

3002. Applications.

- (a) Any person may seek Commission action regarding any of the following matters through the filing of an appropriate application to request a(n): ~~By filing an appropriate application, any utility may ask that the Commission take action regarding any of the following matters:~~
- (I) ~~For the~~ issuance or extension of a certificate of public convenience and necessity for a franchise, as provided in rule 3100-~~i~~
 - (II) ~~For the~~ issuance or extension of a certificate of public convenience and necessity for service territory, as provided in rule 3101-~~i~~
 - (III) ~~For the~~ issuance of a certificate of public convenience and necessity for construction of facilities, as provided in rule 3102-~~i~~
 - (IV) ~~For the~~ amendment of a certificate of public convenience and necessity in order to change, extend, curtail, abandon, or discontinue any service or facility, as provided in rule 3103-~~i~~
 - (V) ~~To transfer~~ of a certificate of public convenience and necessity, to obtain a controlling interest in any utility, to transfer assets within the jurisdiction of the Commission or stock, or to merge a utility with another entity, as provided in rule 3104-~~i~~
 - (VI) ~~For approval of the~~ issuance, or assumption of any financial security or to create a lien pursuant to § 40-1-104, as provided in rule 3105-~~i~~
 - (VII) ~~For~~ flexible regulatory treatment to provide service without reference to tariffs, as provided in rule 3106-~~i~~
 - (VIII) ~~For~~ approval of an air quality improvement program, as provided for in rule 3107-~~i~~
 - (IX) ~~To amend~~ ment of a tariff on less than statutory notice, as provided in rule 3109-~~i~~
 - (X) ~~For~~ variance of voltage standards, as provided in rule 3202-~~i~~
 - (XI) ~~For~~ approval of meter and equipment testing practices, as provided in rule 3303-~~i~~
 - (XII) ~~For~~ approval of a meter sampling program, as provided in rule 3304-~~i~~
 - (XIII) ~~For~~ approval of a refund plan, as provided in rule 3410-~~i~~
 - (XIV) ~~For~~ approval of a Low-Income Energy Assistance Plan, as provided in rule 3411-~~i~~
 - (XV) ~~For~~ approval of a cost assignment and allocation manual, as provided in rule 3503-~~i~~
 - (XVI) ~~For~~ approval of or for amendment to a least-cost resource plan, as provided in rules 3603, 3618, and 3619-~~i~~
 - (XVII) ~~For~~ approval of a compliance plan, as provided in rule 3657-~~i~~

(XVIII) ~~For~~ appeal of local government land use decision, as provided in rule 3703-; or

(XIX) ~~For any other~~ matter not specifically described in this rule, unless such matter is required to be submitted as a petition under rule 1304, as a motion, or as some other specific type of submittal.

(b) In addition to the requirements of specific rules, all applications shall include, in the following order and specifically identified, the following information, either in the application or in appropriately identified attached ~~mentsed exhibits~~:

(I) ~~The~~ the name and address of the applying utility-;

(II) ~~The~~ the name(s) under which the applying utility is, or will be, providing service in Colorado-;

(III) ~~The~~ the name, address, telephone number, ~~facsimile number,~~ and e-mail address of the applying utility's representative to whom all inquiries concerning the application should be made-;

(IV) A statement that the applying utility agrees to answer all questions propounded by the Commission ~~or its S~~ staff concerning the application-;

(V) A statement that the applying utility shall permit the Commission or ~~any member of its~~ Commission ~~S~~ staff to inspect the applying utility's books and records as part of the investigation into the application-;

(VI) A statement that the applying utility understands that, if any portion of the application is found to be false or to contain material misrepresentations, any authorities granted pursuant to the application may be revoked upon Commission order-;

(VII) ~~I~~ in lieu of the separate statements required by subparagraphs (b)(IV) through (VI) of this rule, a utility may include a statement that it has read, and agrees to abide by, the provisions of subparagraphs (b)(IV) through (VI) of this rule-;

(VIII) A statement describing the applying utility's existing operations and general service area in Colorado-;

(IX) ~~F~~ for applications listed in subparagraphs (a)(I), (II), (III), (V), and (VI) of this rule, a copy of the applying utility's or parent company's and consolidated subsidiaries' most recent audited balance sheet, income statement, statement of retained earnings, and statement of cash flows so long as they provide Colorado specific financial information-;

(X) A statement indicating the town or city, and any alternative town or city, in which the applying utility prefers any hearings be held-; and

(XI) A acknowledgment that, by signing the application, the applying utility understands that:

(A) ~~The~~ the filing of the application does not by itself constitute approval of the application-;

- (XI) ~~R~~records concerning the utility's inspection of Qualifying Facilities, which records are created pursuant to ~~rules-paragraphs~~ 3927(c) and (e).
- (b) A utility shall maintain at each of its local offices and at its principal place of business all tariffs filed with the Commission and applying to Colorado rate areas. If the utility maintains a website, it shall also maintain its current and complete tariffs on its website.
- (c) Each utility shall maintain its books of account and records in accordance with the provisions of 18 C.F.R. Part 101, the Uniform System of Accounts, amended as of April 1, 2005~~14~~. A utility shall maintain its books of accounts and records separately from those of its affiliates.
- (d) Each cooperative electric association which is a RUS borrower shall maintain its books of account and records in accordance with the provisions of 7 C.F.R. Part 1767, effective as of ~~January 1, 2005~~May 27, 2008.
- (e) Each non-RUS borrower cooperative electric association shall maintain its books of account and records either consistent with the provisions of 18 C.F.R. Part 125, effective as of April 1, 2004, or consistent with the provisions of 7 C.F.R. Part 1767, effective as of ~~January 1, 2005~~May 27, 2008.
- (f) Each utility shall preserve its records in accordance with the provisions of 18 C.F.R. Part 125, the Preservation of Records of Public Utilities and Licensees, amended as of ~~April 1, 2005~~August 7, 2000.
- (g) Each cooperative electric association that is a RUS borrower shall preserve its records in accordance with the provisions of Rural Utilities Service Bulletin 180-2, effective June 26, 2003.
- (h) Each non-RUS borrower cooperative electric association shall preserve records consistent with the provisions of 18 C.F.R. Part 101, effective as of April 1, 2004~~14~~.
- 3006. Annual Reports and Cooperative Electric Association Reports.**
- (a) On or before April 30th of each year, each utility shall file with the Commission an annual report for the preceding calendar year. The utility shall submit the annual report on forms prescribed by the Commission; shall properly complete the forms; and shall ensure the forms are verified and signed by a person authorized to act on behalf of the utility; and shall file the ~~forms required number of copies pursuant to in accordance with rules~~subparagraph 1204(a)(~~IIIV~~) of the Commission's Rules of Practice and Procedure. If the Commission grants the utility an extension of time to file the annual report, the utility nevertheless shall file with the Commission, on or before April 30, the utility's total gross operating revenue from intrastate utility business transacted in Colorado for the preceding calendar year.
- (b) If a certified public accountant prepares an annual report for a utility, the utility ~~either~~ shall file two copies of the report with the Commission ~~or shall file it through the Commission's E-Filings System~~ within 30 days after publication.
- (c) A cooperative electric association shall file with the Commission a report listing its designation of service ~~of process~~.