

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Delegation of Certain
Commission Powers and Duties to
Designated Commission Personnel

DOCKET A-180762

ORDER 01

ORDER DELEGATING SPECIFIED
COMMISSION POWERS AND
DUTIES TO DESIGNATED
COMMISSION PERSONNEL;
RESCINDING ORDER 01 IN DOCKET
A-151775

1 Pursuant to its inherent powers, RCW 80.01.030, WAC 480-07-903(1)(c), WAC 480-07-904(1), and WAC 480-07-905(1), the Washington Utilities and Transportation Commission (Commission) orders as follows:

I. DELEGATION OF AUTHORITY TO COMMISSION SECRETARY

2 The Commission authorizes the Commission Secretary (Secretary) to supervise the agency’s general administrative functions subject to superseding Commission oversight or direction either on a general or a limited basis. The Secretary is also the Commission’s executive director. Actions taken under the title “executive director” are deemed to be actions taken by the Secretary.

3 The Secretary may sign an order of finality allowing an initial order to become effective prior to the expiration of time for filing a petition for administrative review if all parties to the adjudication notify the Commission that they will not seek review of the initial order prior to the expiration of the time for filing a petition for review and the Commission does not review the order on its own motion.

4 The Secretary may designate a tribal liaison under RCW 43.376.020. The Secretary must forward to the Governor’s Office of Indian Affairs the name and contact information of the person so designated for inclusion in the list described in RCW 43.376.050(2).

5 The Commission delegates the following matters to the Secretary for decision:

- 6 A. Applications for funding highway-railroad grade crossing improvements under
the grade crossing protection fund for applications under WAC 480-62-405(1)(a).
- 7 B. Petitions for approval of changes to existing highway-railroad grade crossings,
including installation or modification of signals; reconstruction of the crossing; or
implementation of changes in design or construction.
- 8 C. Applications by water companies for removal from regulation or for the
commission to exercise regulation under RCW 80.04.010.
- 9 D. Applications for approval of fully negotiated telecommunications interconnection
agreements and adoptions of existing interconnection agreements.
- 10 E. Applications for less than statutory notice approval of transportation company
fuel surcharges and requests for rate increases limited to passing through costs
that are authorized for pass-through, such as tipping fees.
- 11 F. Requests for a commission order establishing that a securities filing complies with
RCW 80.08.040.
- 12 G. Requests for assignment or management of telephone number resources.
- 13 H. Requests for approval of service area agreements.
- 14 I. Petitions for exemption to allow extensions of time to make filings under
deadlines set by rule or order, not including deadlines established in an
adjudication.
- 15 J. Requests for registration as a telecommunications company in Washington.
- 16 K. Requests by telecommunications companies for authorization of transfers of
property under WAC 480-143-120 (Transfers of property) or determination under
WAC 480-143-180 (Disposal and determination of necessary and useful property)
that property is not necessary or useful to perform public duties and may be
disposed, limited to property that has a market value that does not exceed either
one percent of the company's rate base, last established by commission order, or
two hundred thousand dollars, whichever is greater.

II. DELEGATION OF AUTHORITY TO DESIGNATED PERSONNEL

17 Except when prohibited by law, the Commission authorizes the Secretary, the Director
for Transportation Safety, the Motor Carrier Safety Manager, and the Licensing Services
20 Manager to issue the following documents in the Commission's name except for
authority delegated solely to the Secretary as specified below:

A. Motor Freight Carriers (WAC 480-14)

- 18 (1) Permits authorizing motor freight carrier operations under WAC 480-14.
- 19 (2) Documents authorizing an applicant to withdraw a permit application.
- 20 (3) Documents dismissing permit applications if the applicant fails to meet applicable
requirements. The Secretary may issue a decision rejecting or denying a permit
application for any lawful reason.
- 21 (4) Permits authorizing a change of carrier name or the addition of, or change to, a
trade name.
- 22 (5) Documents suspending or canceling a permit if the carrier fails to maintain
evidence of required insurance.
- 23 (6) Permits or other documents lifting a suspension or reinstating a permit suspended
or canceled for insufficient insurance if the carrier satisfies applicable
reinstatement requirements.
- 24 (7) Documents canceling a permit at the carrier's request.

