



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Washington Utilities and Transportation Commission

Subject of possible rule making: This rulemaking inquiry would review WAC 480-120-450, Enhanced 9-1-1 (E911), obligations of local exchange companies, to consider, among other things, amendment of the current rule, or adoption of additional rules to address the allocation of Enhanced 911 implementation costs between local exchange telecommunications companies and Public Safety Answering Points. Docket No. UT-041629.

Statutes authorizing the agency to adopt rules on this subject: RCW 80.01.040, RCW 80.04.160.

Reasons why rules on this subject may be needed and what they might accomplish: On September 9, 2004, the E911 Emergency Division (EMD) of the Military Department filed a petition to amend WAC 480-120-450. The EMD petition asked the Commission to amend the rule to establish a uniform demarcation point in the E911 network for carrier cost recovery from Public Safety Answering Points (PSAPs). On October 29, 2004, the Commission denied the petition because EMD's petition did not provide sufficient information, including proposed rule language, to initiate a rulemaking under RCW 34.05.320. Instead, the Commission indicated that it would explore the questions raised by EMD's petition by filing a CR-101, Preproposal Statement of Inquiry, with the Code Reviser. Review of the current rule and consideration of additional rules on this subject could, among other things, establish a uniform method of allocating E-911 implementation costs between local exchange carriers and PSAPs.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Military Department, Emergency Management Division.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

The Commission anticipates one or more workshops.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Interested persons may file written comments **by December 10, 2004**, with the Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive, S.W., Olympia, Washington, 94504-1174; Telephone (360) 664-1234; Facsimile (360) 586-1150. Comments may also be provided by e-mail to records@wutc.wa.gov. For specific information regarding opportunities for written comment and to ensure receipt of further information concerning this rulemaking, please see the attachment to this form.

The Commission anticipates that it will host a stakeholder workshop on the subject of this rulemaking.

DATE
November 10, 2004

CAROLE J. WASHBURN

CODE REVISER USE ONLY

SIGNATURE

TITLE

Executive Secretary