

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO~~

~~RULES REGULATING THE SERVICE
OF
GAS UTILITIES~~

~~4 CODE OF COLORADO REGULATIONS (CCR) 723-4~~

~~BASIS, PURPOSE, AND STATUTORY AUTHORITY~~

~~— The basis and purpose of these rules is to generally set forth rules describing the service to be provided by jurisdictional gas utilities and master meter operators to their customers. The rules address a wide variety of subject areas including, but not limited to, service interruption, meter testing and accuracy, safety, customer information, customer deposits, rate schedules and tariffs, discontinuance of service, and master meter operations.~~

~~— The statutory authority for these rules can be found at §§ 40-1-103.5, 40-2-108, 40-3-102, 40-3-103, 40-4-101, 40-4-106, 40-4-108, 40-4-109, C.R.S.~~

~~RULE (4 CCR) 723-4-1 APPLICATION OF RULES.~~

~~— 723-4-1(a) — The following rules shall apply to any person, partnership, cooperative association, non-profit corporation or association, firm, corporation, their lessees, trustees, or receivers appointed by any court, now or hereafter engaged in the business of a public utility furnishing gas to domestic, commercial or industrial customers, operating under the~~

~~jurisdiction of The Public Utilities Commission of the State of Colorado.~~

~~723 4 1(b) The adoption of these rules shall in no way preclude the Commission from altering or amending the same in whole or in part or from requiring any other additional service equipment, facility or standard, either upon complaint or upon its own motion, or upon the application of any utility. In special cases, for good cause shown, not contrary to statute, the Commission may permit deviation from these rules insofar as it may find compliance therewith to be impossible, impracticable or unnecessary. If, for good cause shown, any utility is permitted a deviation from any of these rules, such modified rules as authorized by the Commission shall be set forth in the filed tariffs of the utility. Furthermore, these rules shall not in any way relieve any utility from any of its duties under the laws of this State.~~

[Omitted Material: All the current rules found in 4 CCR 723-4, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO~~

~~GAS COST ADJUSTMENT (GCA) RULES
4 CODE OF COLORADO REGULATIONS (CCR) 723-8~~

~~BASIS, PURPOSE, AND STATUTORY AUTHORITY.~~

~~The purpose of these Rules is to: 1) establish a standardized process that enables gas utilities to reflect changes in the cost of gas commodity and Upstream Services in the rates charged for sales gas and gas transportation service; and 2) establish a standardized process for the review of such costs by the Commission and other interested parties. These Rules are promulgated pursuant to the power to regulate public utilities delegated to the Commission by Article XXV of the Colorado Constitution and by §§ 40-2-108, 40-3-102, 40-3-111, and 40-5-103, C.R.S. These Rules are not intended to restrict management's exercise of reasonable judgment in procuring gas commodity or Upstream Services.~~

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~~RULE (4 CCR) 723-8-7. CONFIDENTIALITY.~~

~~RULE (4 CCR) 723-8-8. PRUDENCE REVIEW STANDARD.~~

~~RULE (4 CCR) 723-8-9. BURDEN OF PROOF.~~

~~RULE (4 CCR) 723-8-10. MONITORING OF ACCOUNT NO. 191 BALANCE.~~

~~RULE (4 CCR) 723-8-11. GENERAL WAIVER PROVISION.~~

~~RULE (4 CCR) 723-8-1. APPLICABILITY.~~

~~These Rules shall apply to all gas utilities in the State of Colorado engaged in the provision of sales gas and/or gas transportation services subject to the Commission's jurisdiction under the Public Utilities Law, C.R.S. §40-1-101, et seq.~~

[Omitted Material: All the current rules found in 4 CCR 723-8, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO~~

~~RULES REGULATING APPLICATIONS FILED IN ACCORDANCE WITH
§ 40-3-104.3, C.R.S., CONCERNING THE AUTHORITY
OF THE PUBLIC UTILITIES COMMISSION TO FLEXIBLY REGULATE
GAS, ELECTRIC, OR STEAM UTILITIES~~

~~4 CCR 723-10~~

~~BASIS, PURPOSE, AND STATUTORY AUTHORITY~~

~~These rules are issued under the authority of § 40-2-108, C.R.S., and § 24-4-103, C.R.S. The rules establish the information required by the Commission in an application filed in accordance with § 40-3-104.3, C.R.S., so that a public utility will be authorized to provide service by contract without reference to its tariffs for a gas, electric, or steam customer or potential electric or steam customer under the specific conditions authorized by these rules and so that a complete application can then be processed within 30 days.~~

~~**RULE 1. APPLICABILITY.** These rules provide the exclusive means by which a person may seek an order from the Commission that invokes its authority to flexibly regulate gas, electric, or steam utilities in accordance with § 40-3-104.3, C.R.S.~~

[Omitted Material: All the current rules found in 4 CCR 723-10, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO~~

~~RULES GOVERNING GAS PIPELINE SAFETY~~

~~4 CODE OF COLORADO REGULATIONS (CCR) 723-11~~

~~BASIS, PURPOSE, AND STATUTORY AUTHORITY.~~

~~This part prescribes requirements for the reporting of incidents, safety-related conditions, and annual pipeline summary data by operators of gas pipeline systems located in the State of Colorado to the United States Department of Transportation and the Safety and Enforcement Section of the Commission.~~

