



**PROPOSED RULE MAKING
(RCW 34.05.320)**

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

Agency: Washington Utilities and Transportation Commission

Original Notice

 Supplemental Notice to WSR _____
 Continuance of WSR _____

X Preproposal Statement of Inquiry was filed as WSR 00-02-010; or
 Expedited Rule Making -- Proposed notice was filed as WSR _____; or
 Proposal is exempt under RCW 34.05.310(4).

(a) Title of rule: Chapter 480-121 WAC Registration, competitive classification, and initial price lists of telecommunications companies, WAC 480-120-052 Prepaid calling services, and WAC 480-120-058 Protection of customer prepayments
Commission Docket No. UT-991922

Purpose: The proposed rules would streamline the filing process for applications for registration, petitions for competitive classification, and initial price lists, and allow for electronic filings. The proposal would also substantially reduce the requirements to offer prepaid calling services. Finally, the proposal would implement the requirements of the Governor's Executive Order 97-02 by reviewing the rules for need, effectiveness and efficiency, clarity, intent and statutory authority, and cost and fairness
Other identifying information:

(b) Statutory authority for adoption: RCW 80.01.040 and RCW 80.04.160 Statute being implemented:

(c) Summary:
See section (j) below:

Reasons supporting proposal:

(d) Name of Agency Personnel Responsible for:	Office Location	Telephone
1. Drafting.....Teri Wallace,	1300 S. Evergreen Park Dr. S.W., Olympia, WA 98504-7250	360-664-4891
2. Implementation.... Carole J. Washburn, Secretary,	1300 S. Evergreen Park Dr. S.W., Olympia, WA 98504-7250	360-664-1174
3. Enforcement..... Carole J. Washburn, Secretary,	1300 S. Evergreen Park Dr. S.W., 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 Building
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7250

Date: December 12, 2001 Time: 9:30 a.m.

Assistance for persons with disabilities: Contact
Mary DeYoung by Monday, December 10, 2001

TDD (360) 586-8203 or (360) 664-1133

Submit written comments to:
Secretary, Docket No. UT-991922
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, Washington 98504-7250
Fax: (360) 586-1150 By: November 28, 2001

DATE OF INTENDED ADOPTION: December 12, 2001

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)
CAROLE J. WASHBURN

SIGNATURE

TITLE DATE
SECRETARY November 7, 2001

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

The proposed rules would implement requirements under the Governor's Executive Order 97-02, and would eliminate obsolete rules, reduce preparation time by the applicant and the Commission, express the rules in a clear and concise manner and would allow for new technology that is more efficient and effective. Among other improvements, the proposal would streamline the filing process for applications for registration, petitions for competitive classification, and initial price lists, and allow for electronic filings. In addition, the proposal would substantially reduce the requirements to offer prepaid calling services.

Does proposal change existing rules? YES NO If yes, describe changes:

The proposal would change the title of Chapter 480-121 WAC – Registration, competitive classification and price lists of telecommunications companies to Registration, competitive classification, and initial price lists of telecommunications companies.

The proposal would delete WAC 480-121-023 (When a supplemental application is required). An Applicant would not need to file a supplemental application under the proposed rules.

In addition, the proposal renumbers certain existing rules as follows:

Repealed

WAC 480-121-010 Filing of registration application, competitive classification petition, and price list.
WAC 480-121-030 Additional information.
WAC 480-121-050 Cancellations.
WAC 480-121-070 Petition for competitive classification.

Same Language Adopted as

WAC 480-121-020 Requirements for applications for registration, petitions for competitive classification, and initial price lists.
WAC 480-121-016 Additional requirements.
WAC 480-121-026 Rejecting a filing.
WAC 480-121-061 General requirements to classify a Telecommunications company as Competitive or to classify a service Provided by a telecommunications Company as competitive.

The proposal would delete WAC 480-121-023 (when a supplemental application is required). Accordingly, an Applicant would not need to file a supplemental application under the proposed rules.

The proposal would add the following rules:

WAC 480-121-011 Application of rules.
WAC 480-121-016 Additional requirements.
WAC 480-121-017 Severability.
WAC 480-121-018 Delivery of a filing.

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

Yes. Attach copy of small business economic impact statement.
A copy of the statement may be obtained by writing to:

telephoning: ()
faxing: ()

No. Explain why no statement was prepared

The proposed rules implement state law, limit the companies that must file, and reduce the amount of information to be filed. Further, the proposed rules eliminate obsolete rules, modify rules to reduce preparation time, and express the rules in clear and concise language. Because there will not be any increase in cost resulting from the these proposed rules, an SBEIS is not required.

(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).