

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Amending and Adopting	)	DOCKET A-151884
	)	
Several rules in Title 480 WAC	)	GENERAL ORDER R-585
	)	
Relating to adoption-by-reference date revisions	)	ORDER AMENDING AND ADOPTING RULES PERMANENTLY
.....	)	

1     **STATUTORY OR OTHER AUTHORITY:** The Washington Utilities and Transportation Commission (Commission) takes this action under Notice WSR # 15-23-104 for an expedited rulemaking, filed with the Code Reviser on November 18, 2015. The Commission has authority to take this action pursuant to RCW 80.01.040, RCW 80.04.160, RCW 81.04.160, and RCW 34.05.353.

2     **STATEMENT OF COMPLIANCE:** This proceeding complies with the Administrative Procedure Act (RCW 34.05), the State Register Act (RCW 34.08), the State Environmental Policy Act of 1971 (RCW 43.21C), and the Regulatory Fairness Act (RCW 19.85).

3     **DATE OF ADOPTION:** The Commission adopts this rule on the date this Order is entered.

4     **CONCISE STATEMENT OF PURPOSE AND EFFECT OF THE RULE:** RCW 34.05.325(6) requires the Commission to prepare and publish a concise explanatory statement about an adopted rule. The statement must identify the Commission’s reasons for adopting the rule, describe the differences between the version of the proposed rules published in the register and the rules adopted (other than editing changes), summarize the comments received regarding the proposed rule changes, and state the Commission’s responses to the comments reflecting the Commission’s consideration of them.

<p>OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED</p> <p><b>DATE: February 09, 2016</b> <b>TIME: 1:24 PM</b> <b>WSR 16-05-035</b></p>
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5 The Commission adopts these rules to incorporate by reference federal rules and national standards pertaining to motor carriers, household goods carriers, auto transportation companies, private and nonprofit transportation providers, railroad companies, solid waste and/or refuse collection companies, hazardous liquid pipeline companies, gas companies, and electric companies. There are no differences between the text of the proposed rules as published in the register and the text of the rules as adopted. The Commission did not receive any comments on the proposed rules.

6 **REFERENCE TO AFFECTED RULES:** This Order amends the following sections of the Washington Administrative Code:

Rule Changes			
Action	WAC No.	Rule Title	Changes
<b>Chapter 480-14 WAC, Motor Carriers Excluding Household Goods Carriers and Common Brokers</b>			
Amend	480-14-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>Title 49, Code of Federal Regulations,</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following:                             <ul style="list-style-type: none"> <li>- Part 171 – General Information, Regulations and Definitions – see Note 1.</li> <li>- Part 172 – Hazardous Materials Table, etc. – see Note 2.</li> <li>- Part 173 – Shippers General Requirements for Shipping and Packages – see Note 3.</li> </ul> </li> </ul>
<b>Chapter 480-15 WAC, Household Goods Carriers</b>			
Amend	480-15-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2015</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations,</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following:                             <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – See Note 4.</li> </ul> </li> </ul>

			<ul style="list-style-type: none"> <li>- Part 375 –Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – see Note 5.</li> <li>- Part 379 – Preservation of Records – no changes since last adoption.</li> <li>- Part 380 – Special Training Requirements – no changes since last adoption.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – no changes since last adoption.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 6.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 7.</li> <li>- Part 390 – Safety Regulations, General – see Note 8.</li> <li>- Part 391 – Qualification of Drivers – see Note 9.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 10.</li> <li>- Part 393 – Parts and Accessories Necessary for Safe Operation – See Note 11.</li> <li>- Part 395 – Hours of Service of Drivers – see no changes since last adoption.</li> <li>- Part 396 – Inspection, Repair and Maintenance –no changes since last adoption.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 12.</li> </ul>
<b>Chapter 480-30 WAC, Auto Transportation Companies</b>			
Amend	480-30-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2015</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations,</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and</li> </ul> </li> </ul>

