



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: October 11, 2022

TIME: 12:11 PM

WSR 22-21-047

Agency: Utilities and Transportation Commission

Subject of possible rule making: *This is an amended version of the original CR-101 submitted to the code revisor on July 15, 2022. The amendment allows additional rulemaking related to motor common carrier and non-profit transportation provider surplus lines insurance rules. The purpose of this rulemaking is to consider revisions to insurance and safety regulations governing the operation of motor common carriers, household goods carriers, auto transportation companies, non-profit transportation providers, charter party and excursion service carriers, and solid waste collection companies in chapters 480-14, 480-15, 480-30, 480-31, and 480-70 of the Washington Administrative Code (WAC). This rulemaking is recorded as Docket T-220252 at the Utilities and Transportation Commission (UTC).

Statutes authorizing the agency to adopt rules on this subject: RCW 80.01.040, RCW 81.01.010, RCW 81.04.160, RCW 81.68.030, RCW 81.70.270, RCW 81.77.030, RCW 81.80.130, RCW 81.80.140, RCW 81.80.290, and RCW 34.05.365.

Reasons why rules on this subject may be needed and what they might accomplish: To address inconsistencies between the UTC's motor carrier safety rules, the Washington State Patrol's (WSP) rules in chapters 204 and 446 WAC, and Title 49 Code of Federal Regulations (C.F.R.) governing the passenger, household goods, and solid waste transportation industries.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The UTC adopts by reference several parts of Title 49 C.F.R. The Federal Motor Carrier Safety Administration and WSP also utilize parts of Title 49 C.F.R. to establish and enforce safety regulations on public highways in the state of Washington. The UTC partners with the FMCSA as well as the WSP to ensure intrastate regulated companies comply with all required safety standards.

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

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) The UTC will asked for initial written comments on the CR-101 by August 15, 2022, and will

conduct a stakeholder workshop on October 11, 2022. During and after the rulemaking the UTC will consider interested parties input and prepare draft rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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TTY:

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Other:

(If necessary)

Name:

Address:

Phone:

Fax:

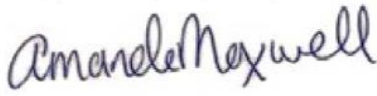
TTY:

Email:

Web site:

Other:

Additional comments:

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| Date: October 11, 2022 | Signature:  |
| Name: Amanda Maxwell | |
| Title: Executive Director and Secretary | |