

[Service Date April 15, 2013]

April 15, 2013

**NOTICE OF OPPORTUNITY TO RESPOND TO SMALL BUSINESS
ECONOMIC IMPACT STATEMENT (SBEIS) QUESTIONNAIRE
(Due by Monday, May 13, 2013)**

Re: Rulemaking to Consider Rate Setting Flexibility and Competition for Auto
Transportation Companies in WAC 480-30, Docket TC-121328

TO ALL INTERESTED PERSONS:

The Washington Utilities and Transportation Commission (Commission) has prepared a set of draft rules for passenger transportation companies under chapter 480-30 WAC to establish fare setting flexibility and encourage competition for auto transportation companies. The draft rules are posted on the Commission's web site at <http://www.utc.wa.gov/121328>.

Responses to SBEIS Questionnaire. The Commission requests that passenger transportation companies provide information concerning whether the draft rules create additional costs for your company. The cost information you provide concerning these draft rules will assist the Commission in determining whether a Small Business Economic Impact Statement (SBEIS) is required, and if so, to assess the possible costs of the rules.

Washington's Regulatory Fairness Act, chapter 19.85 RCW, is intended to focus an agency's attention on the economic impact of proposed rules on affected businesses, involve affected businesses in developing rules, and minimize any disproportionate impact of the rules on small businesses.

Before adopting a rule that will impose more than minor costs on an industry, the Commission must analyze the compliance costs for **both large and small** businesses (including lost sales or revenue), involve small businesses in the development of the rule, take feasible steps to reduce the economic impact of the rule on small businesses, and

prepare an SBEIS. Under chapter 19.85 RCW, a “small business” is any profit-making entity that has 50 or fewer employees.

The Commission requests that passenger transportation companies submit to the Commission **no later than 5:00 pm on Monday, May 13, 2013**, their analysis of whether the draft rules impose a cost impact on the company. Please be sure to include your company name, company contact person, contact phone number, and the number of people your company employs. For each draft rule for which you identify a cost impact, please provide, at a minimum, the following information:

1. Identify the rule number, i.e., WAC 480-30-XXX, of the draft proposed rule that you identify as having a cost impact.
2. Identify whether there is any change from the current rule to the draft proposed rule that creates an **additional** cost impact on the company (however, do not identify the cost of complying with a rule in which the only change is that it was moved from one section of the WAC to another);
3. Explain why there will be a cost impact on the company;
4. Provide a detailed analysis of how you calculated the cost impact of each draft rule you identify as having a cost impact; and
5. Identify any draft proposed rule that may create a cost savings to the company compared to the current rule.

Interested persons may submit their responses to the SBEIS questionnaire in any of the following ways:

- By e-mail to records@utc.wa.gov;
- On a 3-1/2 inch IBM formatted diskette, in ASCII text, .pdf format, Word 97 or later, or WordPerfect versions 5.1 or later. (Responses should be labeled with the docket number of this proceeding (TC-121328) and the responder’s name and type of software used.); or
- If you are unable to submit a response electronically or by disk, the Commission will accept a paper copy.

SBEIS questionnaire responses delivered by mail or courier should be addressed to: Steven V. King, Acting Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive S.W., Olympia, WA 98504-7250.

Information about the schedule and other aspects of the rulemaking, including SBEIS questionnaire responses, will be posted on the Commission's web site at <http://www.utc.wa.gov/121328> as it becomes available. If you want to receive ongoing information about 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, or (3) mail a written request to the attention of Steven V. King, Acting Executive Director and Secretary at P.O. Box 47250, Olympia, WA 98504-7250.

When contacting the Commission regarding this rulemaking, please refer to Docket TC-121328 to ensure that you are placed on the appropriate service list or otherwise to ensure a prompt response.

The Commission appreciates your prompt consideration and response in this matter. If you have any questions or comments, please contact Ann Rendahl at 360-664-1144, or arendahl@utc.wa.gov.

STEVEN V. KING
Acting Executive Director and Secretary