			<p>Alcohol Testing Programs – See Note 4.</p> <ul style="list-style-type: none"> <li>- Part 375 –Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – see Note 5.</li> <li>- Part 379 – Preservation of Records – no changes since last adoption.</li> <li>- Part 380 – Special Training Requirements – no changes since last adoption.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – no changes since last adoption.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 6.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 7.</li> <li>- Part 390 – Safety Regulations, General – see Note 8.</li> <li>- Part 391 – Qualification of Drivers – see Note 9.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 10.</li> <li>- Part 393 – Parts and Accessories Necessary for Safe Operation – see Note 11.</li> <li>- Part 395 – Hours of Service of Drivers – see no changes since last adoption.</li> <li>- Part 396 – Inspection, Repair and Maintenance –no changes since last adoption.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 12.</li> </ul>
<b>Chapter 480-31 WAC, Private, Nonprofit Transportation Providers</b>			
Amend	480-31-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2015</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations,</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following:</li> </ul>

			<ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – see Note 4.</li> <li>- Part 375 –Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – see Note 5.</li> <li>- Part 379 – Preservation of Records – no changes since last adoption.</li> <li>- Part 380 – Special Training Requirements – no changes since last adoption.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – no changes since last adoption.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 6.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 7.</li> <li>- Part 390 – Safety Regulations, General – see Note 8.</li> <li>- Part 391 – Qualification of Drivers – see Note 9.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 10.</li> <li>- Part 393 – Parts and Accessories Necessary for Safe Operation – See Note 11.</li> <li>- Part 395 – Hours of Service of Drivers – see no changes since last adoption.</li> <li>- Part 396 – Inspection, Repair and Maintenance –no changes since last adoption.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 12.</li> </ul>
<b>Chapter 480-62 WAC, Railroad Companies – Operations</b>			
Amend	480-62-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following: <ul style="list-style-type: none"> <li>- Part 171 - General Information, Regulations, and Definitions – see Note 1.</li> </ul> </li> </ul>

			<ul style="list-style-type: none"> <li>- Part 172 - Emergency Response Information, Training Requirements, and Security Plans – see Note 2.</li> <li>- Part 173 - Shippers General Requirements for Shipments and Packages – see Note 3.</li> <li>- Part 174 - Carriage by Rail – See Note 13.</li> <li>- Part 178 – Specifications for Packagings – No changes made since last adoption date.</li> <li>- Part 179 - Specifications for Tank Cars – No changes made since last adoption date.</li> <li>- Part 209 - Railroad Safety Enforcement Procedures – no changes since last adoption date.</li> <li>- Part 211 - Rules of Practice – No changes made since last adoption date.</li> <li>- Part 212 - State Safety Participation Regulations – No changes made since last adoption date.</li> <li>- Part 213 - Track Safety Standards – No changes since last adoption date.</li> <li>- Part 214 - Railroad Workplace Safety – see Note 17.</li> <li>- Part 217 - Railroad Operating Rules – No changes made since last adoption date.</li> <li>- Part 218 - Railroad Operating Practices – No changes made since last adoption date.</li> <li>- Part 219 - Control of Alcohol and Drug Use – No changes made since last adoption date.</li> <li>- Part 220 - Railroad Communications – No changes made since last adoption date.</li> <li>- Part 221 - Rear-end Marking Device – No changes made since last adoption date.</li> <li>- Part 225 - Railroads accidents/incidents – No changes made since last adoption date.</li> <li>- Part 228 - Hours of Service of Railroad Employees – No changes</li> </ul>
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			<p>made since last adoption date.</p> <ul style="list-style-type: none"> <li>- Part 234 - Grade Crossing Signal System Safety- See Note 18.</li> <li>- Part 239 - Passenger Train Emergency Preparedness – No changes made since last adoption date.</li> <li>- Part 240 - Qualification and Certification of Locomotive Engineers – No changes made since last adoption date.</li> <li>- Part 570 – Vehicle In Use Inspection Standards – No changes made since last adoption.</li> </ul>
<b>Chapter 480-70 WAC, Solid waste and/or refuse collection companies</b>			
Amend	480-70-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2015</b> – No significant changes – new edition of previously-adopted reference.</li> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2015</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 40 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following: <ul style="list-style-type: none"> <li>- Part 262 – Standards Applicable to Generators of Hazardous Waste – see Note 19.</li> </ul> </li> <li>• <b>Title 49 Code of Federal Regulations,</b> Amends the effective date of adoption to <b>October 6, 2015</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – no changes since last adoption.</li> <li>- Part 171 – General Information, Regulations and Definitions – see Note 1.</li> <li>- Part 172 – Hazardous Materials Table, etc. – see Note 2.</li> <li>- Part 173 – Shippers General Requirements for Shipping and</li> </ul> </li> </ul>

