

The PSC should accept the Petition.

Docket number 2024.03.028

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I recommend the PSC accept the Petition and its Proposed Rule to consider “adverse climate impacts of greenhouse gas emissions.”

The PSC hearing on the Petition on April 8 was about the Rule.

The critical part of the Petition is displayed in the Table of Contents.

DEPARTMENT OF PUBLIC SERVICE REGULATION BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MONTANA.

The Table of Contents includes:

- I. Identity and Interests of Petitioners
- II. Factual Support for Petition
- III. Legal Support for Petition
- IV. Proposed Rule

The Proposed Rule: “Consider”

IV. PROPOSED RULE

The rule as proposed to be adopted would provide as follows:

NEW RULE. CONSIDERATION OF ADVERSE CLIMATE IMPACTS OF GREENHOUSE GAS EMISSIONS.

In exercising its duties and powers with respect to electric and gas utility companies, the Public Service Commission shall consider the quantitative and qualitative impacts of its decisions on the environment and human health, including impacts on climate change.

The Proposed Rule clearly means:

- Proponents support the request of the Petition that the PSC **consider** the “adverse climate impacts of greenhouse gas emissions.”
- Opponents support denial of the request of the Petition that the PSC **consider** the “adverse climate impacts of greenhouse gas emissions.”

Many Petition proponents and opponents incorrectly assumed the Petition is about the Factual Support for Petition. The Petition is not about Factual Support. It is about the Proposed Rule.

If the PSC accepts this Petition

If the PSC accepts the Petition, the PSC agrees to **consider** “adverse climate impacts of greenhouse gas emissions.”

Then, the PSC can review the Factual Support for the Petition. A true review of climate science will find there are NO adverse climate impacts of greenhouse gas emissions.

The Scientific Method says it is impossible to prove a theory is true, as Petitioners try to do. But it takes only one false prediction to prove a theory is false, as good physicists know how to do. Therefore, if done correctly, it is easy to prove the Petitioners’ climate claims are false.

Events do not prove their cause. Climate or weather effects do not prove human CO2 caused them.

The PSC can finish its “consideration” in a very short time.

If the PSC denies this Petition

If the PSC denies this Petition, the world and the courts will believe the PSC will not consider “adverse climate impacts of greenhouse gas emissions” because the PSC believes the human impacts are severe.

The Petitioners will file a lawsuit against the PSC for not “considering” the “adverse climate impacts of greenhouse gas emissions.”

The PSC will spend money and time defending against this lawsuit and still have little chance to win. It could take years to decide this lawsuit.

Conclusion

The Petition gives PSC immediate control to decide the true effects of human greenhouse gas emissions.

The PSC should accept the Petition because it is the best way for the PSC to remain independent and free to decide Montana’s energy issues.

It’s better to fight than run.