

Service Date: May 21, 2018



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington
98504-7250
(360) 664-1160 • www.utc.wa.gov

May 21, 2018

NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(By 5 p.m. on Friday, June 8, 2018)

RE: Public Utility Regulatory Policies Act, Obligations of the Utility to Qualifying Facilities, WAC 480-107-105.
Docket U-161024

TO ALL INTERESTED PERSONS:

On September 1, 2016, the Washington Utilities and Transportation Commission (Commission) filed with the Office of the Code Reviser a Proposal Statement of Inquiry (CR-101) to examine whether the Commission's rules in WAC 480-90-238, WAC 480-100-238, and WAC 480-107 related to the integrated resource plan (IRP) process and utility bidding processes should be revised to keep up with recent trends in the energy industry. On March 20, 2017, the Commission issued a Notice of Workshop and Opportunity to File Written Comments to consider whether additional revisions are necessary to rules in WAC 480-107 that outline a utility's obligations under Public Utility Regulatory Policies Act (PURPA). On May 17, 2017, the Commission held a workshop to discuss utility and stakeholder recommendations to the PURPA rules, and Commission Staff led another workshop on September 5, 2017. On March 14, 2018, the Commission issued informal draft PURPA rules and requested utility and stakeholder comment and feedback.

On May 14, 2018, the Commission held a workshop to further discuss the feedback received from utilities and stakeholders on its informal draft PURPA rules. At the workshop, the Commission asked each party to submit recommended edits to the informal rules, with a particular focus on legally enforceable obligations.

QUESTIONS FOR CONSIDERATION

The Commission requests the following feedback on its informal draft PURPA rules.

1. Please provide recommended rule language regarding when a legally enforceable obligation occurs.
2. Please provide recommended redlined edits to the informal draft rules issued on March 14, 2018. The informal draft rules is provided as an attachment to this Notice.

WRITTEN COMMENTS

Written comments in response to this Notice and the questions listed above must be filed with the Commission no later than **5:00 p.m., Friday, June 8, 2018**. The Commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted via the Commission's Web portal at www.utc.wa.gov/e-filing or by electronic mail to the Commission's Records Center at records@utc.wa.gov. Please include:

- The docket number of this proceeding (U-161024).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments may be by mailing or delivering an electronic copy to the Commission's Records Center in .pdf Adobe Acrobat format or in Word 97 or later format on a flash drive or CD. Include all of the information requested above. The Commission will post on its website all comments that are provided in electronic format. The website is located at the following URL address:
<http://www.utc.wa.gov/161024>.

If you are unable to file your comments electronically, the Commission will accept a paper document. Questions may be addressed to Brad Cebulko, at (360) 664-1309 or at bcebulko@utc.wa.gov, or Kyle Frankiewich, at (360) 664-1316 or kfrankie@utc.wa.gov.

Stakeholders will have further opportunity for comment. Information about the schedule and other aspects of the rulemaking, including comments, will be posted on the Commission's website as it becomes available. If you wish to receive further information on this rulemaking you may:

- 1) Call the Commission's Records Center at (360) 664-1234.
- 2) E-mail the Commission at records@utc.wa.gov.
- 3) Mail written comments to the address below.

When contacting the Commission, please refer to Docket U-161024 to ensure that you are placed on the appropriate service list(s). The Commission's mailing address is:

Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, Washington 98504-7250

NOTICE

If you do not want to comment now, but do want to receive future information about this rulemaking, please notify the Executive Director and Secretary in one of the ways described above and ask to be included on the mailing list for Docket U-161024. If you do not do this, you might not receive further information about this rulemaking.

MARK L. JOHNSON
Executive Director and Secretary