			<p>Packages – see Note 3.</p> <ul style="list-style-type: none"> <li>- Part 174 – Carriage by Rail – see Note 13.</li> <li>- Part 175 – Carriage by Aircraft – see Note 14.</li> <li>- Part 176 – Carriage by Vessel – see Note 15.</li> <li>- Part 177 – Carriage by Public Highway - No changes from last adoption.</li> <li>- Part 178 – Specifications for Packagings - No changes from last adoption</li> <li>- Part 179 – Specifications for Tank Cars - see Note 16.</li> <li>- Part 180 – Continuing Qualification and Maintenance of Packagings - No changes from last adoption.</li> <li>- Part 375 –Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – see Note 5.</li> <li>- Part 379 – Preservation of Records – no changes since last adoption.</li> <li>- Part 380 – Special Training Requirements – no changes since last adoption.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – no changes since last adoption.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 6.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 7.</li> <li>- Part 390 – Safety Regulations, General – see Note 8.</li> <li>- Part 391 – Qualification of Drivers – see Note 9.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 10.</li> <li>- Part 393 – Parts and Accessories Necessary for Safe Operation – see Note 11.</li> <li>- Part 395 – Hours of Service of Drivers – see no changes since last adoption.</li> </ul>
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			<ul style="list-style-type: none"> <li>- Part 396 – Inspection, Repair and Maintenance –no changes since last adoption.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 12.</li> </ul>
<b>Chapter 480-75 WAC, Hazardous Liquid Pipeline - Safety</b>			
Amend	480-75-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations</b> Amends the effective date of adoption to <b>March 6, 2015</b>, for the following: <ul style="list-style-type: none"> <li>- Part 195 - Transportation of Hazardous Liquids by Pipeline – no changes since last edition.</li> <li>- Part 199 – Drug and Alcohol Testing- no changes since last edition.</li> </ul> </li> </ul>
<b>Chapter 480-90 WAC, Gas Companies - Operations</b>			
Amend	480-90-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> <ul style="list-style-type: none"> <li>- Amends the effective date of adoption to April 1, 2015 for the entire chapter. – see Note 20.</li> </ul> </li> </ul> <p>2. Adoption by Reference text changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> <ul style="list-style-type: none"> <li>- Amends section (1)(d) to rephrase the availability of the resource at Government Printing Office and include “It is also available for inspection at the commission branch of the state library.” – see Note 21.</li> </ul> </li> <li>• <b>Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities</b> Amends section (2)(c) to include the internet address for NARUC publications store <a href="http://www.naruc.org/Store">http://www.naruc.org/Store</a> and add “It is also available for inspection at the commission branch of the state library.” – see Note 22.</li> </ul>
<b>Chapter 480-93 WAC, Gas Companies - Safety</b>			
Amend	480-93-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations</b> Amends the effective date of adoption to <b>March 11, 2015</b>, for the following:</li> </ul>

