

Decision No. C22-0534-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21R-0449G

IN THE MATTER OF THE PROPOSED AMENDMENTS TO THE COMMISSION'S RULES REGULATING GAS UTILITIES, 4 CODE OF COLORADO REGULATIONS 723-4, RELATING TO GAS UTILITY PLANNING AND IMPLEMENTING SB 21-264 REGARDING CLEAN HEAT PLANS AND HB 21-1238 REGARDING DEMAND SIDE MANAGEMENT.

**INTERIM COMMISSION DECISION
SCHEDULING TOPIC AREAS FOR THE
SEPTEMBER 19, 2022 PUBLIC COMMENT HEARING**

Mailed Date: September 9, 2022
Adopted Date: September 7, 2022

I. BY THE COMMISSION

A. Discussion

1. On October 1, 2021, in Decision No. C21-0610, the Colorado Public Utilities Commission (Commission) issued a Notice of Proposed Rulemaking (NOPR) to amend the Commission's Rules Regulating Gas Utilities, 4 *Code of Colorado Regulations* (CCR) 723-4 (Gas Rules). The proposed amendments would add to as well as revise the existing provisions of the Commission's Gas Rules in seven areas: (1) the General Provision rules at 4 CCR 723-4-4000 *et seq.*; (2) the Operating Authority rules at 4 CCR 723-4-4102; (3) the Facilities rules at 4 CCR 723-4-4210 (Line Extension Rule); (4) the rules governing calculation of Greenhouse Gas Emissions (Greenhouse Gas Emission Rules) at 4 CCR 723-4-4526 *et seq.*; (5) the rules governing Gas Infrastructure Planning at 4 CCR 723-4-4550 *et seq.* (GIP Rules); (6) the rules governing Clean Heat Plan at 4 CCR 723-4-4725 *et seq.* (Clean Heat Plan Rules); and (7) the rules governing Demand Side Management at 4 CCR 723-4-4650 *et seq.* (DSM Rules).

2. By Decision No. C22-0427, mailed on July 22, 2022, the Commission issued an Interim Decision and accompanying updated redlined rule provisions (Revised Redline) and scheduled a continued rulemaking hearing on August 9, 2022 and September 19, 2022.

3. This Decision gives guidance to the prospective participants in the public comment hearing scheduled for September 19, 2022 beginning at 9:00 a.m.

4. Participants may organize their oral comments in the manner and scope they find appropriate. However, the Commission anticipates tentatively organizing the discussion in the following matter. We anticipate this organization will assist in furthering commenter dialogue, such that the discussions may best add to the robust record in this matter. The Commission will move through topics in this order, but will begin the next topic area once completed with the last (*i.e.*, if the first hour of public comment ends early, we will move to the discussion regarding line extensions when complete).

PROPOSED TIME	TOPICS
9:00 a.m. – 10:00 a.m.	Open comment from public (until finished)
10:00 a.m. – 10:40 a.m.	Line Extension Rule discussion
10:40 a.m. – 10:50 a.m.	<i>Break</i>
10:50 a.m. – 12:00	CPCN and Gas Infrastructure Planning Rules discussion
12:00 p.m. – 1:00 p.m.	<i>Break</i>
1:00 p.m. – 1:45 p.m.	CPCN and Gas Infrastructure Planning Rules discussion, cont'd
1:45 p.m. – 1:45 p.m.	Clean Heat Plan Rules and Greenhouse Gas Emission Rules discussion
2:30 p.m. – 2:45 p.m.	<i>Break</i>
2:45 p.m. – 3:15 p.m.	Clean Heat Plan Rules and Greenhouse Gas Emission Rules discussion, cont'd
3:15 p.m. – 4:00 p.m.	DSM Rules discussion
4:00 p.m. – 5:00 p.m.	Open comment from public

5. The Commission encourages participants to file post-hearing comments expanding upon, and responding to, the oral comments made at hearing. Post-hearing comments are appropriate on any topic raised in this rulemaking. We request post-hearing comments be filed no later than October 4, 2022.

