



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

- Preproposal Statement of Inquiry was filed as WSR 05-18-087; or
 Expedited Rule Making--Proposed notice was filed as WSR _____; or
 Proposal is exempt under RCW 34.05.310(4).

- Original Notice
 Supplemental Notice to WSR _____
 Continuance of WSR _____

Title of rule and other identifying information: WAC 480-140-020, relating to who must file budgets. The rulemaking has been assigned WUTC Docket Nos. UT-051261 and UW-051287.

Hearing location(s):
 Commission Hearing Room 206
 2nd Floor, Chandler Plaza Building
 1300 S. Evergreen Park Dr. SW
 Olympia, WA 98504-7250

Submit written comments to:
 Name: Carole J. Washburn, Secretary
 Address: P. O. Box 47250, Olympia, WA 98504
 e-mail records@wutc.wa.gov Please include
 Dockets UT-051261 and UW-051287 in your
 communication.
 fax (360) 586-1150 by (date) November 23, 2005

Date of Hearing: December 6, 2005, at 9:30 a.m.

Assistance for persons with disabilities: Contact
 Mary DeYoung by Monday, December 5, 2005
 TTY (360) 586-8203 or (360) 664-1133

Date of intended adoption: December 6, 2005
 (Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:
 WAC 480-140-020(3) and (4) would be deleted to eliminate the requirement that large telecommunications companies and water companies must file annual budgets with the Commission.

Reasons supporting proposal: The amendments to WAC 480-140-020 will eliminate an unnecessary regulatory requirement. The requirement that large telecommunications companies and water companies file budget reports is obsolete. The agency can fulfill its responsibility to ensure fair, just, and reasonable rates without this reporting requirement.

Statutory authority for adoption: RCW 80.01.040(4),
 RCW 80.04.160, and RCW 80.04.320.

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:

CODE REVISER USE ONLY

Filed with the Code Reviser's Office
November 1, 2005, 1:18 p.m.
WSR 05-22-094

DATE
 November 1, 2005

NAME (type or print)
 Carole J. Washburn

SIGNATURE

TITLE
 Executive Secretary

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

None

Name of proponent: Washington Utilities and Transportation Commission

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting.....Betty Erdahl, Regulatory Analyst	1300 S. Evergreen Park Drive SW, Olympia, WA 98504	(360) 664-1283
Implementation..Carole J. Washburn, Executive Secretary	1300 S. Evergreen Park Drive SW, Olympia, WA 98504	(360) 664-1174
Enforcement.....Carole J. Washburn, Executive Secretary	1300 S. Evergreen Park Drive SW, Olympia, WA 98504	(360) 664-1174

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

Yes.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

No. Explain why no statement was prepared.

The proposed amendments to WAC 480-140-020 will not result in or impose an increase in costs. In fact, the proposed amendments to WAC 480-140-020 will decrease costs due to less reporting by telecommunications and water companies. Because there will not be any increase in costs resulting from the proposed rule changes, 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 rules are not significant legislative rules of the sort reference in RCW 34.05.328(5).