



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: July 02, 2018

TIME: 11:20 AM

WSR 18-14-084

Agency: Washington Utilities and Transportation Commission

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 13-07-071 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) The Washington Utilities and Transportation Commission has been engaged in this rulemaking to consider amendments to the rules in WAC Chapter 480-07, the Commission's procedural rules, governing the conduct of business before the Commission, including rules governing formal proceedings. At this time, the Commission proposes additional rules and modifications of the rules in Parts III B through IV in this chapter.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
August 20, 2018	9:30 a.m.	Richard Hemstad Building Room 206 1300 S. Evergreen Park Dr. SW Olympia, WA 98503	Public hearing to consider adoption of proposed rules

Date of intended adoption: August 20, 2018 (Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Washington Utilities and Transportation Commission
Address: 1300 S Evergreen Park Drive S.W., Olympia, WA 98504-7250
Email: records@utc.wa.gov
Fax: 360-586-1150
Other:
By (date) July 31, 2018

Assistance for persons with disabilities:

Contact Ashley Miller
Phone: 360-664-1130
Fax: 360-586-1150
TTY: 360-586-8230 or 360-664-1132
Email: ashley.miller@utc.wa.gov
Other:
By (date) August 6, 2018

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The Commission proposes to amend Parts III B through IV in WAC Chapter 480-07 to reflect current technology and Commission practice, implement statutory authority, and address additional procedural issues.

Reasons supporting proposal: The Commission last revised WAC Chapter 480-07 in 2006. Since that time, there have been technological changes, including greater use of electronic documents, and new legislation. In addition, the Commission has received suggestions to clarify the rules in this chapter to incorporate and better reflect current Commission practice. The Commission currently proposes to add to, amend, or repeal the rules in Parts IIIB through IV to address these concerns.

Statutory authority for adoption: RCW 34.05.020

Statute being implemented: RCW 80.01.040

Is rule necessary because of a:

Federal Law? Yes No
Federal Court Decision? Yes No
State Court Decision? Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) Washington Utilities and Transportation Commission Private
 Public
 Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Gregory J. Kopta	1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504	360-664-1355
Implementation:	Mark L. Johnson	1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504	360-664-1115
Enforcement:	Mark L. Johnson	1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504	360-664-1115

Is a school district fiscal impact statement required under RCW 28A.305.135? Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Is a cost-benefit analysis required under RCW 34.05.328?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:
Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

No: Please explain: The Commission is not an agency to which RCW 34.05.328 applies. The proposed rules are not significant legislative rules of the sort referenced in RCW 34.05.328(5).

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- RCW 34.05.310 (4)(b) (Internal government operations)
- RCW 34.05.310 (4)(c) (Incorporation by reference)
- RCW 34.05.310 (4)(d) (Correct or clarify language)
- RCW 34.05.310 (4)(e) (Dictated by statute)
- RCW 34.05.310 (4)(f) (Set or adjust fees)
- RCW 34.05.310 (4)(g) ((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under RCW ____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. The Commission issued a notice requesting comment and cost information on any economic impact the proposed rules would have on businesses, and the only comments the agency received from stakeholders were that the rules would not have any such impact. The proposed rules primarily reflect current Commission practices and procedures and thus will not impose any costs on businesses that they do not presently incur.

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name: Washington Utilities and Transportation Commission
Address: 1300 S. Evergreen Park Dr. SE, Olympia, WA 98504
Phone: 360-664-1160
Fax: 360-586-1150
TTY: 360-586-8230 or 360-664-1132
Email: records@utc.wa.gov
Other:

Date: July 2, 2018

Name: Mark L. Johnson

Title: Executive Director and Secretary

Signature:

