



**CATPA**

**Colorado Auto Theft  
Prevention Authority**

Department of Public Safety

# **2015 CATPA Regulations Rules Review**

A review of 8 CCR 1507-50 facilitated by the CATPA Board of Directors.

**5/21/2015**

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## Regulations Rules Review Process

Under § 8 C.C.R. 1507-50, there are nine (9) specific regulations under review by the CATPA Board of Directors. These regulations provide general guidance to assist the CATPA Board and staff in determining grant programs to reduce auto theft within the state. The CATPA Board uses the criteria and standards pursuant to the Governor's Executive Order D 2012-002 *Regulatory Efficiency Reviews*, the Colorado Department of Regulatory Agencies (DORA) *Implementation Guide* and the Colorado Department of Public Safety Executive Director's Office *2015 CDPS Regulatory Review Plan for 2015 Administrative Rulemaking Policy*.

For clarification and background, CATPA is a state authority, under the Department of Public Safety, established by Colorado Statute in 2003 to help reduce auto theft. In 2008 the legislature passed Senate Bill-60 to provide CATPA with permanent funding of \$1 per insured vehicle, each year until the sunset review in 2018. As a result, CATPA is enabled with approximately \$4 million per year to combat the serious and pervasive crime problems involving motor vehicle theft in Colorado. These funds are used for prevention, investigation, enforcement, police training, prosecution, and rehabilitation programs. Less than 8% of collected revenues are used for administrative support and the three member staff. The statute gives priority to multi-agency applicants that target auto theft in all regions of the state.

In 2009 the CATPA Board developed and adopted the CATPA Code of Colorado Regulations (8 C.C.R. 1507-50), which provides basic guidance on the grant process to assist in the statewide reduction of auto theft. Consistent with Executive Order D 2012-002, the CATPA Board completed a previous annual review of the regulations on May 15, 2014 and concluded the review on June 19, 2014. During this review process, the CATPA Board did not have any changes or modifications to the regulations.

Under C.R.S. 42-5-112, CATPA grant programs and initiatives are solicited, reviewed and awarded by the CATPA Board. The CATPA Board is represented, pursuant to statute, by the executive director of the department of public safety (or the executive director's designee), the executive director of the department of revenue (or the executive director's designee), and nine members as outlined in the statute and appointed by the governor. In 2014, CATPA revised the grant application and award processes by using guidelines of statistical weighting factors and standardized evaluation criteria for determining the need, quality and strength of grant applications. These processes resulted in awarding 4.5 million dollars to nine (9) multi-agency applicants for statewide auto theft reduction programs.

In conformance with these orders, guides and policies, this review process has been calendared, noticed on the CATPA website, and 369 CATPA customers were sent emails of this review.

This review will consider:

- A. Whether the rule is necessary;
- B. Whether the rule overlaps or duplicates other rules of the agency or with other federal, state, or local government rules;
- C. Whether the rule is written in plain language and is easy to understand;
- D. Whether the rule has achieved the desired intent and whether more or less regulation is necessary;
- E. Whether the rule can be amended to give more flexibility, reduce regulatory burdens, or reduce unnecessary paperwork or steps while maintaining its benefits;
- F. Whether the rule is implemented in an efficient and effective manner, including the requirements for the issuance of permits and licenses;
- G. Whether a cost-benefit analysis was performed by the applicable rulemaking agency or official in the principal department pursuant to § 24-4-103 (2.5) C.R.S.; and
- H. Whether the rule is adequate for the protection of the safety, health, and welfare of the State or its residents.

A reading of the rule will occur, where public comment will be allowed along with Board comments. Once all the rules have been read, final comments and/or suggestions will be allowed before closing the review.

At the conclusion of this review, the Board will task the CATPA Director to compile a 2015 CATPA Regulations Rules Review report. This report will be returned to the Board for approval and then sent to the Colorado Department of Public Safety Executive Director's Office.

# CATPA Regulations Rules

## DEPARTMENT OF PUBLIC SAFETY

### Investigative Services

#### COLORADO AUTOMOBILE THEFT PREVENTION AUTHORITY

##### 8 CCR 1507-50

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#### **CATPA 1 AUTHORITY TO ADOPT RULES AND REGULATIONS**

*The Executive Director of the Colorado Department of Public Safety is authorized by section 42-5-112(3) (f), C.R.S., to adopt rules and regulations whereby law enforcement agencies or other qualified applicants may apply for grants to assist in improving and supporting motor vehicle theft prevention programs or programs for the enforcement or prosecution of motor vehicle theft crimes through statewide planning and coordination.*

#### **CATPA 2 DEFINITIONS**

“Qualified Applicant” – A Colorado law enforcement agency, state agency, local unit of government, independent school district, nonprofit, or for profit organization that can demonstrate its proposed program addresses some aspect of motor vehicle theft prevention.

