

**WAC 480-110-255 Jurisdiction.** (1) The commission only regulates investor-owned water companies that:

(a) Own, operate, control, or manage one or more water systems; except that control or management does not include management by a satellite management agency as defined in chapter [70.116](#) RCW if the satellite management agency is not an owner of the water company.

(b) Meet jurisdictional thresholds of one hundred or more customers, or ~~receive~~has average revenue of more than four hundred ~~twenty-nine~~sixty dollars per customer per year.

<b>If a water company serves customers</b>	<b>and <del>receives</del><u>has</u> average annual revenue per customer</b>	<b>commission regulation</b>
<del>99 or less</del>	<del>less than \$429</del>	<del>No</del>
<u>99 or less</u>	<u>\$460 or less</u>	<u>No</u>
<del>99 or less</del>	<del>\$429 or more</del>	<del>Yes</del>
<u>99 or less</u>	<u>more than \$460</u>	<u>Yes</u>
<del>100 or more</del>	<del>less than \$429</del>	<del>Yes</del>
<u>100 or more</u>	<u>\$460 or less</u>	<u>Yes</u>
<del>100 or more</del>	<del>\$429 or more</del>	<del>Yes</del>
<u>100 or more</u>	<u>more than \$460</u>	<u>Yes</u>

(2) The commission does not regulate the following providers of water service:

(a) Cities, towns, or counties.

(b) Public utility districts.

(c) Water districts.

(d) Local improvement districts.

(e) Homeowner associations, cooperatives and mutual corporations, or similar entities that provide service only to their owners or members.

(f) Homeowner associations, cooperatives and mutual corporations, or similar entities that provide service to nonmembers unless they serve one hundred or more nonmembers, or charge nonmembers more than four hundred ~~twenty-nine dollars~~sixty dollars average annual revenue per nonmember.

(g) Entities or persons that provide water only to their tenants as part of the business

of renting or leasing.

This may include:

- (i) Apartment buildings.
- (ii) Mobile home parks.
- (iii) Manufactured home rental communities.
- (iv) Office complexes.
- (v) Commercial or industrial parks.

(3) To determine jurisdiction, the commission considers only those customers receiving water. The commission does not consider customers who do not receive water, such as customers who have paid:

- (a) Water-availability letter fees.
- (b) Standby charges.
- (c) System-readiness fees.
- (d) Ready-to-serve charges.

(4) To calculate the average annual revenue per customer, the commission considers only the charges that water-receiving customers ~~pay on a monthly~~ are billed on a recurring basis, other than contributions in aid of construction. For example, this includes money ~~paid~~ billed for flat-rate service or the metered base-charge and all usage charges.

(a) The commission does not include charges paid by customers who do not receive water, such as:

- (i) Water availability letter fees.
- (ii) Standby charges.
- (iii) System-readiness fees.
- (iv) Ready-to-serve charges.

(b) The commission does not consider contributions in aid of construction in determining jurisdiction. These contributions can be money, services or property. Payments can be made in a lump sum or financed over time. Examples of contributions in aid of construction include payments for:

- (i) Connection to system.
- (ii) Meter installation.
- (iii) System buy-in.
- (iv) Facilities charges.
- (v) Assessments for capital plant and equipment.

(5) The following example shows how to calculate the average annual revenue per customer for two hypothetical customers. The data for each customer are provided at the end of the example:

- (a) Select the most recent twelve consecutive months.

~~Example: February 1999 through January 2000.~~

Example: February 2003 through January 2004.

(b) For each customer who received water service during the twelve-month period, add the amount the customer ~~paid to~~ was billed by the water company for items other than contribution in aid of construction items.

~~Example: Customer A paid \$340.~~

Example: Customer A billed \$340.

~~Customer B paid \$283.~~

Customer B billed \$283.

(c) For each customer who received water service during the twelve-month period, add the number of months the customer received water service.

Example: Customer A received water service for twelve months.

Customer B received water service for nine months.

- (d) Total the amount ~~paid by~~ billed the customers during the twelve-month period.

Example:

	<u>Paid to Water Company During the Twelve-Month Period</u>		<u>Billed by the Water Company During the Twelve-Month Period</u>
Customer A	\$340		
Customer B	+ \$283		
<del>Total Paid During Twelve-</del>	<del>\$623</del>		
<u>Month Period</u>			
<u>Total Billed During Twelve-</u>	<u>\$623</u>		
<u>Month Period</u>			

(e) Total the number of months each customer received water service.

Example:

	<u>Number of Months Received Water Service During the Twelve-Month Period</u>
Customer A	12
Customer B	+ 9
Total Months Received Water Service During the Twelve-Month Period	21

(f) Calculate the "Average Monthly Revenue Per Customer": Divide the "Total Paid Billed During the Twelve-Month Period" by the "Total Months Received Water Service During the Twelve-Month Period."

Example:

<u>Total Paid During the Twelve-Month Period</u>	-	<u>\$623</u>	-
<u>Total Billed During the Twelve-Month Period</u>	-	<u>\$623</u>	-
Total Months	÷	<u>21</u>	

Received Water Service During the Twelve-Month Period

Average Monthly Revenue Per Customer \$29.67

(g) Calculate the "Average Annual Revenue Per Customer": Multiply the "Average Monthly Revenue Per Customer" times 12 months.

(A)	Average Monthly Revenue Per Customer		\$29.67
	Months in a Year	x	<u>12</u>
(B)	Average Annual Revenue Per Customer		\$356.04

DATA USED IN THE EXAMPLE

TO CALCULATE

AVERAGE ANNUAL REVENUE PER CUSTOMER

Example --

Customer A

	Ready-to- Standby <u>Charge</u>	Serve <u>Charge</u>	Connection <u>Charge</u>	Facilities <u>Charge</u>	Meter Base <u>Charge</u>	Meter Usage <u>Charge</u>	
<u>Receive Water Service</u>	No	No	Yes	Yes	Yes	Yes	
<u>Contribution in Aid of Construction</u>	No	No	Yes	Yes	No	No	
<u>Year</u>	<u>Month</u>	-	-	-	-	-	<u>Total</u>
		-	-	-	-	-	<u>Paid</u>
		-	-	-	-	-	<u>Billed</u>
1997	February				\$20	\$4	\$24
1997	March				\$20	\$5	\$25
1997	April				\$20	\$2	\$22
1997	May				\$25	\$5	\$30
1997	June				\$25	\$6	\$31
1997	July				\$25	\$12	\$37
1997	August				\$25	\$6	\$31
1997	September				\$25	\$4	\$29

1997	October					\$25	\$4	\$29
1997	November					\$25	\$3	\$28
1997	December					\$25	\$2	\$27
1998	January					<u>\$25</u>	<u>\$2</u>	<u>\$27</u>
		\$0	\$0	\$0	\$0	\$285	\$55	\$340

Number of months service		12	
	Not Receiving Water		\$0
	Receiving Water - Contribution in Aid of Construction		\$0
	Receiving Water - Other than Contribution in Aid of Construction		<u>\$340</u>
	<u>Total customer paid during period</u>	-	<u>\$340</u>
	<u>Total customer billed during period</u>	-	<u>\$340</u>

DATA USED IN THE EXAMPLE

TO CALCULATE

AVERAGE ANNUAL REVENUE PER CUSTOMER

Example --

Customer B

	Standby	Ready-to-Serve Charge	Connection Charge	Facilities Charge	Meter Base Charge	Meter Usage Charge	Total	
<u>Receive Water Service</u>	No	No	Yes	Yes	Yes	Yes		
<u>Contribution in Aid of Construction</u>	No	No	Yes	Yes	No	No		
<u>Year</u>	<u>Month</u>	-	-	-	-	-	<u>Paid</u>	
<u>Year</u>	<u>Month</u>	-	-	-	-	-	<u>Billed</u>	
1997	February	\$7					\$7	
1997	March	\$7					\$7	
1997	April		\$12				\$12	
1997	May			\$300	\$4,500	\$25	\$5	\$4,830
1997	June				\$25	\$4	\$29	
1997	July				\$25	\$3	\$28	
1997	August				\$25	\$12	\$37	
1997	September				\$25	\$10	\$35	

1997	October					\$25	\$15	\$40
1997	November					\$25	\$5	\$30
1997	December					\$25	\$2	\$27
1998	January					<u>\$25</u>	<u>\$2</u>	<u>\$27</u>
		\$14	\$12	\$300	\$4,500	\$225	\$58	\$5,109
	Number of months service					9		
							Not Receiving Water	\$26
							Receiving Water - Contributions in Aid of Construction	\$4,800
							Receiving Water - Other than Contribution in Aid of Construction	<u>\$283</u>
							<u>Total customer paid during period</u>	- \$5,109
							<u>Total customer billed during period</u>	- \$5,109

(h) To ensure that all customers are treated equitably, the commission will impute the same rates to any customers receiving free or reduced service that apply to other customers receiving comparable service on the same system.