

[Service Date August 19, 2005]

August 19, 2005

**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(By Monday, September 19, 2005)**

RE: Rulemaking to Consider Processes to Implement the Grade Crossing Protective Fund Grant Program, Docket No. TR-051060

TO INTERESTED PERSONS:

On August 19, 2005, the Washington Utilities and Transportation Commission (Commission) filed with the Code Reviser a Preproposal Statement of Inquiry (CR-101) to consider processes to be used to implement the Grade Crossing Protective Fund grant program. The CR-101, as filed with the Code Reviser, is available for inspection on the Commission's web site at www.wutc.wa.gov/051060. 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.

This inquiry will begin with the Commission's disbursement of funds from the grade crossing protective fund in Docket No. TR-031384¹ and determine whether the Commission should finalize the Policy Statement into rules. The Policy Statement can be found on the Commission's web site at www.wutc.wa.gov/051060.

¹ In 2003, the legislature enacted statutory changes to Chapter 81.53 RCW concerning the Grade Crossing Protective Fund. The Commission issued its Interpretive and Policy Statement on November 26, 2003, to implement the legislature's statutory changes for the biennium ending June 30, 2005.

WRITTEN COMMENTS

Written comments addressing processes on implementing the Grade Crossing Protective Fund Grant program must be filed with the Commission no later than **Monday, September 19, 2005**. 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 (TR-051060)
- 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/051060>.

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 Mike Rowsell at (360) 664-1265 or e-mail at mrowswel@wutc.wa.gov.

Your participation is welcomed via written comments. 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. TR-051060 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. TR-051060. If you do not do this, you might not receive further information about this rulemaking.

Sincerely,

CAROLE J. WASHBURN
Executive Secretary