



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 06-07-099 ; 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: (Describe Subject) Chapter 480-07 WAC Procedural Rules, relating to delegation of certain commission decisions and the finality of initial orders.

Docket A-060357

Hearing location(s):

Commission Hearing Room
Second Floor, Chandler Plaza
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7250

Date: July 28, 2006 Time: 10:30 a.m.

Submit written comments to:

Name: Carole Washburn
Address: Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250
e-mail records@wutc.wa.gov. Please, include: "Docket UT-060357" in your comments.
fax (360) 586-1150 by (date) July 19, 2006

Assistance for persons with disabilities: Contact

Mary De Young by July 26, 2006

TTY (360) 586-8203 or (360) 664-1133

Date of intended adoption: July 28, 2006

(Note: This is **NOT** the **effective** date)

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

The legislature authorized the commission to delegate certain functions by rule or order, and directed the commission to promulgate rules to identify a notice process to enable persons affected by a proposal to ensure that commissioners personally considered the matter. Chapter 246, Laws of 2006.

The changes to the law allow the commission to delegate routine decisions, while maintaining oversight by the commissioners. The changes allow the commission to respond to routine requests more quickly and make better use of the commissioners' time.

The proposed rules would adopt language that would delegate authority to the executive secretary to decide certain matters, adopt WAC 480-07-307 relating to probable cause decisions, and amend 480-07-825 by adding language relating to Initial order finality.

Reasons supporting proposal: See above.

Statutory authority for adoption: RCW 80.01.040, RCW 80.04.160, and Chapter 246, Laws of 2006

Statute being implemented: Chapter 246, Laws of 2006

Is rule necessary because of a:

Federal Law? Yes No
 Federal Court Decision? Yes No
 State Court Decision? Yes No
 If yes, CITATION:

CODE REVISER USE ONLY

Filed with the Code Reviser's Office

June 20, 2006, 2:45 p.m.

WSR 06-13-093

DATE
June 20, 2006

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: (person or organization) Washington Utilities and Transportation Commission

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... C. Robert Wallis	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1142
Implementation....Carole Washburn	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1174
Enforcement.....Carole Washburn	1300 S. Evergreen Pk Drive SW, Olympia, WA 98504	(360) 664-1174

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

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

The proposed 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 proposed rules are not significant legislative rules of the sort referenced in RCW 34.05.328(5).