



February 7, 2008

Howard Schwartz
Washington Department of Community,
Trade & Economic Development
PO Box 43173
906 Columbia Street SW
Olympia WA 98504-3173

RE: Comments on January 16, 2008 Revised Proposed Rules Re: RCW 19.285 – The Energy Independence Act

Dear Mr. Schwartz:

These comments are submitted by Public Utility District No. 2, Grant County (Grant PUD) in response to the Community, Trade and Economic Development's (CTED) January 16, 2008 Revised Proposed Rules regarding RCW 19.285 – The Energy Independence Act (EIA) and the draft Concise Explanatory Statement.

Grant PUD appreciates CTED's acknowledgement of certain issues raised by Grant PUD and other affected public power utilities regarding the October 3, 2007 Proposed Rules and CTED's attempts to address those issues. However, Grant PUD continues to urge CTED to adopt rules that only involve procedural matters as specified in RCW 19.285.080(2), CTED "shall adopt rules concerning only process, timelines, and documentation to ensure the proper implementation of this Chapter" These rules continue to infringe on the local control afforded to our Commissioners regarding the provision of electric service to our customers in Grant County. The provisions of CTED's draft Concise Explanatory Statement (CES) is welcomed by Grant PUD as it helps explain CTED's reasoning that went into the Proposed Rules and, as such, we would encourage CTED to incorporate the CES into the final rules as an attachment. Having the CES as an attachment to the rules will assist in the understanding and interpretation of the rules. Additionally, as evidenced by questions regarding the cost cap language and to its practical application, Grant PUD would encourage CTED to include in the CES examples showing the mechanics of the cost cap language and how it would work over multiple years.

Again, we thank you for addressing some of our concerns and for this opportunity to comment on these Revised Proposed Rules.

Sincerely,

Tim Culbertson
General Manager
Public Utility District No 2, Grant County, Washington

Public Utility District No. 2 of Grant County, Washington

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