B. Household Good Carriers (WAC 480-15)

- 25 (1) Permits and other documents provisionally or permanently authorizing intrastate
household good carrier operations under WAC 480-15.
- 26 (2) Documents authorizing an applicant to withdraw a permit application.

- 27 (3) Documents dismissing permit application if the applicant fails to meet applicable requirements. The Secretary may issue a decision rejecting or denying an application for temporary or permanent authority for any lawful reason.
- 28 (4) Permits and other documents authorizing a change of carrier name or the addition of, or change to, a trade name.
- 29 (5) Permits and other documents authorizing transfer or acquisition of a permit.
- 30 (6) Documents suspending a permit at the carrier's request if the carrier satisfies voluntary suspension requirements of WAC 480-15.
- 31 (7) Documents lifting a suspension of voluntarily-suspended permit if the carrier satisfies applicable requirements of WAC 480-15.
- 32 (8) The Secretary may issue a decision canceling a permit based on a carrier's failure to activate a voluntarily-suspended permit before the suspension period expires.
- 33 (9) Documents suspending or canceling a permit if the carrier fails to maintain evidence of required insurance.
- 34 (10) Permits and other documents lifting a suspension or reinstating a permit suspended or canceled for lack of insurance if the carrier satisfies applicable requirements of WAC 480-15.
- 35 (11) Documents canceling a permit at the carrier's request.

C. Charter and Excursion Carriers (WAC 480-30)

- 36 (1) Certificates and other documents authorizing charter or excursion carrier operations under WAC 480-30.
- 37 (2) Documents authorizing an applicant to withdraw a certificate application.
- 38 (3) Documents dismissing a certificate application if the applicant fails to meet applicable requirements. The Secretary may issue a decision rejecting or denying a certificate application for any lawful reason.

- 39 (4) Certificates and other documents authorizing a change of carrier name or the addition of, or change to, a trade name.
- 40 (5) Certificates and other documents authorizing transfer or acquisition of a certificate.
- 41 (6) Documents suspending or canceling a certificate if the carrier fails to maintain evidence of required insurance.
- 42 (7) Certificates and other documents lifting a suspension or reinstating a certificate suspended or canceled for insufficient insurance if the carrier satisfies applicable requirements of WAC 480-30.
- 43 (8) Documents canceling a certificate at the carrier's request.

D. Solid Waste Collection Companies (WAC 480-70)

- 44 (1) Certificates and other documents authorizing intrastate solid waste collection services in response to unopposed applications to serve territory an existing carrier does not serve.
- 45 (2) Documents dismissing a certificate application if the applicant fails to meet applicable requirements. The Secretary may issue a decision rejecting or denying a certificate for any lawful reason.
- 46 (3) Certificates and other documents authorizing a change of company name or the addition of, or change to, a trade name.
- 47 (4) Documents authorizing an applicant to withdraw a certificate application.
- 48 (5) Documents suspending or canceling a certificate if the company fails to maintain evidence of required insurance.
- 49 (6) Certificates and other documents lifting a suspension or reinstating a certificate suspended or canceled for insufficient insurance if the company satisfies applicable requirements.

E. Auto Transportation Companies (RCW 81.68 and WAC 480-30)

- 50 (1) Certificates and other documents authorizing intrastate, intercity transportation of
passengers in response to unprotested applications to serve routes no existing
carrier serves and that do not fall within the boundaries of a transit district.
- 51 (2) Documents dismissing a certificate application if the applicant fails to meet
applicable requirements. The Secretary may issue a decision rejecting or denying
a certificate application for any lawful reason.
- 52 (3) Certificates and other documents authorizing a change of company name or the
addition of, or change to, a trade name.
- 53 (4) Documents authorizing an applicant to withdraw a certificate application.
- 54 (5) Documents suspending or canceling a certificate if the company fails to maintain
evidence of insurance required by WAC 480-30.
- 55 (6) Certificates and other documents lifting a suspension or reinstating a certificate
suspended or canceled for insufficient insurance if the company satisfies
applicable requirements of WAC 480-30.
- 56 (7) Documents canceling a certificate at the company's request.

