

[Service Date May 8, 2009]

May 8, 2009

**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(By Monday, July 6, 2009)**

Re: Rulemaking to Amend WAC 480-14, Motor Carriers
Docket TV-090400

TO ALL INTERESTED PERSONS:

On May 6, 2009, the Washington Utilities and Transportation Commission (Commission) filed with the Code Reviser an expedited rulemaking (CR-105) under Docket TV-090400. The proposal would amend WAC 480-14, Motor Carriers.

WAC 480-14 contains rules for motor carriers of property other than household goods carriers. The rules cover intrastate common carriers and armored car service carriers, as well as interstate common carriers. The rules set out requirements for permits and registrations, liability insurance and safety.

In 1995, the state Legislature transferred all safety regulation for motor carriers of property other than household goods to the State Patrol. Specifically, RCW 81.80.300 states, in part:

The Washington state patrol shall perform all motor carrier safety inspections required by this chapter, including terminal safety audits, except for (1) those carriers subject to the economic regulation of the commission, or (2) a vehicle owned or operated by a carrier affiliated with a solid waste company subject to economic regulation by the commission.

The State Patrol continued to enforce WAC 480-14 while it developed its own safety rules for motor carriers. The State Patrol completed its final safety rules this year.

Because the State Patrol has sole responsibility for safety for these carriers, many rules in WAC 480-14 are no longer necessary. The proposal would repeal those rules or portion of rules that are no longer necessary. In addition, a number of non-substantive changes are being made to clarify current language without changing the intent of the rules.

NOTICE is hereby given of the opportunity to submit written comments on the proposed rules to the Commission by filing with the Commission Secretary and Director either by electronic transmission as described below, or by physical delivery to 1300 S. Evergreen Park Drive S.W., P.O. Box 47250, Olympia, Washington, 98504-7250, no later than 5:00 p.m., Monday, July 6, 2009. The proposed rules, as filed with the Code Reviser, are available for inspection on the Commission's web site at www.utc.wa.gov/090400. If you are unable to access the Commission's web page and would like a copy of the proposed rules mailed to you, please contact the records center at (360) 664-1234.

Electronic copies. The Commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for additional paper copies, and to facilitate quotations from the comments. You may submit comments 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 (TV-090400)
- * The commenting party's name
- * The title and date of the comment or comments

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a 3 ½ inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The Commission will post on the Commission's web site all comments that are provided in electronic format. The web site is located at www.utc.wa.gov/090400. If you are unable to file your comments electronically or to submit them on a disk, the Commission will always accept a paper document.

If you have questions regarding this expedited rulemaking, please contact Betty Young at (360) 664-1202, or you may e-mail her at byoung@utc.wa.gov.

Sincerely,

DAVID W. DANNER
Executive Director and Secretary