



COLORADO
Department of Transportation

2829 W. Howard Place
Denver, CO 80204-2305

Notice of Proposed Rulemaking

**Transportation Commission of Colorado
Rules Governing Statewide Transportation Planning Process and Transportation Planning Regions
2 CCR 601-22**

Date & Time of Public Hearing: Friday, September 2, 2022, at 10:00 a.m.

I. Notice

As required by the Colorado Administrative Procedure Act found at section 24-4-103, C.R.S., the Transportation Commission of Colorado (Commission) gives notice of proposed rulemaking.

This proposed permanent rulemaking hearing is scheduled for **September 2, 2022, at 10:00 a.m.** and will only be conducted in a virtual setting. All interested and affected parties must register to attend the public hearing through the registration link provided in the table below.

Date	Location	Time	Registration Links
09/02/2022	Webinar Only	10:00 a.m.	Registration Link

How to Register for Hearing

You must click on the registration link from the above table to register for the hearing. When you register, you must provide your full name, email address, telephone number, and mailing address. You may also provide the name of the organization that you are representing. Finally, please indicate whether you plan to testify during the hearing. When you submit your registration, you should receive a confirmation email including details about how to join the hearing.

The registration link for the hearing is also available on the Colorado Department of Transportation’s website at <https://www.codot.gov/business/rules/proposed-rules>. If you have any trouble registering, please contact CDOT’s Rules Advisor at dot_rules@state.co.us

II. Subject

The Commission is considering revisions to the rules governing the statewide transportation planning process and transportation planning regions, 2 CCR 601-22. The specific purpose of this rulemaking is to make permanent the emergency rule change adopted by the Transportation Commission on July 21, 2022 that provides clarity on the types of funds that may be restricted under the October 1, 2022 deadline set in Rule 8.02.5.1 (Timing for Determining Compliance). The Transportation Commission proposes to add language requiring the representation of rural planning interests to the definition of the State Interagency Consultation Team in Rule 1.44. In addition, this rulemaking proposes to make other minor, non-substantive changes identified by the Office of Legislative Legal Services, staff, and stakeholders. Only the rule provisions included in the proposed rule will be opened for comment during this rulemaking process.

A detailed Statement of Basis, Purpose, and Specific Statutory Authority follows this notice and is incorporated by reference.



III. Statutory Authority

The specific authority under which the Commission shall establish these proposed rule revisions is set forth in §§ 43-1-106(8)(k) and 43-1-1103(5), C.R.S.

IV. Copies of the Notice, Proposed Rule Revisions, and the Statement of Basis, Purpose & Authority

The notice of hearing, the proposed rule revisions, and the proposed statement of basis, purpose and authority are available for review at CDOT's website at <https://www.codot.gov/business/rules/proposed-rules>.

If there are changes made to the proposed rule revisions prior to the hearing, the updated proposed rule revisions will be available to the public and posted on CDOT's website by August 26, 2022.

Please note that the proposed rule revisions being considered are subject to further changes and modifications after the public hearings and the deadline for the submission of written comments.

V. Opportunity to testify and submit written comments

The Commission and CDOT strive to make the rulemaking process inclusive to all. Everyone will have the opportunity to testify and provide written comments concerning the proposed rule revisions. Interested and affected parties are welcome to testify and submit written comments.

The format of the hearing will proceed as follows. The Hearing Officer will open the hearing and provide a brief introduction of the hearing procedures. CDOT will review exhibits to establish that CDOT on behalf of the Commission met all the procedural requirements of the Administrative Procedure Act. CDOT staff will present a summary of the proposed rule revisions. Participants will then have the opportunity to give testimony regarding the proposed rule revisions.

Testimony

The testimony phase of each hearing will proceed as follows:

- The Hearing Officer will identify the participants who indicated that they plan to testify during the hearing based on the registration records.
- When the Hearing Officer exhausts the list, they will ask whether any additional participants wish to testify using the "raised hand" feature on Zoom.

To ensure that the hearing is prompt and efficient, oral testimony may be time-limited. Comments should be limited to the specific rule provisions included in this rulemaking.

Written Comments

You may submit written comments to dot_rules@state.co.us during the comment period between July 21, 2022, and August 26, 2022. **All written comments must be received on or before Friday, August 26, 2022, at 5 pm.**

Additionally, we will post all written comments to CDOT's website at <https://www.codot.gov/business/rules/proposed-rules>.



All written comments will be added to the official rulemaking record and may be subject to disclosure.

VI. Recording of the Hearings

The hearing will be recorded. After the hearing concludes, the recording will be available on CDOT's YouTube Channel at <https://www.youtube.com/channel/UC0WffiQ-SE4kV07saKZdueA/videos>.

VII. Special Accommodations

If you need special accommodations, please contact CDOT's Rules Administrator at 303.757.9441 or dot_rules@state.co.us at least two (2) weeks prior to the scheduled hearing date. We cannot guarantee access to language translation services with less notice.

VIII. Contact Information

Please contact CDOT's Rules Advisor at 303.757.9441 or dot_rules@state.co.us if you have any questions.