#### **CATPA 3 REQUIREMENTS FOR AN ENTITY OTHER THAN A LAW ENFORCEMENT AGENCY TO BE A QUALIFIED APPLICANT:**

- A. An entity must provide written verification that the proposed program addresses motor vehicle theft prevention, enforcement, prosecution, or offender rehabilitation.

#### **CATPA 4 APPLICABILITY**

These rules and regulations shall apply to all law enforcement agencies and other qualified applicants within the State of Colorado.

#### **CATPA 5 APPLICATION PROCEDURES**

- A. Grant applications shall be in the form required by grant announcements.
- B. The Colorado Automobile Theft Prevention Board (Board) will annually announce the availability of grant funds and the start of the application process. The notice may include notification by mail and internet posting on the website of the State of Colorado, the Department of Public Safety, the Colorado State Patrol, and other agencies and organizations.

Each application shall, at a minimum, specifically describe the type of motor vehicle theft prevention, enforcement, prosecution, or offender rehabilitation program proposed.

- C. Applications shall be filed with the Colorado Automobile Theft Prevention Board, “Board”, at 710 Kipling Street, Denver, Colorado or as required pursuant to the grant application, notice or instructions.

## **CATPA 6 SELECTION OF GRANT RECIPIENTS - EVALUATION AND AWARD OF GRANT APPLICATION**

- A. The Board shall give priority to applications representing multijurisdictional programs and review each application based upon one or more of the following guidelines:
- Whether the application addresses an auto theft problem that is clearly identified, measurable and is supported by relevant statistical evidence.
  - Whether the application minimizes duplicative or overlapping existing programs.
  - Whether the application provides a design wherein activities and goals are realistic and attainable.
  - Whether the application displays innovation in its concept/design/operation. A project is considered innovative if it provides a new and different strategy or approach that prevents, deters, intervenes, or stops criminal activity from occurring.
  - Whether the application demonstrates a cost structure which is realistic when compared to its goals. (cost vs benefit)
  - Whether the application includes a proposed evaluation design that provides relevant data to measure the effectiveness of the project and a plan for performing such evaluation.
- B. The Board shall ensure that the guidelines are applied equitably to all qualified applicants.
- C. To the extent practical, the Board shall approve grants in a variety of geographic areas of the state.

## **CATPA 7 CRITERIA FOR DETERMINING THE AMOUNT OF THE GRANT**

- A. Grant amounts shall be predicated upon consideration of the following criteria by the Board:
- The amount of funds available for the current grant cycle.
  - Existing activities or programs that address the problem.
  - Statistical analyses of auto theft problems in the project area.
  - Cooperation and coordination with other agencies/projects to address auto theft problems.
  - Proposed plan for auto theft crime prevention, education, and training.
  - The number of personnel involved in the project.
  - Applicants' experience, qualifications and past performance which demonstrate a capability to successfully operate the proposed project.

## **CATPA 8 NOTIFICATION OF GRANT AWARD DECISIONS**

- A. The Board shall give written notification to applicants of the final decisions of the Board approving or denying grant applications.

## **CATPA 9 PROCEDURES FOR REVIEWING THE EFFECTIVENESS OF GRANT PROGRAMS**

- A. Grant recipients must submit quarterly financial and progress reports for review by the Board for monitoring grant implementation and achievement of objectives.
  - 1. The Board will provide financial and quarterly reporting forms to grant recipients.
  - 2. Grant recipients will complete and submit CATPA forms quarterly.
  - 3. The Board will review quarterly reports based upon identified CATPA goals and objectives.
  - 4. The Board will give feedback to grant recipients.

## **PUBLICATIONS AND RULES INCORPORATED BY REFERENCE**

- A. All publications and rules adopted and incorporated by reference in these regulations are on file and available for public inspection by contacting the CATPA Board. This rule does not include later amendments to or editions of any materials incorporated by reference. All publications and rules adopted and incorporated by reference in these regulations may be examined at any state publications depository library.

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### **Editor's Notes**

### **History**

Rules CATPA 1-12 eff. 6/30/04.

Rules CATPA 5, CATPA 6, CATPA 7, CATPA 10, and CATPA 11 eff. 5/1/05.

Entire Rule eff. 04/30/2009.

### **Annotations**

Rules CATPA 5, CATPA 6, CATPA 7, CATPA 10, and CATPA 11 (adopted 5/6/04) were not extended by Senate Bill 05-183 and therefore expired 5/15/05; Rules CATPA 5, CATPA 6, CATPA 7, CATPA 10, and CATPA 11 (adopted 3/17/05) were repealed by Senate Bill 05-183 effective 05/15/05.