

[Service Date April 18, 2003]

April 18, 2003

**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(Friday, May 16, 2003)**

**NOTICE OF WORKSHOP
(Friday, June 13, 2003)**

RE: Chapter 480-107 WAC Rulemaking
Docket No. UE-030423

TO INTERESTED PERSONS:

On April 15, 2003, the Washington Utilities and Transportation Commission (Commission) filed with the Code Reviser a Preproposal Statement of Inquiry (CR-101) to consider revisions to Chapter 480-107 WAC, "Electric Companies-purchases of electricity from qualifying facilities and independent power producers and purchases of electrical savings from conservation suppliers." The CR-101, as filed with the Code Reviser, is available for inspection on the Commission's web site at www.wutc.wa.gov/030423. If you are unable to access the Commission's web page and would like a copy of the CR-101 mailed to you, please contact the Records Center at (360) 664-1234.

The review of Chapter 480-107 WAC, "Electric Companies-purchases of electricity from qualifying facilities and independent power producers and purchases of electrical savings from conservation suppliers" is part of the Commission's overall review of its rules. Chapter 480-107 WAC will be reviewed for content and readability, with attention to the rules' need; effectiveness and efficiency; clarity; intent and statutory authority; coordination; cost; and fairness. The review will also consider whether the current rules have achieved their intended results, and whether they are consistent with Commission policies and advances in technology.

Subjects included in this review may cover but are not limited to:

- conditions that trigger a Request for Proposals (RFP) process, such as a LCP filing or a “need for power” event,
- conditions to waive a RFP process,
- schedule for a RFP process,
- staff role in a RFP process,
- the need to clarify the beneficiary of competitive markets under regulated monopolies, specifically fairness for providers or reasonableness for consumers,
- the need to ensure that only non-interested parties are reviewers of the RFP and the bidding process,
- discussion of approval of acquisitions and projects prior to a general rate case,
- consistency with Chapter 480-146 WAC “Securities and Affiliated Interests,” and
- consistency with the Energy Policy Act (EPACT) and FERC 888/889 for wheeling issues.

STAKEHOLDER WORKSHOP

We encourage your attendance and participation in the stakeholder workshop. The workshop will be held **Friday, June 13, 2003**, in Room 206 at the Commission’s headquarters, beginning at 9:30 a.m. until 4:30 p.m. Free parking is available. The Commission’s address is:

Washington Utilities & Transportation Commission
1300 South Evergreen Park Drive SW
P.O. Box 47250
Olympia, Washington 98504-7250

If you cannot attend the workshop, you can arrange to dial into the Commission’s conference bridge at (360) 664-3846. There are 11 lines available on a first-come first-served basis. You may reserve a line by calling Kippi Walker at (360) 664-1139.

WRITTEN COMMENTS

Written comments on Chapter 480-107 must be filed with the Commission no later than **Friday, May 16, 2003** for consideration at the June 13, 2003, workshop. The Commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from

the comments. Comments may be submitted by electronic mail to the Commission's Records Center at <records@wutc.wa.gov>. Please include:

- The docket number of this proceeding (UE-030423)
- The commenting party's name
- The title and date of the comment or comments

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a 3 ½ inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The Commission will post on the Commission's web site all comments that are provided in electronic format. The web site is located at <<http://www.wutc.wa.gov/030423>>.

If you are unable to file your comments electronically or to submit them on a disk, the Commission will always accept a paper document. Questions may be addressed to Graciela Etchart (360) 664-1310 or e-mail at <getchart@wutc.wa.gov>.

Your participation is welcomed via written comments and stakeholder workshops. Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rulemaking, including comments, will be posted on the Commission's web site as it becomes available. If you wish to receive further information on this rulemaking you may (1) call the Commission's Records Center at (360) 664-1234, (2) e-mail the Commission at <records@wutc.wa.gov>, or (3) mail written comments to the address below. When contacting the Commission, please refer to Docket No. UE-030423 to ensure that you are placed on the appropriate service list. The Commission's mailing address is:

Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, Washington 98504-7250

NOTICE

If you do not want to comment now, but do want to receive future information about this rulemaking, please notify the Secretary in one of the ways described above and ask to be included on the mailing list for Docket No. UE-030423. If you do not do this, you might not receive further information about this rulemaking.

Sincerely,

CAROLE J. WASHBURN
Secretary