

Notice of Public Rule-Making Hearing
Community Access Retail Delivery Fee Rule Revision
September 14, 2023

NOTICE is hereby given pursuant to the provisions of § 24-4-103, C.R.S., that the Colorado Community Access Enterprise Board (the “Board”) will conduct a public rule-making hearing on September 14, 2023 at 10:00a.m. to revise the Community Access Retail Delivery Fee’s (the “Fee”) applicability to certain businesses as established by Senate Bill 23-143. This rule-making is intended to revise the Fee rule to reflect the statutory changes in § 24-38.5-303. This rule-making will not address the Fee amount charged and collected by the Department of Revenue on behalf of the Community Access Enterprise.

Availability of the Agenda and the Revised Rules

The agenda for the meeting and the proposed rules will also be available on the Board’s website, at least 7 days prior to the meeting at <https://energyoffice.colorado.gov/about-us/boards-commissions/community-access-enterprise> The revised rules, together with the updated statement of basis and purpose and specific statutory authority will be available for inspection on the Board’s website. Copies of the proposed rules may also be obtained by contacting the Enterprise at ceo_communityaccessenterprise@state.co.us.

Public Participation through Oral Testimony Encouraged

Testimony is limited to the subject matter and scope of the proposed rules. The Board encourages all interested persons to participate in the hearing by providing oral comments at the hearing during each individual or organization’s allocated time. The hearing will be virtual and those interested in participating can register here:

https://us02web.zoom.us/webinar/register/WN_we6-goAzSuK2Dk_ZSY6enA

Written Testimony Permitted

Should an individual or organization be unable to present oral testimony on September 14, written testimony may be submitted until 5:00 pm, Monday, September 11, 2023 to give the Board ample time to review your testimony prior to the hearing. Information submitted by the deadline will be provided to the Board for review and consideration as part of the rule-making hearing. Written testimony must be emailed to:

ceo_communityaccessenterprise@state.co.us.

Oral Testimony Will Be Time-Limited

At the discretion of the Chairman, oral testimony at the hearing may be limited to three minutes or less depending upon the number of persons who sign up to testify. The time allocated for each person or group to comment on the proposal will be based upon the number of persons wishing to comment and the time allocated for the hearing, which will be thirty (30) minutes.

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Depending upon the number of individuals that sign up to testify, some individuals may not receive an opportunity to provide oral testimony. Individuals or organizations that share the same perspective or position regarding the proposed rules are encouraged to identify one spokesperson to testify at the hearing. This is encouraged in hopes of preventing duplicative testimony and giving everyone the opportunity to speak. Persons appearing before the Board who wish to provide oral testimony are encouraged to prepare and use clear and concise language to explain their points of view. The Chairman will limit duplicative or repetitive testimony, or testimony that is outside the scope of the proposed rule-making in his discretion.

Dated this 2nd day of June, 2023

_____ *Carrie Atiyeh* _____
Carrie Atiyeh
Community Access Enterprise, Board Administrator