

CYNTHIA H. COFFMAN
Attorney General

MELANIE J. SNYDER
Chief Deputy Attorney General

LEORA JOSEPH
Chief of Staff

FREDERICK R. YARGER
Solicitor General



**STATE OF COLORADO
DEPARTMENT OF LAW**

RALPH L. CARR
COLORADO JUDICIAL CENTER
1300 Broadway, 10th Floor
Denver, Colorado 80203
Phone (720) 508-6000

Office of the Attorney General

November 8, 2018

Wayne W. Williams, Secretary of State
Office of the Secretary of State
1700 Broadway
Denver, CO 80290

RE: Tracking Number: 2018-00616
Revision to State Electrical Board Rules
Rule 8.3.3.1

Dear Mr. Williams:

I have reviewed your inquiry regarding the error made in the Rules of the State Electrical Board (the "Board"), adopted on September 24, 2018, and submitted to the Secretary of State on or about the same date. It is my opinion that the error in Rule 8.3.3.1 as filed by the Board, is non-substantive. The error is a simple typeface error in that the rule lists three options for the recipient of a citation, and those options are itemized in letters A, B, and C. After the listing of the third option in letter C, there currently exists a semicolon and the word "or." Because letter C lists the third of three possible options, at the end of that sentence there should be period instead of a semi-colon, and the word "or" should be removed. This is a non-substantive error and is correctable under section 24-4-103(11)(d)(II), C.R.S. Correcting the error by submitting the correct version of Rule 8.3.3.1 does not change the substantive content of the regulations, nor does it change the actual effective date of the regulations. Since the correction of this error does not change the substantive content of the regulation, it does not change the previous Attorney General opinion that this regulation is legal and constitutional. Please contact me if you need further information or review.

Sincerely,

FOR THE ATTORNEY GENERAL

CRISTEL D. SHEPHERD
Assistant Attorney General
Business & Licensing Section

720-508-6438

720-508-6037 (FAX)

Email: cristel.shepherd@coag.gov