



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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 05-16-118 ; or | <input checked="" type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: Amendments to the following rules in Chapter 480-93 WAC, Gas Companies-Safety, specifically, WAC 480-93-005(18), WAC 480-93-017, WAC 480-93-178(5), WAC 480-93-200(1)(e) and WAC 480-93-200(6)(b) and (c). The rulemaking has been assigned WUTC Docket No. PG-050933.

Hearing location(s):
Commission Hearing Room 206
2nd Floor, Chandler Plaza Building
1300 So. 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
Docket PG-050933 in your communication.
fax (360) 586-1150 by (date) October 26, 2005

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

Assistance for persons with disabilities: Contact
Mary DeYoung by Monday, November 7, 2005
TTY (360) 586-8203 or (360) 664-1133

Date of intended adoption: November 9, 2005
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed amendments are intended to correct errors and clarify rules in chapter 480-93 WAC that the Commission adopted effective June 2, 2005. The proposed amendments clarify the definition of "prompt" in WAC 480-93-005(18); change the language from "operating" to "intending to operate" a gas pipeline facility in WAC 480-93-017; add "such as inserting the plastic pipeline in conduit" in WAC 480-93-178(5), which was included in subsection (4) but inadvertently left out of subsection (5); and modify subsection (1)(e) of WAC 480-93-200 to change the number of customers from 20 to 25, modify subsection (6)(b) to remove the language "with the corresponding PHMSA fiscal year," and add language to subsection (6)(c) to clarify reporting requirements.

Reasons supporting proposal: After working with the recent comprehensive revision of the gas safety rules the Commission Staff and stakeholders have discovered areas of the rules that call for minor correction, updates, deletion, and revision. This proposal would address those areas.

Statutory authority for adoption: RCW 80.01.040(4), RCW 80.04.160, and RCW 80.28.210(1).

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

October 5, 2005, 9:07 a.m.

WSR 05-20-095

DATE
October 5, 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.....Sondra Walsh, Senior Policy Strategist | 1300 S. Evergreen Park Drive SW, Olympia, WA 98504 | (360) 664-1286 |
| 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 corrections and changes to rules will not result in or impose an increase in costs. 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).