F. Private, Nonprofit Transportation Providers (WAC 480-31)

- 57 (1) Certificates and other documents authorizing private, nonprofit transportation
operations under WAC 480-31.
- 58 (2) Documents dismissing a certificate application if the applicant fails to meet
applicable requirements. The Secretary may issue a decision rejecting or denying
a certificate application for any lawful reason.
- 59 (3) Documents authorizing an applicant to withdraw a certificate application.
- 60 (4) Certificates and other documents authorizing a change of provider name or the
addition of, or change to, a trade name.

- 61 (5) Certificates and other documents authorizing transfer or acquisition of a certificate.
- 62 (6) Documents suspending or canceling a certificate if the provider fails to maintain evidence of insurance required by WAC 480-31.
- 63 (7) Certificates and other documents lifting a suspension or reinstating a certificate suspended or canceled for insufficient insurance if the provider satisfies applicable requirements of WAC 480-31.
- 64 (8) Documents canceling a certificate at the company's request.

G. Commercial Ferries (WAC 480-51)

- 65 (1) The Secretary may issue a certificate and other documents authorizing or extending commercial ferry operations under WAC 480-51.
- 66 (2) Certificates and other documents authorizing a change of company name or the addition of, or change to, a trade name.
- 67 (3) Documents suspending or canceling a certificate if the company fails to maintain evidence of insurance required by WAC 480-51.
- 68 (4) Certificates and other documents lifting a suspension or reinstating a certificate suspended or canceled for insufficient insurance if the carrier satisfies applicable requirements of WAC 480-51.

H. Community Solar Companies (WAC 480-103)

- 69 (1) Certificates and other documents registering community solar companies under WAC 480-103.
- 70 (2) Documents dismissing a registration application if the applicant fails to meet applicable requirements. The Secretary may issue a decision rejecting or denying a registration application for any lawful reason.
- 71 (3) Documents authorizing an applicant to withdraw a registration application.

- 72 (4) Documents authorizing a change of company name or the addition of, or change to, a trade name.
- 73 (5) Documents suspending or canceling a company's registration for cause.
- 74 (6) Documents canceling a registration at the company's request.
- 75 (7) Certificates and other documents lifting a suspension or reinstating a registration suspended or canceled for cause if the company satisfies applicable requirements of WAC 480-103.

I. Railroad Contract Crew Carriers (WAC 480-62)

- 76 (1) Permits and other documents registering railroad contract crew carriers under WAC 480-62.
- 77 (2) Documents dismissing a permit application if the applicant fails to meet applicable requirements. The Secretary may issue a decision rejecting or denying a permit application for any lawful reason.
- 78 (3) Documents authorizing an applicant to withdraw a permit application.
- 79 (4) Documents authorizing a change of company name or the addition of, or change to, a trade name.
- 80 (5) Documents suspending or canceling a company's permit for cause.
- 81 (6) Documents canceling a permit at the company's request.
- 82 (7) Permits and other documents lifting a suspension or reinstating a permit suspended or canceled for cause if the company satisfies applicable requirements of WAC 480-62.

III. EFFECT OF ORDER

83 By this Order, the Commission rescinds Order 01 in Docket A-151775, which also addresses delegation of authority to the Commission Secretary and other Commission personnel, to avoid confusion by the public and all affected public service companies.

DATED at Olympia, Washington, and effective September 27, 2018.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Chairman

ANN E. RENDAHL, Commissioner

JAY M. BALASBAS, Commissioner