

Decision No. R24-0826-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24R-0382T0

IN THE MATTER OF THE PROPOSED AMENDMENTS TO THE COMMISSION'S RULES REGULATING TOWING CARRIERS, 4 CODE OF COLORADO REGULATIONS 723-6, TO IMPLEMENT HB 24-1051.

**INTERIM DECISION
PROPOSING FURTHER RULE MODIFICATIONS
AND SCHEDULING CONTINUED PUBLIC HEARING**

Issued Date: November 14, 2024

I. STATEMENT

1. The Colorado Public Utilities Commission ("Commission") hereby issued a Notice of Proposed Rulemaking ("NOPR") on September 10, 2024, to consider amendments to the Commission's Rules Regulating Towing Carriers, 4 *Code of Colorado Regulations* ("CCR") 723-6. The statutory authority for adoption of these rules is set forth in §§ 40-2-108, 40-10.1-106, and 40-10.1-410, C.R.S.

2. The NOPR largely addressed the incorporation of new statutory provisions pursuant to House Bill ("HB") 24-1051, enacted May 30, 2024, and effective August 7, 2024.

3. The Commission issued the NOPR to review, examine, and consider revisions to its rules regarding towing carriers, as it pertains mostly to legislative and statutory changes incorporated by bills passed by the Colorado Legislature during the 2024 session. The proposed amendments reflected the Commission's intent to amend and update its towing rules to make them congruent with the recent statutory changes and to expand upon certain operational standards, where appropriate.

4. The proposed amendments to the towing rules were available for review as Attachment A (legislative) and Attachment B (clean) to Decision No. C24-0647 through the Commission's Electronic Filings website (Proceeding No. 24R-0382TO).

5. The Commission welcomed comments from interested rulemaking participants, regarding the amendments proposed in the NOPR.

6. Initial written comments were requested to be filed no later than September 27, 2024, and any comments responsive to the initial comments were requested to be filed no later than October 11, 2024.

7. A rulemaking hearing on the proposed rules and related matters was held on October 21, 2024.

8. During the rulemaking hearing concerns were expressed about Rules 6503(a)(IV), 6503(c) and 6513(d). Based upon the discussions during the rule making hearing and filings made after the hearing, modifications have been made to those proposed rules and a hearing shall be scheduled to take further comments.

9. The proposed amendments to the towing rules are available for review as Attachment A (legislative) and Attachment B (clean) to this decision and through the Commission's Electronic Filings website (Proceeding No. 24R-0382TO) at: https://www.dora.state.co.us/pls/efi/EFI.Show_Docket?p_session_id=&p_docket_id=24R-0382TO .

II. ORDER

A. It Is Ordered That:

1. A public hearing on the proposed rules and related matters shall be held as follows:

DATE: November 26, 2024

TIME: 11:30 a.m. until no later than 3:00 p.m.

PLACE: By video conference using zoom at a link in the calendar of events on the commission's website: <https://puc.colorado.gov/puccalendar>.

2. At the time set for hearing in this matter, interested persons may submit written comments and may present these orally unless the Commission deems oral comments unnecessary.

3. Interested persons may file written comments in this matter. The Commission will consider all submissions, whether oral or written. The Commission prefers that participants file comment into this Proceeding using the Commission's E-Filings System at: <https://www.dora.state.co.us/pls/efi/EFI.homepage>.

4. This Decision is effective upon its Issued Date.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads 'Rebecca E. White'.

Rebecca E. White,
Director