

Attachment B

WAC 480-100-123 Refusal of service. (1) An electric utility may refuse requests to provide service to a master meter in a building with permanent occupants when all of the following conditions exist:

(a) The building or property has more than one dwelling unit;

(b) The occupants control a significant part of the electricity used in the individual units; and

(c) It is cost-effective for the occupants to have the utility purchase and install individual meters considering the long-run benefits of measuring and billing each occupant's electric use separately.

(2) The utility may refuse to provide new or additional service if:

(a) Providing service does not comply with government regulations or the electric industry accepted standards concerning the provision of service;

(b) In the utility's reasonable judgment, there are conditions at the premises that are hazardous the applicant's or customer's installation of wiring or electrical equipment is considered hazardous or of such nature that satisfactory service cannot be provided;

(c) The applicant or customer does not comply with the utility's request that the applicant or customer to provide and install protective devices, when the utility, in its reasonable judgment, deems such devices are necessary to protect the utility's or other customers' properties from theft or damage;

(d) ~~The utility is unable~~ After reasonable efforts by the responsible party, to obtain all necessary rights of way, easements, approvals, and permits have not been secured; or

(e) The customer is known by the utility to have tampered with or stolen the utility's property, used service through an illegal connection, or fraudulently obtained service and the utility has complied with WAC 480-100-128 (2), Disconnection of service; or

(f) A residential applicant or residential customer has more than three prior obligations in any one calendar year and becomes delinquent and is disconnected a fourth time. A prior obligation is the dollar amount, excluding deposit amounts owed, the utility has billed to the customer and for which the utility has not received payment at the time the service has been disconnected for nonpayment. This subsection does not apply to customers that have been disconnected for failure to

honor the terms of a winter low-income payment program. The utility must, once the customer or applicant has paid all amounts associated with the fourth delinquency and disconnection, as well as appropriate deposit and reconnection fees, provide service.

~~(3) Upon request by an electric utility, the commission may waive the utility's obligation to provide new or additional service when to do so would:~~

~~(a) Cause an adverse affect on other customers; or~~

~~(b) Not be economically feasible.~~

~~(4)~~ The utility may not refuse to provide service to an ~~residential~~ applicant or residential customer because there are outstanding amounts due from a prior customer at the same premises, unless the utility can determine, based on objective evidence, that a fraudulent act is being committed, such that the applicant or customer is acting ~~on behalf of~~ in cooperation with the prior customer with the intent to avoid payment.

~~(4)~~ The utility may refuse to provide new or additional service for reasons not expressed in subsections (1) through (3) of this section, upon prior approval of the commission. The commission may grant the request upon determining that the utility has no obligation to provide the requested service under RCW 80.28.110. Prior to seeking commission approval, the utility must work with the applicant or customer requesting service to seek resolution of the issues involved.

~~(5) The utility may not refuse service to a residential applicant or residential customer who has three or fewer prior obligations in any one calendar year. A prior obligation is the dollar amount the utility has billed to the customer and for which the utility has not received payment at the time the service has been disconnected.~~

~~(6)~~ Any applicant or customer who has been refused new or additional service may file with the commission an informal complaint under WAC 480-09-150, Informal complaints, or a formal complaint under WAC 480-09-420, Pleadings and briefs-Applications for authority-Protests, and 480-09-425, Pleadings-Verification, time for filing, responsive pleadings, liberal construction, amendments.