

~~THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO
RULES REGARDING
SYSTEM SAFETY PROGRAM STANDARDS FOR
RAIL FIXED GUIDEWAY SYSTEMS~~

~~4 CODE OF COLORADO REGULATIONS (CCR) 723-14~~

~~BASIS, PURPOSE, AND STATUTORY AUTHORITY~~

~~The basis and purpose of these rules is to establish a system safety program standard for rail fixed guideway systems operating within the State to assist in the development of a system safety program plan for each operator of a rail fixed guideway system.~~

~~These rules are also intended to establish an oversight program by the Commission for the safety and security of rail fixed guideway systems in accordance with Section 28 of the "Intermodal Surface Transportation Efficiency Act of 1991", 49 U.S.C. sec. 5330, and 49 C.F.R. 659, "Rail Fixed Guideway Systems; State Safety Oversight". (Federal Transit Administration, U.S. Department of Transportation.)~~

~~The statutory authority for adoption of these rules is § 40-18-101 through § 40-18-105, § 32-9-119(1)(t), and § 40-2-108 C.R.S.~~

~~RULE (4 CCR) 723-14-1. APPLICABILITY.~~

~~723-14-1.1 These rules apply to all rail fixed guideway systems operating within the State, regulated by the Commission pursuant to Title 40, Article 18, C.R.S.~~

~~723-14-1.2 Every rail fixed guideway system operator shall establish and maintain a system safety program plan that complies with the system safety program standard as specified in Rule 3.~~

[Omitted Material: All the current rules found in 4 CCR 723-14, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~{4 CCR 723-20}~~

~~Colorado Public Utilities Commission
Rules for Railroad Highway
Grade Separation Applications~~

~~1.0 Statement of Basis and Purpose.~~

~~The basis and purpose of Rules 2.0 through 5.2 is that the Commission has no current rules governing applications for railroad highway grade separations due to the fact that the former rules governing applications for railroad highway grade separations were repealed as a result of the enactment into law of Senate Bill 123 on April 21, 1986, which repealed previously existing rules which had been established to comply with House Bill 1569 which had been enacted by the General Assembly in 1983.~~

~~On April 21, 1986, the Governor of the State of Colorado signed into law Senate Bill 123 (S.B. 123). S.B. 123 eliminates the annual application procedure previously established by H.B. 1569. Thus, the Commission is no longer required to consolidate a list in order of priority of individual grade separation construction projects, but retains its authority to approve or disapprove individual projects and to allocate the funding of individual projects. These rules implement the information required for a railroad highway grade separation project and set forth the minimum criteria for grade separation cost allocation in order to implement S.B. 123. The specific statutory authority for the adoption of these rules is § 40-2-108, C.R.S.~~

~~2.0 Applicability of Rules.~~

~~2.1 For railroad highway grade separation projects for which contribution from a railroad corporation or corporations is requested, the Applicant shall submit the information required at paragraph 2.2 of these rules in addition to that required by Rule 51(c)(3) of the Commission's Rules of Practice and Procedure.~~

~~2.2 Where contribution from one or more railroad corporations is requested for the separation of grades under these rules, the applicant shall include the following information:~~

[Omitted Material: All the current rules found in 4 CCR 723-20, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]

~~[4 CCR 723-26]~~

~~RULES GOVERNING STANDARDS FOR THE EMPLOYMENT OF
CLASS I RAILROAD PEACE OFFICERS~~

~~I. Basis and Purpose of These Rules~~

~~The basis and purpose of these rules is to promulgate rules in compliance with the revisions in § 40-32-108(2), C.R.S., as mandated by Senate Bill 51, which was enacted by the General Assembly during its 1987 session and signed into law on April 30, 1987.~~

~~II. Applicability of Rules~~

~~A. These rules are applicable to all Class I railroads operating in the State of Colorado which employ railroad peace officers, which are defined as any person employed by a Class I railroad corporation operating within the State of Colorado to protect and investigate offenses against railroad corporation.~~

~~B. These rules are in addition to the Class I railroad's standard employment rules and regulations.~~

~~C. These rules apply to a railroad peace officer employed on or after the effective date of these rules.~~

[Omitted Material: All the current rules found in 4 CCR 723-26, are proposed to be repealed and reenacted. Therefore, all the remaining pages of the current rules are omitted.]