

Secretary of State
NOTICE OF PROPOSED RULEMAKING*
A Statement of Need and Fiscal Impact accompanies this form.

Public Utility Commission	860
Agency and Division	Administrative Rules Chapter Number
Diane Davis	PO Box 2148, Salem, OR 97308
Rules Coordinator	(503) 378-4372
	Address Telephone

RULE CAPTION

In the Matter of Housekeeping changes to OAR 860-027-0015, New Construction Budget

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing

ADOPT:

AMEND: 860-027-0015

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS Ch. 183, 756 & 757

Other Auth.: Chapter 232 Oregon Laws 2005 (SB 600)

Stats. Implemented: ORS 756.015 & 757.105

RULE SUMMARY

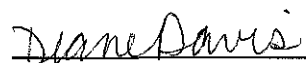
This proposed housekeeping change eliminates the language "and large telecommunications utilities" from the rule to make the rule consistent with changes to the statutes effective in 2006 as a result of 2005 Senate Bill 600. The change will eliminate confusion about the applicability of the new construction budget reporting requirements.

The Commission encourages participants to file written comments as early as practicable in the proceedings so that other participants have the opportunity to consider and respond to the comments before the deadline. Please reference Docket No. AR 568 on comments and file them by e-mail to the Commission's Filing Center at PUC.FilingCenter@state.or.us and also send a signed paper copy to the Filing Center at PO Box 2148, Salem, Oregon 97308-2418. For more information about the Commission's Filing Center, please see <http://apps.puc.state.or.us/edockets/center.htm>. Interested persons may review all filings online at <http://apps.puc.state.or.us/edockets/docket.asp?DocketID=18001>. For guidelines on filing and participation, please see OAR 860-001-0140 through 860-001-0160 and 860-001-0200 through 860-001-0250 found online at http://arcweb.sos.state.or.us/pages/rules/oars_800/oar_860/860_tofc.html.

The agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

December 28, 2012, 5:00 p.m.

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)

	Diane Davis	11-15-12
Signature	Printed name	Date

*Rulemaking Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Rulemaking Notice in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

ARC 923-2005

STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Public Utility Commission

860

Agency and Division

Administrative Rules Chapter Number

In the Matter of Housekeeping Changes to OAR 860-027-0015, New Construction Budget

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of: Housekeeping Changes to OAR 860-027-0015, New Construction Budget

Statutory Authority: ORS Ch. 183, 756 & 757

Other Authority: Chapter 232 Oregon Laws 2005 (SB 600)

Stats. Implemented: ORS 756.015 & 757.105

Need for the Rule(s): The rule change is needed to make the rule consistent with the changes to the statutes effective in 2006. This is a housekeeping change. The change will eliminate confusion caused by the inconsistency between the rule and the statutes.

Documents Relied Upon, and where they are available:

Chapter 232 Oregon Laws 2005 available online at http://www.leg.state.or.us/bills_laws/

Fiscal and Economic Impact:

The fiscal impact was the result of changes to the statutes effective in 2006. The companies reporting requirements were minimized.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

This housekeeping change does not impact state agencies, local governments or the public.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:

There are no large telecommunications utilities in Oregon that are small businesses.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

Reporting requirements were minimized as a result of 2005 SB 600, which this housekeeping change (years later) reflects.

c. Equipment, supplies, labor and increased administration required for compliance:

None.

How were small businesses involved in the development of this rule?

There was no need to involve small businesses in this housekeeping change. Small businesses are not subject to the rule.

Administrative Rule Advisory Committee consulted?: No.

If not, why?:

The rule change is housekeeping in nature to make the rule consistent with the statutory changes effective in 2006.

Diane Davis

diane.davis@state.or.us

Diane Davis

11/15/12

Signature

Printed name

Date

860-027-0015

New Construction Budget

Each energy ~~and large telecommunications~~ utility operating within Oregon is required to file annually on or before December 31 on forms approved by the Commission information on new construction, extensions, and additions to the utility's property.

Stat. Auth.: ORS 183, ORS 756, & ORS 757 ~~& ORS 759~~

Stats. Implemented: ORS 756.105, & ORS 757.105 ~~& ORS 759.100~~

Hist.: PUC 164, f. 4-18-74, ef. 5-11-74 (Order No. 74-307); PUC 9-1998, f. & cert. ef. 4-28-98; PUC 16-2001, f. & cert. ef. 6-21-01; PUC 12-2002, f. & cert. ef. 3-12-02