



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

November 2, 2016

NOTICE OF RULEMAKING
And

NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(By 5 p.m. on Wednesday, November 23 2016)

RE: Rulemaking to consider policy issues related to implementation of RCW 80.28.360, electric vehicle supply equipment
Docket UE-160799

TO ALL INTERESTED PERSONS:

On June 24, 2016, the Washington Utilities and Transportation Commission (Commission) opened a Staff Investigation in Docket UE-160799 regarding policy issues related to the implementation of RCW 80.28.360, electric vehicle supply equipment, and issued a Notice of Opportunity to File Written Comments. The Notice posed eight questions regarding the implementation of RCW 80.28.360 and policy issues associated with electric utility investments in electric vehicle supply equipment. On September 13, 2016, the Commission held a Recessed Open Meeting to discuss these issues with stakeholders and determine whether additional guidance from the Commission was needed in the form of a rule or policy statement.

On October 31, the Commission filed with the Office of the Code Reviser a Preproposal Statement of Inquiry (CR-101) to further examine the issues raised in the Staff Investigation and to consider the adoption of a rule or policy statement to implement RCW 80.28.360. The CR-101, as filed with the Code Reviser, is available for inspection on the Commission's website at www.utc.wa.gov/160799. If you are unable to access the Commission's web page and would like a copy of the CR-101 mailed to you, please contact the Records Center at (360) 664-1234.

To facilitate this inquiry, the Commission is incorporating the questions and comments filed in this docket in response to the Notice issued on June 24, 2016. The Commission

now seeks additional input on the scope and content of a rulemaking or policy statement on utility investment in electric vehicle supply equipment.

WRITTEN COMMENTS

The Commission seeks comments on the following issues:

- Whether a rule or policy statement is necessary to implement RCW 80.28.360;
- How the Commission will consider whether an investment is eligible for the incentive rate of return;
- How other relevant statutes and Commission rules and standards apply to utility investment in EVSE; and
- Whether the Commission should consider or adopt other policies to improve access to electric vehicle supply equipment and allow a competitive market for charging services to develop.

Written comments on the CR-101 inquiry must be filed with the Commission no later than **5:00 p.m., November 23, 2016**. 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 (UE-160799).
- 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 on a 3 ½ inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later format, a flash drive, or CD. Include all of the information requested above. The Commission will post on its web site all comments that are provided in electronic format. The web site is located at the following URL address: <http://www.utc.wa.gov/160799>.

If you are unable to file your comments electronically, the Commission will accept a paper document. Questions may be addressed to Lauren McCloy, at (360) 664-1209 or at lmccloy@utc.wa.gov, or Kathi Scanlan, at (360) 664-1267 or kscanlan@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 UE-160799 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 UE-160799. If you do not do this, you might not receive further information about this rulemaking.

STEVEN V. KING
Executive Director and Secretary