

COLORADO DEPARTMENT OF REGULATORY AGENCIES

Public Utilities Commission

4 CODE OF COLORADO REGULATIONS (CCR) 723-7

PART 7

RULES REGULATING RAILROADS, RAIL FIXED GUIDEWAYS, TRANSPORTATION BY RAIL, AND RAIL CROSSINGS

7349. Investigations and Reporting Procedures for Safety Events.

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[indicates omission of unaffected rules]

(d) Investigation of safety events.

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[indicates omission of unaffected rules]

- (IV) The RTA shall submit its safety event investigation report, including its CAP and implementation schedule, if necessary, to SSOA staff. The safety event investigation report (but not the CAP or implementation schedule) shall be submitted under seal and identified as a Highly Confidential Report filed in accordance with extraordinary protections afforded by Commission rules and § 40-18-104, C.R.S. Upon submission, such report, in whole or in part, is an investigative report of the Commission, defined in § 40-18-104, C.R.S., that shall be afforded extraordinary protections as highly confidential information while the investigation is an ongoing investigation. Unless modified by subsequent Commission decision, such extraordinary protections shall restrict access to the Highly Confidential Report only to Commissioners, Administrative Law Judges, Commission Advisory staff, SSOA staff, and legal counsel for each of these groups while the investigation is an ongoing investigation; ~~provided~~ however, the RTA may maintain and use copies of such safety event investigation reports and components thereof to assist in the management of safe light rail operations. Once the report is adopted as a final report of the Commission, the final report shall be available to the public with information described in §§ 24-72-204(2)(a)(VIII) and (IX), C.R.S. remaining confidential. This rule is effective for all preliminary investigation reports submitted to the Commission on or after August 6, 2025.