

2021

Regulatory Agenda

January 1, 2021 – December 31, 2021



COLORADO

Department of Public Safety

Executive Director's Office

Overview

The Colorado Department of Public Safety submits the following 2021 Regulatory Agenda in fulfillment of the statutory requirements set forth in Colo. Rev. Stat. §2-7-203(4). Pursuant to state law, annually on November 1 executive-branch agencies must file a Departmental Regulatory Agenda (DRA) containing:

- A list of new rules or amendments that the department or its divisions expect to propose in the next calendar year;
- The statutory or other basis for adoption of the proposed rules;
- The purpose of the proposed rules;
- The contemplated schedule for adoption of the rules;
- An identification and listing of persons or parties that may be affected positively or negatively by the rules; and

The Regulatory Agenda also includes, pursuant to Colo. Rev. Stat. §24-4-103.3, rules to be reviewed as part of the Department’s “Regulatory Efficiencies Reviews” during 2021 (which are denoted as such in the “purpose” column). The DRA is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on the department’s web site, and submitted to the Secretary of State for publication in the Colorado Register. Each department must also present its Regulatory Agenda as part of its “SMART Act” hearing and presentation pursuant to Colo. Rev. Stat. §2-7-203(2)(a)(II).

The following constitutes the Department’s Regulatory Agenda for 2021 and is provided in accordance with Colo. Rev. Stat. §24-7-203(4):

Schedule	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders <i>Consider including high-level outreach bullets</i>
Colorado Bureau of Investigation						
Fall 2021	8 CCR 1507-21	Rules and Regulations Concerning Criminal History records of Volunteers and Employees of	Regulatory Efficiency Review	24-72-305.3, CRS	Establish rules concerning criminal history records of volunteers and employees of	<ul style="list-style-type: none"> • Child care providers and child care placement service providers • Charitable organizations • Law Enforcement Agencies

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		Charitable Organizations			charitable organizations	
Colorado State Patrol						
Tentative hearing March, 2021	8 CCR 1507-1	Minimum Standards for the Operation of Commercial Vehicles	Regulatory Efficiency Review	42-4-235(4)(a), CRS	Support the safe operation of commercial vehicles and to adopt standards related to the regulation, inspection and operation of commercial vehicles within the State of Colorado	<ul style="list-style-type: none"> Commercial motor carriers and operators Governmental subdivisions, entities or legal entities based in Colorado who operate commercial vehicles in the course of their business operations
Tentative hearing March, 2021	8 CCR 1507-25	Permitting, Routing, and Transportation of Hazardous and Nuclear Materials and the Intrastate Transportation of Agricultural Products in Colorado	Regulatory Efficiency Review	42-20-108(1), (2) 42-20-203 42-20-504 42-20-508 and 42-20-108.5, CRS	Provide guidance regarding the permitting, routing and safe transportation of hazardous and nuclear materials by motor vehicles within the State of Colorado	<ul style="list-style-type: none"> Public and private sector hazardous materials transporters and responders
Tentative hearing January, 2021	8 CCR 1507-28	Port of Entry Rules for Commercial Vehicle Motor Carrier Size, Weight and Clearance	Regulatory Efficiency Review	42-8-104, CRS	Set forth the size and weight limits, clearance and permitting requirements, and to define port operations as they	<ul style="list-style-type: none"> Colorado Department of Transportation Colorado Department of Revenue Federal Highway Authority Federal Motor Carrier Safety Administration (FMCSA)

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					apply to the operation of commercial motor vehicles in the State of Colorado	<ul style="list-style-type: none"> Colorado Motor Carriers Association (CMCA) Commercial motor vehicle operators and businesses that operate commercial motor vehicles
Division of Fire Prevention and Control						
Spring 2021	8 CCR 1507-101	Building And Fire Code Adoption And Certification Of Inspectors For Fire & Life Safety Programs Administered By The State Of Colorado	Regulatory Efficiency Review	24-33.5-1203.5, 44-30-515, 24-33.5-1203.5(2), 24-33.5-1212.5, 24-33.5-1213.3, 22-32-124, 23-71-122, 24-33.5-1206.3, 24-33.5-2004(7), 24-33.5-2003, 24-33.5-2008, C.R.S.	Adopt building and fire codes and inspector certification requirements for fire and life safety programs administered by DFPC	<ul style="list-style-type: none"> Building and fire code officials Building and fire code inspectors Private sector installers of fire suppression systems Private sector contractors Municipalities and counties Public schools, charter schools, junior colleges Limited gaming facilities Waste Tire Facilities
Spring 2021	8 CCR 1507-35	Death Benefits for Seasonal Wildland Firefighters	Regulatory Efficiency Review	24-33.5-1203.5, 24-33.5-1229, CRS	Establish death benefits to survivors of seasonal wildland firefighters who die while acting in the line of duty in Colorado	<ul style="list-style-type: none"> Wildland firefighters and their families Wildland firefighting agencies
Spring 2021	8 CCR 1507-17	Standards for the Inspection, Certification, and Use of Self-	New Rule	Senate Bill 19-061	Establish standards for the inspection, certification, and	<ul style="list-style-type: none"> Municipalities and counties Fire Departments Firefighters

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		Contained Breathing Apparatus			use of self-contained breathing apparatus (SCBA)	
Summer 2021	8 CCR 1507-52	Reduced Ignition Propensity Cigarette Standards and Certification	Revision	24-33.5-1231, CRS	Establish standards for ignition strength, testing and performance, labeling, and certification of cigarettes sold or offered for sale in Colorado.	<ul style="list-style-type: none"> • Cigarette manufactures and seller • Municipalities and counties • Fire Departments
Division of Homeland Security and Emergency Management						
None						