owners and operators of underground facilities.

Commissioner Mood moved to approve Advice Letter No. MT-05-06 in Docket No. N2005.10.158. Commissioner Molnar seconded the motion, which passed 4-0.

(428) In the matter of Qwest Communications- Docket No. N2005.10.159:

On October 20, 2005, Qwest filed Tariff Transmittal 05-AC03 Interexchange Carrier Subscription service. Qwest is proposing to restructure the Interexchange Carrier Subscription Service to

introduce separate Primary Interexchange Carrier (PIC) change charges that are processed electronically and manually. In addition, Qwest will be proposing separate charges for manually and electronically processed changes in situations where a customer requests an interstate PIC change simultaneously with an intraLATA PIC change. In addition Qwest is petitioning the Commission for a limited temporary waiver of Commission Rule ARM 38.5.4111(2). ARM 38.5.4111 addresses the charge a Telecommunications carrier may assess a customer when the customer initially selects or changes its intraLATA carrier and/or its interLATA carrier. A waiver will enable Qwest to both comply with the new federal requirements regarding interLata Primary Interexchange Carrier (PIC) change charges and recover its costs incurred when a customer makes a simultaneous PIC change. Qwest is requesting a December 31, 2005, effective date.

Commissioner Raney moved to approve Qwest's request for a waiver of ARM 38.5.4111(2) and Tariff Transmittal 05-AC04 in Docket No. N2005.10.159. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(429) In the matter of T-05.35.ST:

On September 9, 2005 BFI Waste Systems of North America, Inc., Missoula, Montana filed an application to transfer PSC No. 1581 to Allied Waste Services of North America LLC, Missoula, Montana. The transfer was noticed to the public on October 7, 2005. No protests have been received.

Commissioner Mood moved to approve the transfer as applied for. Commissioner Raney seconded the motion, which passed 4-0.

(430) In the matter of TN-05.36.RI:

On September 28, 2005 All Lanes Moving and Storage, Inc., Stevensville, Montana filed an application to increase rates and charges on household goods movements conducted under PSC No. 1790. For general rates the increase is between 10% and 13% and between 25% and 27% on local moves. The rate increase was noticed on October 7, 2005 and no local protests were received.

Commissioner Mood moved to approve the rate increase as applied for. Commissioner Raney seconded the motion, which passed 4-0.

(431) In the matter of T-05.37.ST:

On September 21, 2005 Donald A. Hurley dba Arrive in Style, Billings, Montana filed an application to transfer PSC No. 9448 to Fat Cat Limo, Inc., Billings, Montana. The transfer was noticed to the public on October 7, 2005 and no protests were received.

Commissioner Molnar moved to approve the transfer as applied for. Commissioner Raney seconded the motion, which passed 4-0.

(432) In the matter of TN2282:

Joseph L. Garcia dba Mining City Taxi, Butte, Montana received a \$.75 per fare fuel surcharge on September 13, 2005 covering passenger transportation under PSC No. 321. Based on current fuel prices Mr. Garcia requests the fuel surcharge be dropped to \$.50 per fare for the balance of the term of the fuel surcharge. The surcharge is scheduled to expire on December 11, 2005.

Commissioner Raney moved to approve the reduced fuel surcharge. Commissioner Mood seconded the motion, which passed 4-0.

(433) In the matter of the approval of Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of October 31, 2005. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE
Martin Jacobson
Legal Division

(434) In the matter of the Commission's discussion of the Public Service Commission annual pipeline safety update:

Commissioner Raney moved to approve the notice of hearing on the annual update of pipeline safety rules. Commissioner Mood seconded the motion, which passed 4-0.

(435) In the matter of the Commission's discussion of the Public Service Commission annual BTU monitoring contract:

Commissioner Raney moved to approve contracting for BTU monitoring services with KemData. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE
Robin McHugh, Administrator
Legal Division

(436) In the matter of the Commission's discussion of the waiver of ARM 38.5.4111(2):

Commissioner Raney moved to approve the waiver of ARM 38.5.4111(2) for all LECS until the

ARM is amended. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Kate Whitney, Administrator
Utility Division

(437) In the matter of the Commission's discussion of out-of-state staff travel requests, including (1) Candace Beery's trip to Carmel, IN, for December 7 MISO Advisory Committee meeting and December 8 OMS annual meeting and (2) Eric Dahlgren's trip to Oklahoma City for Pipeline Safety Basic Evaluation Class December 12-16. OMS will pay Candace Beery's travel expenses. Eric's travel expenses will be paid from the Pipeline Safety budget:

Commissioner Raney moved to approve staff travel for Candace Beery to Carmel, IN, for December 7 MISO Advisory Committee, and December 8 for OMS annual meeting; and for Eric Dahlgren's trip to Oklahoma City for Pipeline Safety Basic Evaluation Class December 12-16. Commissioner Molnar seconded the motion, which passed 4-0.

Commissioner Raney moved to approve the salary adjustments proposed by Kate for the three rate analysts in the Utility Division effective the beginning of this pay period. Commissioner Mood seconded the motion, which passed 4-0.

Commissioner Raney moved to approve moving Will Rosquist from an exempt position to broadbanding. Commissioner Mood seconded the motion, which passed 4-0.

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

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)