

Agenda Date: December 10, 2004
Item Number: C2

Docket: UT-040015

Subject: Rulemaking to Consider Corrections and Changes to Rules in Chapter 480-120 WAC, Chapter 480-122 WAC, and Chapter 480-80 WAC Relating to Telecommunications

Staff: Sharyn Bate, Regulatory Analyst
Karen Caillé, Administrative Law Judge
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Glenn Blackmon, Regulatory Services – Acting Director

Discussion:

On August 18, 2004, the Commission filed with the Code Reviser a CR-102 (Notice of Proposed Rulemaking) proposing the repeal or amendment of numerous rules in the three chapters identified in the CR-101. The CR-102 provided notice of an adoption hearing on September 22, 2004, and stated the Commission's intention to adopt rules on that date.

Following the September 22, 2004, open meeting, the Commission decided that WAC 480-120-147, Changes in local exchange and intrastate toll services, required language to be added that would make a substantial change from the CR-102 proposal. Staff worked with stakeholders to revise the language.

On November 1, 2004, the Commission filed a Supplemental CR-102 (Notice of Proposed Rulemaking) proposing to revise WAC 480-120-147. The proposed language would:

- Establish time for local exchange companies to lift a freeze, establish a time limit to submit a change order, to be consistent with the federal rule
- Make grammar changes
- Change the term 'customer' to 'subscriber' throughout section to parallel the Federal Communications Commission (FCC) term.

The Supplemental CR-102 also proposes repealing WAC 480-120-322, Retaining and preserving records and reports, and adopting WAC 480-120-349, Retaining and preserving records and reports, thus changing the section number to parallel the reorganization of rule sections in Docket A-021178.

The Supplemental CR-102 provided notice of an adoption hearing on December 10, 2004, and stated the Commission's intention to adopt rules on that date. The notice also provided opportunity for stakeholders to submit written comments. The Commission received one comment on rules presented at the September 22, 2004, open meeting. No comments were received on the supplemental rule sections.

The proposed rules as filed with the Code Reviser are in Attachment A.

Attachment