

Secretary of State

NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

Public Utility Commission

860

Agency and Division

Administrative Rules Chapter Number

Diane Davis

550 Capitol St NE – Suite 215, Salem OR 97301-2551

(503) 378-4372

Rules Coordinator

Address

Telephone

RULE CAPTION**Adopts and amends rules governing attachments to utility poles, conduits and facilities**

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

Hearing Date	Time	Location	Administrative Law Judge
October 12, 2006	1:30 p.m.	Public Utility Commission Workshop with Commissioners Main Hearing Room, First Floor 550 Capitol Street NE Salem, Oregon	Christina Smith
November 8, 2006	9:00 a.m.	Public Utility Commission Hearing Main Hearing Room, First Floor 550 Capitol Street NE Salem, Oregon	Christina Smith

*Auxiliary aids for persons with disabilities are available upon advance request.***RULEMAKING ACTION**

Secure approval of new rule numbers (adopted or renumbered) with the Administrative Rules Unit prior to filing.

ADOPT: 860-028-0050, 860-028-0060, 860-028-0070, 860-028-0080, 860-028-0100, 860-028-0115**AMEND:** 860-028-0020, 860-028-0110, 860-028-0310**REPEAL:****RENUMBER:****AMEND and RENUMBER:**

ORS Ch. 183, 756, 757 & 759

Section 9 of Enacted House Bill 2271
(1999 Oregon Legislature)

Stat. Auth:

Other Authority

ORS 756.040, 757.035, 757.270 through 757.290, 759.045 & 759.650 through 759.675

Stats. Implemented:

FILED

JUN 15 2006

ARCHIVES DIVISION
SECRETARY OF STATE**RULE SUMMARY**

This rulemaking is the second phase of a two phase effort to establish more comprehensive safety and joint use rules that would apply to electric utilities, telecommunications utilities, telecommunications providers, cable television operators, and other entities that operate electric and communication lines. The purpose of this rulemaking is to ensure that Oregon's utility lines and facilities accommodate competitive changes and are constructed, operated, and maintained in a safe and efficient manner.

This notice, for the second phase, will address new and amended attachment rules applicable to owners and occupants involved in the shared usage of utility poles, conduits and other

**Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 p.m. 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.

ARC 920-2005

facilities. This phase will address owner-occupant contracts (i.e., presumptively reasonable rates, terms, conditions), dispute resolution processes, attachment installation practices and other provisions.

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

November 8, 2006 5:00 p.m.

Last day for Public Comment
Last day to submit written comments to the Commission

Diane Davis

Signature

Diane Davis
Printed Name

6-15-06
Date