



STATE OF WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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**NOTICE OF OPPORTUNITY TO RESPOND TO SMALL BUSINESS ECONOMIC  
IMPACT STATEMENT (SBEIS) QUESTIONNAIRE  
(Due by Thursday, October 1, 2020)**

Re: Relating to Clean Energy Implementation Plans and Compliance with the Clean Energy Transformation Act, Docket UE-191023 (*consolidated*); and  
In the Matter of Amending, Adopting, and Repealing WAC 480-100-238,  
Relating to Integrated Resource Planning, Docket UE-190698 (*consolidated*)

TO ALL INTERESTED PERSONS:

On August 18, 2020, the Washington Utilities and Transportation Commission (Commission) filed with the Code Reviser a Preproposal Statement of Inquiry (CR-101) consolidating its rulemakings addressing updating its integrated resource plan (IRP) rules in WAC 480-100-238 and promulgating new rules to implement certain sections of the Clean Energy Transformation Act (CETA),<sup>1</sup> centered on the implementation of Chapter 19.405 RCW and revisions to Chapter 80.28 RCW. These rulemakings were consolidated under Docket UE-191023. On August 13, 2020, the Commission issued a notice of opportunity to submit written comments on draft rules Commission staff prepared. The draft rules are posted on the Commission's website at <https://www.utc.wa.gov/191023>.

The Commission requests that affected companies provide information concerning whether the draft revised rules create additional costs for your company. The cost information you provide concerning these draft rules will assist the Commission to assess the possible costs of the rules and to determine whether a Small Business Economic Impact Statement (SBEIS) is required.

Washington's Regulatory Fairness Act, chapter RCW 19.85, is intended to focus an agency's attention on the economic impact of proposed rules on affected businesses, involve affected

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<sup>1</sup> E2SSB 5116, Laws of 2019, ch. 288.

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businesses in developing rules, and minimize any disproportionate impact of the rules on small businesses.

Before adopting a rule that will impose more than minor costs on an industry, the Commission must analyze the compliance costs for **both large and small** businesses (including lost sales or revenue), involve small businesses in the development of the rule, take feasible steps to reduce the economic impact of the rule on small businesses, and prepare an SBEIS. A “small business” is any profit-making entity that has 50 or fewer employees.

The Commission requests that companies submit to the Commission **no later than 5 p.m. on Thursday, October 1, 2020**, their analysis of whether the draft rules impose an additional cost impact on the company other than what the company already incurs to comply with WAC 480-07-510(6). Please be sure to include your company name; company contact person, including that person’s contact phone number and email address; and the number of people your company employs. For each draft rule for which you identify an additional cost impact, please provide, at a minimum, the following information:

1. Identify the rule number, *i.e.*, WAC 480-XX-060, of the draft proposed rule that you identify as having a cost impact.
2. Explain why there will be an additional cost impact on the company;
3. Provide a detailed analysis of how you calculated the additional cost impact of each draft rule you identify as having an additional cost impact; and
4. Identify any draft proposed rule that may create a cost savings to the company compared to the current rule.

Pursuant to WAC 480-07-250, responses to the SBEIS questionnaire must be submitted to the Commission in electronic format, specifically in .pdf format (using Adobe Acrobat or similar software). As provided in WAC 480-07-140(5), you must submit those responses via the Commission’s web portal at [www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing). If you are unable to submit documents via the portal, you may submit them via email to the Commission's Records Center at [records@utc.wa.gov](mailto:records@utc.wa.gov) or by mailing or delivering an electronic copy to the Commission’s Records Center on a flash drive, DVD, or compact disc that includes the filed document(s). Comment submissions should include:

- The docket numbers of this proceeding (Dockets UE-191023 & UE-190698).
- The commenting party’s name.
- The title and date of the comment or comments.

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The Commission will post all responses and other comments on its website at [www.utc.wa.gov/191023](http://www.utc.wa.gov/191023).

If you have questions regarding this rulemaking, you may contact staff lead Brad Cebulko at (360) 259-5315, or by email at [bradley.cebulko@utc.wa.gov](mailto:bradley.cebulko@utc.wa.gov).

MARK L. JOHNSON  
Executive Director and Secretary