



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Washington Utilities and Transportation Commission

- | | |
|--|--|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 13-20-127 ; or | <input type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____ ; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1). | <input checked="" type="checkbox"/> Continuance of WSR 14-18-084 |

Title of rule and other identifying information: (Describe Subject)

Chapter 480-109 WAC: Electric Companies—Acquisition of Minimum Quantities of Conservation and Renewable Energy as Required by the Energy Independence Act (Chapter 19.285 RCW). The rulemaking is assigned Docket UE-131723.

Hearing location(s):

Date: _____ Time: _____

Submit written comments to:

Name:

Address:

e-mail _____

fax () _____ by (date) _____

Assistance for persons with disabilities: Contact

_____ by _____

TTY () _____ or () _____

Date of intended adoption: May 15, 2015

(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The Energy Independence Act provides that the Washington Utilities and Transportation Commission (Commission) “may adopt rules to ensure the proper implementation and enforcement of this chapter as it applies to investor-owned utilities.” (RCW 19.285.080) The Commission initiated an inquiry to determine whether revised regulations were needed to ensure that the renewable resource and conservation requirements were properly implemented and enforced and whether revised rules would further the objectives of the Act; promote energy independence in the state and the Pacific Northwest region; stabilize electricity prices for Washington residents; provide economic benefits for Washington counties and farmers; create high-quality jobs in Washington; provide opportunities for training apprentice workers in the renewable energy field; protect clean air and water; and position Washington state as a national leader in clean energy technologies.

The Commission considered adoption of proposed rules in WAC 480-109 at a rulemaking hearing on November 5, 2014. The Commission amended, adopted, and repealed certain rules in WAC 480-109 implementing RCW 19.285 the Energy Independence Act and filed its Adoption Order with the Code Reviser on March 12, 2015. In the Adoption Order the Commission defers consideration of WAC 480-109-300, a reporting requirement for energy and emissions intensity metrics.

The purposes of this continuance of WSR 14-18-084 is to provide notice of the Commission’s intended date of adoption of WAC 480-109-300 with the Code Reviser. The Commission does not intend to hold any further rule adoption hearing on this section.

Reasons supporting proposal: See above

Statutory authority for adoption: RCW 80.01.040, RCW 80.04.160, and RCW 19.285.080(1) and (4)

Statute being implemented: N/A

Is rule necessary because of a:

- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION: _____

DATE
March 12, 2015

NAME (type or print)
Steven V. King

SIGNATURE

TITLE
Executive Director and Secretary

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

DATE: March 12, 2015

TIME: 9:46 AM

WSR 15-07-044

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization)

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... David Nightingale	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1154
Implementation.... Steven V. King	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1115
Enforcement..... Steven V. King	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1115

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

The proposed rule require investor-owned utilities, none of which qualify as a small business, to acquire certain minimum amounts of renewable resources and all cost-effective, reliable and available conservation. Because the proposed rule will not increase costs to small businesses, an SBEIS is not required under RCW 19.85.030(1).

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain:

The Commission is not an agency to which RCW 34.05.328 applies. The proposed rule is not a significant legislative rule of the sort referenced in RCW 34.05.328(5).