



**John W. Suthers**  
Attorney General  
**Cynthia H. Coffman**  
Chief Deputy Attorney General  
**Daniel D. Domenico**  
Solicitor General

**STATE OF COLORADO**  
**DEPARTMENT OF LAW**  
Office of the Attorney General

**Ralph L. Carr**  
**Colorado Judicial Center**  
1300 Broadway, 10th Floor  
Denver, Colorado 80203  
Phone (720) 508-6000

August 18, 2014

Colorado Secretary of State  
*Via Electronic Filing*

RE: Correction to Effective Date of Physical Therapy Rules 207 and 213  
SOS Tracking No. 2014-00783

Dear Secretary Gessler:

This letter pertains to the agency request for a correction (Tracking No. 2014-00783) filed on behalf of the State Physical Therapy Board (Board) regarding the effective date of Physical Therapy Rules 207 and 213 as codified in 4 CCR 732-1.

The following occurred:

- Rules 207 and 213 were initially adopted on March 21, 2014 with an effective date of November 2014 (Tracking No. 2014-00090).
- On July 18, 2014, amendments to Rules 207 and 213 were promulgated. The effective date of November 2014 remained (Tracking No. 2014-00590).
- On July 18, 2014, amendments to Rules 202, 203, 205, 303, and new Permanent Rule 215 were also promulgated, but with an effective date of September 2014.
- In an August 7, 2014 e-mail correspondence sent to the agency from the SOS, the agency was advised of a problem about the impact that the order of filing would have on the rules.
- Specifically, by filing the document that was to become effective November 2014, before filing the document that was to become effective September 2014, this order of filing would impact the rules set to become effective September 2014 (Rules 202, 203, 205, 215, and 303).
- Because the SOS must publish the rules as they are adopted, the agency was advised that this order of filing would result in the undoing of many of the updates that were included in the filing of Tracking No. 2014-00590 when Tracking No. 2014-00090 is published on November 2014.

- The agency filed a correction (Tracking No. 2014-00783) that included a directive to replace the clean version of the rules originally filed with Tracking No. 2014-00090, with the version of the rules attached to Tracking No. 2014-00783.

I have determined that the agency took the appropriate corrective measure by filing Tracking No. 2014-00783 so that that each rule is published on its effective date. This is a non-substantive error and correctable under section 24-4-103(11)(d)(II), C.R.S. Moreover, this correction does not change the previous Attorney General opinion (issued on April 9, 2014) that these regulations are legal and constitutional.

Please contact me if you need further information or review. Thank you.

Sincerely,

FOR THE ATTORNEY GENERAL

/S/

MAUREEN A. WEST  
Assistant Attorney General  
Regulatory Law  
Business & Licensing  
303-866-2434  
303-866-5395 (FAX)  
Email: [maureen.west@state.co.us](mailto:maureen.west@state.co.us)