



**PROPOSED RULE MAKING
(RCW 34.05.320)**

**CR-102 (7/22/01)
Do NOT use for expedited
rule making**

Agency: WUTC	<input checked="" type="checkbox"/> Original Notice <input type="checkbox"/> Supplemental Notice to WSR _____ <input type="checkbox"/> Continuance of WSR _____
<input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 01-12-102; or <input type="checkbox"/> Expedited Rule Making -- Proposed notice was filed as WSR _____; or <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4).	

(a) Title of rule: (Describe Subject) WAC 480-120-083 Cessation of Telecommunications Services. Commission Docket No. UT-010558

The proposed rule governs cessation of any telecommunications service, addresses situations where, due to business failure, or other reasons, firms stop providing service, and requires notice to customers and other effected persons.

The purpose of this proposed rule is to eliminate or reduce severe personal, economic, and social disruptions resulting from unannounced cessation of telecommunications services.

(b) Statutory authority for adoption: RCW 80.01.040(4) and RCW 80.04.160	Statute being implemented:
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(c) Summary: This proposed rule would require advance notice of cessation of any telecommunications service. Companies ceasing to provide service would be required to give notice to customers, underlying carriers, the number administrator, the E911 program, and the Commission. The proposed rule sets out required content of notices to each of these specific persons, including contact and technical information. In the case of voice services, automatic oral announcements are required. The proposal also cites other applicable rules.

Proposal:

1. Due to an increase in telecommunication company business failures, cessations, and reductions of service, this rule is needed to protect public health, safety, welfare and economic vitality. Consumers and businesses rely upon telecommunications services for access to emergency and E911 services, doctors, clergy, schools, businesses, customers, vendors, and community resources.

(d) Name of Agency Personnel Responsible for:	Office Location	Telephone
1. Drafting...Tom Wilson, Senior Policy Strategist	1300 S. Evergreen Park Dr. SW, Olympia, WA 98504-7250	(360) 664-1293
2. Implementation.... Carole J. Washburn, Secretary	1300 S. Evergreen Park Dr. SW, Olympia, WA 98504-7250	(360) 664-1174
3. Enforcement..... Carole J. Washburn, Secretary	1300 S. Evergreen Park Dr. SW, Olympia, WA 98504-7250	(360) 664-1174

(e) Name of proponent (person or organization): Washington Utilities and Transportation Commission

Private
 Public
 Governmental

(f) Agency comments or recommendations, if any, as to statutory language, implementation, enforcement and fiscal matters:
None

(g) Is rule necessary because of:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	If yes, ATTACH COPY OF TEXT Citation:
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	

(h) HEARING LOCATION: Commission Hearing Room Second Floor, Chandler Plaza 1300 S. Evergreen Park Drive SW Olympia, WA 98504-7250 Date: November 16, 2001 Time: 9:30 a.m. Assistance for persons with disabilities: Contact Mary DeYoung by November 14, 2001 TDD (360) 586-8203 or (360) 664-1133	Submit written comments to: Secretary, Docket No. UT-010558 Washington Utilities and Transportation Commission P.O. Box 47250 Olympia, WA 98504-7250 FAX (360)586-1150 By October 5, 2001
	DATE OF INTENDED ADOPTION: November 16, 2001
CODE REVISER USE ONLY	
NAME (TYPE OR PRINT) CAROLE J. WASHBURN	
SIGNATURE	
TITLE SECRETARY	
DATE September 5, 2001	

(j) Short explanation of rule, its purpose, and anticipated effects:

The proposed rule requires advance notice to customers, underlying carriers, the number administrator, the E911 program, and the Commission before cessation of any telecommunications service. This will enable transition to alternative arrangements, management of scarce number resources, emergency services planning and coordination, and effective Commission oversight because a) Companies will provide notice, and b) Consumers will be able to arrange alternate service.

Does proposal change existing rules? YES NO

If yes, describe changes:

(k) Has a small business economic impact statement been prepared under chapter 19.85 RCW?

X Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by writing to:

Carole J. Washburn, Secretary
P.O. Box 47250
Olympia, WA 98504-7250

telephoning: 360-664-1174
faxing: 360-586-1150

No. Explain why no statement was prepared

(l) Does RCW 34.05.328 apply to this rule adoption? Yes No

Please explain:

The Commission is not an agency to which RCW 34.05.328 applies. The proposed rules are not significant legislative rules as referenced in RCW 34.05.328(5).