~~— This part does not apply to —~~

~~(a) Gathering of gas outside of the following areas:~~

~~(i) The limits of any incorporated or unincorporated city, town, or village.~~

~~(ii) Any designated residential or commercial area such as a subdivision, business or shopping center, or community development.~~

~~— These rules are adopted by the Commission, acting as agent for the United States Department of Transportation by virtue of the annual submission for certification under 49 U.S.C. § 60105. Under these rules, the State of Colorado enforces the provisions of 49 U.S.C. §§ 60101, et seq., with respect to the intrastate pipeline transportation of gas over which it has jurisdiction under state law. The Commission has authority under § 40-2-115, C.R.S. to enter into cooperative agreements with any agency of the United States and to adopt rules to administer and enforce 49~~

~~U.S.C. §§ 60101, et seq. The Commission has authority under § 40-2-108, C.R.S. to adopt rules as are necessary for the proper administration and enforcement of Title 40, C.R.S.~~

~~**RULE (4 CCR) 723-11-1. DEFINITIONS.**~~

~~As used in these rules and in the RSPA (Research and Special Programs Administration) Forms referenced in these rules--~~

~~723-11-1.1 "Commission" means the Public Utilities Commission of the State of Colorado.~~

~~723-11-1.2 "Direct Sales Pipeline" means a pipeline from an interstate or intrastate gas pipeline to a direct sales meter or to the connection with a direct sales customer's piping, whichever is farther downstream. A direct sales meter is the meter that measures the transfer of gas to a direct sales consumer purchasing gas for its consumption.~~

~~723-11-1.3 "Gas" means natural gas, flammable gas, gas which is toxic or corrosive, and petroleum gas as defined in § 192.11(c), 49 C.F.R.~~

[Omitted Material: All the current rules found in 4 CCR 723-11, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~DEPARTMENT OF
REGULATORY AGENCIES~~

~~PUBLIC UTILITIES COMMISSION~~

~~GAS TRANSPORTATION RULES~~

~~4 CCR 723-17~~

~~GAS TRANSPORTATION RULES~~

~~1.1 BASIS, PURPOSE, AND STATUTORY AUTHORITY~~

~~The basis and purpose for these rules is to provide guidance to public utilities regarding the Commission's requirements for the transportation of natural gas in intrastate commerce in the State of Colorado. It is the goal of these rules, among other things, to set forth guidelines for the development of rates, terms, and conditions for the provision of natural gas transportation. Such rates, terms, and conditions shall be in the public interest, as determined by the Commission. The principles used to develop such rates, terms, and conditions should be uniformly applied to public utilities.~~

~~The Commission's specific statutory authority to promulgate these rules is found in § 40-2-108, C.R.S.~~

~~1.2 APPLICABILITY~~

~~The provisions of these rules shall apply to the rates, terms, and conditions of transportation by a public utility of natural gas owned by a purchaser. These rules shall not apply to wellhead, gathering, processing, or storage facilities and services.~~

[Omitted Material: All the current rules found in 4 CCR 723-17, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO
RULES CONCERNING APPEALS OF
LOCAL GOVERNMENT LAND USE DECISIONS
BROUGHT BY A PUBLIC UTILITY OR POWER AUTHORITY
TO THE PUBLIC UTILITIES COMMISSION
UNDER § 29-20-108, C.R.S.~~

~~4 CODE OF COLORADO REGULATIONS (CCR) 723-32~~

~~BASIS, PURPOSE AND STATUTORY AUTHORITY.~~

~~The basis and purpose of these rules is to establish procedures governing appeals brought by a public utility or power authority to the Public Utilities Commission under § 29-20-108, C.R.S. It is intended that these rules will promote the balancing of determinations made by local governments that are exercising reasonable constitutional police and licensing powers with respect to local land use concerns with the broader statewide interest in the locations, construction and improvement of major electrical and natural gas facilities. These rules are issued pursuant to § 40-2-108, C.R.S.~~

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~~RULE (4 CCR) 723-32-2. DEFINITIONS.~~

~~RULE (4 CCR) 723-32-3. COMPLETENESS OF APPLICATION.~~

~~RULE (4 CCR) 723-32-4. PUBLIC HEARING.~~

~~RULE (4 CCR) 723-32-5. SCHEDULING CONFERENCE.~~

~~RULE (4 CCR) 723-32-6. DENIAL OF APPEAL.~~

~~RULE (4 CCR) 723-32-7. PROCEDURAL RULES~~

~~RULE (4 CCR) 723-32-8. VARIANCE AND WAIVER.~~

~~RULE (4 CCR) 723-32-1. APPLICABILITY.~~

~~These rules are applicable to all public utilities or power authorities. In order for a public utility or power authority to appeal a local government action to the Commission under this rule, according to § 29-20-108(5)(a), C.R.S., one or more of the following conditions must be met:~~

[Omitted Material: All the current rules found in 4 CCR 723-32, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]