



# PROPOSED RULE MAKING (RCW 34.05.320)

## CR-102 (7/10/97)

Do NOT use for expedited adoption

**Agency:** WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

**Original Notice**

**Preproposal State of Inquiry was filed as WSR 99-19-086\_;** or  
 **Expedited Adoption--Proposed Rule Making notice was filed as WSR \_\_\_\_\_;** or  
 **Proposal is exempt under RCW 34.05.310(4).**

**Supplemental Notice to WSR \_\_\_\_\_**

**Continuance of WSR \_\_\_\_\_**

**(a) Title of rule: (Describe Subject)** Chapter 480-80 WAC Utilities General - Tariffs

Commission Docket No. U-991301

**Purpose:** To provide clarity and better organization, and to facilitate the use of these rules by industries, the public, and the Commission, the proposal would repeal WACs from some chapters and adopt them in other chapters. Chapter 480-80 would be renamed and a new subsection added to WAC 480-80-010 Application of Rules to assure previously granted exemptions from Chapter 480-80 do not apply to price lists and contracts.

**Other Identifying Information:**

**(b) Statutory authority for adoption:**

RCW 80.01.040 - General  
RCW 80.04.160 - Utility

**Statute being implemented:**

**(c) Summary:** See section (j) below.  
**Reasons supporting proposal:**

**(d) Name of Agency Personnel Responsible for:**

**Office Location**

**Telephone**

1. **Drafting.....** Fred Ottavelli, 1300 S. Evergreen Park Drive S.W., Olympia, WA 98503

360-664-1297

2. **Implementation...** Carole J. Washburn, Secretary, 1300 S. Evergreen Park Drive S.W., Olympia, WA 98503 360-664-1174

3. **Enforcement.....** Carole J. Washburn, Secretary, 1300 S. Evergreen Park Drive S.W., Olympia, WA 98503 360-664-1174

**(e) Name of proponent (person or organization)**

**Private**

Washington Utilities and Transportation Commission

**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?**  Yes  No **If yes, ATTACH COPY OF TEXT**

**Federal Court Decision?**  Yes  No **Citation:**

**State Court Decision?**  Yes  No

**(h) HEARING LOCATION:**

Commission Hearing Room  
Second Floor, Chandler Plaza Building  
1300 S. Evergreen Park Drive S.W.  
Olympia, WA 98504

**Date:** March 14, 2001 **Time:** 9:30 a.m.

**Submit written comments to:** Carole J. Washburn, Secretary, P. O. Box 47250, Olympia, WA 98504 or E-mail to <records@wutc.wa.gov>. Please include Docket No. U-991301 in your communication.  
**FAX (360) 586-1150 By (date) January 24, 2001**

**DATE OF INTENDED ADOPTION:** March 14, 2001

**Assistance for persons with disabilities:**

**Contact** Pat Valentine **by** Monday, March 12, 2001  
**TDD (360) 586-8203 or (360) 664-1133**

**CODE REVISER USE ONLY**

**NAME (TYPE OR PRINT)**

CAROLE J. WASHBURN

**SIGNATURE**

**TITLE**  
SECRETARY

**DATE**

(COMPLETE REVERSE SIDE)

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

To meet the criteria for Executive Order 97-02, a review was conducted on the following utility industry rules for clarity:

- Chapter 480-90 Gas Companies – Operations
- Chapter 480-100 Electric Companies – Operations
- Chapter 480-120 Telecommunications – Operations
- Chapter 480-80 Commission General – Tariffs, and
- Chapter 480-121 Telecommunications – Registration, Competitive Classification and Price Lists of Telecommunications Companies.

WACs will be repealed from some chapters and adopted in other chapters for better organization and to facilitate the use of these rules by industries, the Commission, and the public.

There is no proposed change in language other than the change in the title of Chapter 480-80 and the new subsection added to WAC 480-80-010 Application of Rules to assure previously granted exemptions from Chapter 480-80 do not apply to price lists and contracts.

The title of Chapter 480-80 Utilities General - Tariffs would be changed to:  
Utilities General – Tariffs, Price Lists, and Contracts.

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

The proposal would repeal existing rules in Chapters listed above, and adopt those rules in other Chapters with no proposed change in language as set forth below:

**Repealed**

- 480-80-047** Access charges.
- 480-80-048** Collective consideration of Washington intrastate rate, tariff, or service proposals.
- 480-80-049** Caller identification service.
- 480-80-120** Notice to the public of tariff changes.
- 480-80-120** Notice to the public of tariff changes.
- 480-80-120** Notice to the public of tariff changes.
- 480-80-390** Mandatory cost changes for telecommunications companies.
- 480-120-027** Price Lists
- 480-120-066** Contract for service.
- 480-90-061** Contract for service.
- 480-100-061** Contract for service.
- 480-120-022** Classification proceedings.
- 480-120-023** Content of petition for classification of competitive telecommunications services and companies.
- 480-120-024** Waiver of regulatory requirements for competitive telecommunications companies.
- 480-120-025** Investigations.

**Same Language Adopted as**

- 480-120-541** Access charges.
- 480-120-542** Collective consideration of Washington intrastate rate, tariff, or service proposals.
- 480-120-543** Caller identification service.
- 480-90-193** Notice to the public of tariff changes.
- 480-100-193** Notice to the public of tariff changes.
- 480-120-043** Notice to the public of tariff changes.
- 480-120-544** Mandatory cost changes for telecommunications companies.
- 480-80-035** Price lists.
- 480-80-325** Contract for service.
- 480-80-326** Contract for gas and electric service. Included in above.
- 480-121-061** Classification proceedings.
- 480-121-062** Content of petition for classification of competitive telecommunications services and companies.
- 480-121-063** Waiver of regulatory requirements for competitive telecommunications companies.
- 480-121-064** Investigations.

The proposed change to WAC 480-80-010 Application of Rules adds a new subsection:

(4) Exemptions from the entirety of chapter 80 granted before the adoption of sections 480-80-035 and 480-80-325 do not include an exemption from these rules.

**(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.**

Since this is an administrative procedure, repealing WACs in one chapter and adopting them in their entirety in another chapter, the agency does not believe that any increase in cost will result.

**(I) 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.