B. Findings and Conclusions

6. We find good cause to schedule a public comment hearing to receive oral comments on the Gas Rules. The public comment hearing will be held on September 19, 2022, using the web-hosted video-conferencing service Zoom. Participants in the hearing should prepare in advance to use this platform. For those who wish to provide oral comments during the hearing, video-conference participation is preferred. The link, access code, and call-in information to participate in the hearing are as follows:

Join Zoom Meeting¹ at the following link:

<https://us06web.zoom.us/j/83147323605?pwd=WnNLbzhma3hDM3JxVU01MHRaWG5Xdz09>

Meeting ID: 831 4732 3605

Passcode: 240545

One tap mobile

+12532158782,,83147323605#,,,,*240545# US (Tacoma)

+13462487799,,83147323605#,,,,*240545# US (Houston)

Dial by your location

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 301 715 8592 US (Washington DC)

¹ Additional information about the Zoom platform and how to use the platform is available at:

<https://zoom.us/>.

All participants are strongly encouraged to participate in a test meeting prior to the scheduled hearing. *See* <https://zoom.us/test>.

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

Find your local number: <https://us06web.zoom.us/j/98061234567>

7. Any member of the public who wishes to participate in the public comment hearing by video-conference must use a computer, smart phone, or tablet that is connected to the internet and has an operational microphone, speaker, and camera. Participants are required to input their full name when prompted to do so. This will allow for participants to be called upon to provide oral comments in an orderly fashion.

8. The hearing will begin at 9:00 a.m. on September 19, 2022.

9. Individuals seeking to provide oral comment during the September 19, 2022 rulemaking hearing are encouraged to sign up via the link on the Commission's calendar (<https://docs.google.com/forms/d/1srcF9YDMwvYqiwBgpOEzDNtKj1PLWVgbIbpNxrNmC40/edit>). Signing up prior to the hearing is not required to provide oral comment at the hearing. However, participants providing information about their planned participation prior to the hearing will assist the Commission in organizing the schedule and planning the discussion.

10. Consistent with Commission practice, the rulemaking hearing will be webcast on the Commission's website. Persons wishing to observe, but not participate in the hearing, may do so by observing the webcast of the hearing, and need not join the hearing by telephone or video-conference. To observe the hearing by webcast, enter this link in the web browser: <https://puc.colorado.gov/webcasts> and select the audio or video option for Hearing Room A found on the date and time of the hearing. The Commission encourages interested persons who do not wish to provide comments during the hearing to observe the hearing through the webcast because this will help minimize background noise during the hearing and may assist in the orderly progression of the hearing.

11. Interested persons are encouraged to file written comments through the duration of this rulemaking proceeding. Members of the public may provide written comments in Proceeding No. 21R-0449G at: <http://www.dora.state.co.us/pacific/PUC/pucomments.html>

12. Registered filers for the Commission's E-Filing System should instead submit their comments in this Proceeding through the E-Filing System.

II. ORDER

A. **It Is Ordered That:**

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

DATE: September 19, 2022

TIME: 9:00 a.m. until no later than 5:00 p.m.

PLACE: By video conference using Zoom.

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

3. The public comment hearing shall be conducted in accordance with the procedures set forth in this Decision.

4. Participants who wish to provide oral comments at the remote public comment hearing must follow the instructions stated above.

5. Individuals may not attend the public comment hearing in-person, because the building containing the Commission's offices and hearing rooms is closed to the public.

6. Interested persons may participate in the public comment hearing by telephone or video-conference using the information provided in this Decision.

7. When joining the public comment hearing, participants are required to enter their full name when prompted to do so through Zoom.

8. The Commission may schedule additional hearings if necessary.

9. The Commission encourages interested persons to file written comments in this Proceeding (21R-0449G) through its E-Filings System at:

<https://www.dora.state.co.us/pls/efi/EFI.homepage>.

10. The Commission will consider all submissions, whether oral or written.

11. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
September 7, 2022.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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JOHN GAVAN

MEGAN M. GILMAN

Commissioners