

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of)	DOCKET TL-090151
Fees to be Paid by Low-Level)	
Radioactive Waste Site Operators Under)	ORDER 01
the Provisions of RCW 81.108.090)	
.....)	ORDER WAIVING REGULATORY
)	FEEES FOR LOW-LEVEL
)	RADIOACTIVE WASTE SITES
)	

BACKGROUND

- 1 RCW 81.108.090 requires that every low-level radioactive waste site operating in this state under jurisdiction of the Washington Utilities and Transportation Commission (Commission) pay a regulatory fee of no more than one percent of its gross operating revenue, exclusive of site surveillance fees, perpetual care and maintenance fees, site closure fees, and state or federally imposed out-of-region surcharges.

- 2 The Commission may decrease the percentage rate to be paid in any year by general order. In decreasing such rate, the Commission must take into consideration the monies then in the low-level radioactive waste site account of the public service revolving fund and the fees currently to be paid, to the end that the fees collected shall be approximately the same as the reasonable cost of supervising and regulating site operators. In 2008 the Commission set the fee at zero.

FINDINGS AND CONCLUSIONS

- 3 (1) The 2009 regulatory fee for low-level radioactive waste sites is now before the Commission for consideration. The Commission, being advised, has considered all monies on hand and the fees currently to be paid and determined the fee to be paid by low-level radioactive waste sites should be zero.

ORDER

THE COMMISSION ORDERS:

- 4 (1) The fee to be paid to the Commission under the provisions of RCW 81.108.090 is waived for low-level radioactive waste sites for fees based on 2008 calendar year operations.

The Commissioners, having determined the fee for 2009 directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective February 26, 2009.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W DANNER, Executive Director and Secretary