

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-001BP-EXTENSION-ETA

THE APPLICATION OF CORRECTIONAL CONNECTIONS, LLC, FOR EMERGENCY TEMPORARY AUTHORITY TO EXTEND OPERATIONS UNDER CONTRACT CARRIER PERMIT NO. B-9800.

**COMMISSION ORDER GRANTING
EMERGENCY TEMPORARY AUTHORITY**

Mailed Date: January 12, 2004

Adopted Date: January 7, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On December 31, 2003, Correctional Connections, LLC (Correctional Connections), filed an application for emergency temporary authority to extend operations under Contract Carrier Permit No. B-9800 to include the transportation of juveniles in custody or placed in a locked setting pursuant to orders of the Courts, and the parents of such juveniles, between all points within the State of Colorado. This application is restricted to providing transportation services for only Boulder County I.M.P.A.C.T. (Integrated Managed Partnership for Adolescent & Child Community Treatment), 3460 Broadway, Boulder, Colorado 80304.

2. Pursuant to § 40-6-120(1), C.R.S., the Commission is authorized to grant temporary authority when "there appears to be an immediate and urgent need to any point or within a territory having no carrier service capable of meeting such need." Section 40-6-120(4), C.R.S., further states: "If the Commission is of the opinion that an emergency exists, it may issue temporary authority or approval at once by making specific reference in its order to the

circumstances constituting the emergency, in which case no notice need be given, but any such emergency authority or approval shall expire no later than thirty days after it was issued."

3. Correctional Connections must meet a two-fold test: first, that there is an emergency need for the transportation services, and second, that there is no existing carrier capable of meeting the need. If Correctional Connections fails to meet either test, the application must be denied.

4. Ms. Ann Sullivan, an employee of Boulder County IMPACT, filed a letter in support of this application. In the letter, Ms. Sullivan states "IMPACT is part of the Mental Health Center of Boulder County and serves as an umbrella to bring together all of the public adolescent service agencies of Boulder County. The Impact partnership is comprised of Probation, Community Justice Services, the Health Department, the Mental Health Center, the Division of Youth Corrections, and the District Attorney's Office. IMPACT works to maintain youth in the most appropriate settings by reducing incidents of youth languishing in detention or placement when it is not necessary. Safe and secure transportation services are essential in maintaining youth safety and ensuring youth are able to access the most appropriate setting at the most appropriate time. In the past, IMPACT has funded transportation services. Due to budget cuts, the IMPACT transportation service has been modified to a portion of the services it has previously provided. Boulder County is in need of the services provided by Correctional Connections to fulfill the unmet need that was created due to the budget cuts."

5. The Commission finds that an emergency need for the requested transportation services has been shown to exist, and it has not been shown that there is any other carrier capable of providing the service.

6. Correctional Connections has adequate equipment and financial resources to begin immediate service within the scope of the authority sought.

7. This application for emergency temporary authority is in the public interest.

8. Correctional Connections is advised that the grant of an emergency temporary authority creates no presumption that either a temporary or permanent authority will be granted.

II. ORDER

A. The Commission Orders That:

1. Correctional Connections is granted emergency temporary authority to extend operations under Contract Carrier Permit No. B-9800 for a period of 30 days commencing from the Mailed Date of this Order, with authority as set forth in the Appendix.

2. Correctional Connections shall operate in accordance with all applicable Commission rules and regulations.

3. Correctional Connections shall not extend operations until it has filed the proper tariff. Correctional Connections may not begin operations until this requirement has been met and it has received notice in writing from the Commission stating it is in compliance and may begin service.

4. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails or serves this Order.

5. This Order is effective immediately on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
JANUARY 7, 2004.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners

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APPENDIX

Page 1 of 1 Page

Decision No. C04-0014

Docket No. 04A-001BP-EXT-ETA

January 7, 2004

Transportation of juveniles in custody or placed in a locked setting pursuant to orders of the Courts, and the parents of such juveniles, between all points within the State of Colorado.

This **emergency temporary permit** is restricted to providing transportation services for only Boulder County I.M.P.A.C.T. (Integrated Managed Partnership for Adolescent & Child Community Treatment), 3460 Broadway, Boulder, Colorado 80304.