			<ul style="list-style-type: none"> <li>- Part 191 – Report Forms – no change since last edition.</li> <li>- Part 193 - Liquefied Natural gas and Facilities- no change since last edition</li> <li>- Part 192 – Transportation of Natural and Other Gas by Pipeline- See Note 23.</li> </ul>
<b>Chapter 480-100 WAC, Electric Companies - Operations</b>			
Amend	480-100-999	Adoption by reference	<ol style="list-style-type: none"> <li>1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> Amends the effective date of adoption to April 1, 2015 for the entire chapter. – See Note 24.</li> <li>• <b>The National Electrical Code</b> <ul style="list-style-type: none"> <li>- Amends the effective date of adoption to <b>September 3, 2014</b>. – See Note 25.</li> </ul> </li> </ul> </li> <li>2. Adoption by Reference text changed as follows: <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> <ul style="list-style-type: none"> <li>- Amends section (1)(d) to rephrase the availability of the resource at Government Printing Office. – See Note 26.</li> </ul> </li> <li>• <b>Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities</b> <ul style="list-style-type: none"> <li>- Amends section (2)(c) to include the internet address for NARUC publications store <a href="http://www.naruc.org/Store">http://www.naruc.org/Store</a> and add “It is also available for inspection at the commission branch of the state library.” – See Note 27.</li> </ul> </li> <li>• <b>The National Electrical Code</b> <ul style="list-style-type: none"> <li>- Amends section (3)(a) to include “errata 70-14-2 published December 3, 2013, 70-14-3 published April 21, 2014 and 70-14-4 published July 29, 2014.” – See Note 28.</li> </ul> </li> <li>• <b>The American National Standard for Electric Meters: Code for Electricity Metering</b> <ul style="list-style-type: none"> <li>- Amends section (4)(c) to provide the internet addresses to purchase ANSI C12.1: <a href="http://webstore.ansi.org/">http://webstore.ansi.org/</a> (PDF)</li> </ul> </li> </ul> </li> </ol>

			and <a href="https://global.ihs.com/">https://global.ihs.com/</a> (PDF or print). – See Note 29.
<b>Chapter 480-107 WAC, Electric companies – Purchases of electricity from qualifying facilities and independent power producers and purchases of electrical savings from conservation suppliers</b>			
Amend	480-107-999	Adoption by reference	<p>1. Adoption by Reference text changed as follows – See Note 30</p> <p>In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publication, effective date, reference within this chapter, and availability of the resources are as follows:</p> <ul style="list-style-type: none"> <li>• <b>Public Utilities Regulatory Policies Act of 1978 (PURPA), Title II, Sections 201 and 210</b>, cited as 16 U.S.C. § 796 and 824a-3, including all amendments is published by the United States Government Printing Office. <ul style="list-style-type: none"> <li>(a) The commission adopts the version in effect on August 8, 2005.</li> <li>(b) This publication is reference in WAC 480-107-001 (Purpose and scope).</li> <li>(c) Copies of U.S. Code are available from the U.S. Government Printing Office in Washington, D.C. or online at <a href="http://www.gpo.gov/">http://www.gpo.gov/</a>.</li> </ul> </li> <li>• <b>Title 18 Code of Federal Regulations Part 292</b>, cited as 18 C.F.R. § 292, including all appendices and amendments is published by the United States Government Printing Office. <ul style="list-style-type: none"> <li>(a) The commission adopts the version in effect on April 1, 2015.</li> <li>(b) This publication is referenced in WAC 480-107-001 (Purpose and scope).</li> </ul> </li> </ul> <p>Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Printing Office in Washington, D.C. or online at <a href="http://www.gpo.gov/">http://www.gpo.gov/</a>, and from various third-party vendors. It is also available for</p>

			inspection at the commission branch of the state library.
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<b>Chapter 480-108 WAC, Electric Companies – Interconnection with electric generators</b>			
Amend	480-108-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>National Electrical Code</b> <ul style="list-style-type: none"> <li>- Amends the effective date to <b>April 7, 2015</b>. No significant changes – new edition of previously adopted reference.</li> </ul> </li> <li>• <b>Underwriters Laboratories (UL) UL Standard 1741</b> <ul style="list-style-type: none"> <li>- Amends the effective date to <b>January 7, 2015</b>. No significant changes – new edition of previously adopted reference.</li> </ul> </li> <li>• <b>Occupational Safety and Health Administration (OSHA) Standard at 29 C.F.R. 1910.269</b> <ul style="list-style-type: none"> <li>- Amends the effective date to <b>October 5, 2015</b>. No significant changes – new edition of previously adopted reference.</li> </ul> </li> </ul>
<b>Chapter 480-109 WAC, Electric Companies - Acquisitions</b>			
Amend	480-109-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>Northwest Power and Conservation Council’s Regional Technical Forum.</b> Amends the effective date of adoption to January 10, 2016 for the following:                             <ul style="list-style-type: none"> <li>- Unit energy savings with status of “Active” or “Under Review.”</li> <li>- Standard protocols with status of “Active” or “Under Review.”</li> </ul> </li> </ul>

7 **PREPROPOSAL STATEMENT OF INQUIRY AND ACTIONS THEREUNDER:**

A preproposal statement of inquiry is not required under RCW 34.05.353 for an expedited rulemaking.

8 **NOTICE OF PROPOSED RULEMAKING:** The Commission filed a notice of Proposed Rulemaking (CR-105) on November 18, 2015 at WSR # 15-23-104. The notice informed interested persons that the Commission was proposing rules under an expedited rulemaking process as required by RCW 34.05.353. The Commission provided notice of its expedited rulemaking to all persons on the Commission's list of persons requesting such information pursuant to RCW 34.05.353, and to all persons affected by the adoption-by-reference rule proposal. The Notice provided interested persons the opportunity to submit written comments to the Commission no later than February 1, 2016. The Commission posted the relevant rulemaking information on its internet website at [www.utc.wa.gov/151884](http://www.utc.wa.gov/151884).

9 **COMMENTERS (WRITTEN COMMENTS):** The Commission did not receive any received comments on the proposed rules.

10 **COMMISSION ACTION:** After considering all of the information regarding this proposal, the Commission finds and concludes that it should amend and adopt the rules as proposed in the CR-105 at WSR # 15-23-104.

11 **STATEMENT OF ACTION; STATEMENT OF EFFECTIVE DATE:** After reviewing the entire record, the Commission determines that WAC 480-14-999, 480-15-999, 480-30-999, 480-31-999, 480-62-999, 480-70-999, 480-75-999, 480-90-999, 480-93-999, 480-100-999, 480-107-999, 480-108-999, and 480-109-999 should be amended to read as set forth in Appendix A, as the rules of the Washington Utilities and Transportation Commission, to take effect pursuant to RCW 34.05.380(2), on the thirty-first day after filing with the Code Reviser.

## ORDER

12 **THE COMMISSION ORDERS:**

13 (1) WAC 480-14-999, 480-15-999, 480-30-999, 480-31-999, 480-62-999, 480-70-999, 480-75-999, 480-90-999, 480-93-999, 480-100-999, 480-107-999, 480-108-999, and 480-109-999 are amended to read as set forth in Appendix A, as rules of the Washington Utilities and Transportation Commission, to take effect pursuant to RCW 34.05.380(2) on the thirty-first day after filing with the Code Reviser.

- 14 (2) This Order and the rules set out in Appendix A, after being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to RCW 80.01 and RCW 34.05 and WAC 1-21.

DATED at Olympia, Washington, February 9, 2016.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



DAVID W. DANNER, Chairman



PHILIP B. JONES, Commissioner



ANN E. RENDAHL, Commissioner

*Note: The following is added at Code Reviser request for statistical purposes:*

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, amended 0, repealed 0; Federal Rules or Standards: New 0, amended 0, repealed 0; or Recently Enacted State Statutes: New 0, amended 0, repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 13, repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, amended 0, repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

**Appendix A**