

**HB 12-1008 Report From CDLE (submitted 11/1/12 to Legislative Council for the Colorado General Assembly)**

| <b>Estimated Date for action</b>                            | <b>Division</b>   | <b>Rule</b>                    | <b>Purpose of proposed change</b>   | <b>Statutory basis for Rule</b>  | <b>Identification of Stakeholders (and planned stakeholder outreach)</b>   | <b>Fine or Fee Increase?</b> | <b>Notice to General Assembly</b> |
|---|-------------------|--------------------------------|---|--|--|------------------------------|-----------------------------------|
| Rule Proposed 9-2015 / Hearing 11-2015 / Effective 1-1-2016 | Division of Labor | Colorado Minimum Wage Order 32 | Article XVIII, Section 15, of the Colorado Constitution requires the Colorado minimum wage to be adjusted annually for inflation. | Title 8, Articles 1, 4, 6, and 12, C.R.S and Article XVIII, Section 15, of the Colorado Constitution | <p>Representative Stakeholders were identified and emailed material related to the new rules. (I.e. the proposed Rules, the Statement of Basis and Purpose, the Regulatory Analysis, Fact Sheets, FAQs, etc.) They were personally contacted to gather comments, questions or concerns about the rules and that information was used in finalizing the Rule.</p> <p>The new rules were also sent to approximately 200+ individuals and groups that have indicated an interest in receiving Division of Labor notices, publications, and information.</p> | No                           | Not Required                      |

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| 3/1/2015                         | Division of Oil and Public Safety (OPS) | 7 CCR 1101-5 Boiler and Pressure Vessel Regulations | CRS 9-4-104(1)(c) allows OPS to delegate authority to a municipality to regulate boilers if OPS approves an application submitted by the municipality proving comparability to OPS regulations. Therefore, OPS will add regulation requirements for the application process, qualification of the Chief Boiler Inspector and staff inspectors, and other items such as data sharing. In addition to this revision, OPS also proposes to make general format and clarification changes to the regulation. | CRS 9-4-103 (1)                 | OPS will conduct at least one meeting with stakeholders consisting of owners, installers, inspectors, manufacturers and municipalities. | No                           | Not Required                      |

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| 1/15/2015                        | OPS             | 7 CCR 1101-12 Amusement Rides and Devices Regulations | 7 CCR 1101-12 Section 1-4 (B) currently exempts trampolines from regulation. Because reports of injuries to the public are prevalent at commercial trampoline facilities, OPS and some owners, operators and manufacturers believe that these amusement devices should be regulated. Regulation requirements would include installation and operation according to manufacturers recommendations and adopted standards (ASTM F2970), obtaining a permit to operate from OPS (application and fee), annual 3rd-party inspection, and liability insurance. | CRS 8-20-1002 (1)               | OPS will conduct at least one meeting with stakeholders consisting of owners, inspectors, manufacturers and municipalities. | No                           | Not Required                      |

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| 7/1/2015                  | OPS      | 7 CCR 1101-8 Conveyance Regulations | Regulation revisions in 2014 (adopted 10-17-14 and effective 1-1-2015) included the adoption of updated editions of national industry codes causing some significant changes in the way conveyance owners and their contractors must maintain and present maintenance procedures and records. Generally with these types of regulation changes, additional clarification of and possible changes to requirements are necessary. Some items needing clarification have already been identified. | CRS 9-5.5-112 (1)        | OPS will conduct at least one meeting with stakeholders consisting of owners, contractors, Union representatives, inspectors, manufacturers and municipalities. | No                    | Not Required               |
| 7/1/2015                  | OPS      | 7 CCR 1101-14 Petroleum Regulations | In 7 CCR 1101-14 Section 5-2, Table 5-1 will be revised to establish a more realistic cleanup goal for the groundwater volatilizing to indoor air exposure pathway. Currently the cleanup goal is extremely conservative. National research conducted in several states over many years indicates that we should be including an attenuation factor, which would allow for a less stringent and more accurate cleanup goal.  | CRS 8-20.5-209 (2)       | OPS will conduct at least one meeting with stakeholders consisting of tank owners, tank operators, environmental consultants, and municipalities.               | No                    |                            |

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| Dec 2014-Feb 2015                | Division of Unemployment Insurance       | Rule 7, Employer Records and Reports, and Rule 12 Good Cause | Add language regarding good cause and contacting employers when separation information was not submitted by employer  | 8-74-102, C.R.S.                | UI maintains a list of stakeholders and other interested parties. All will be contacted and public notice sent.   | No                           | No                                |
| Apr-Jul 2015                     | Division of Unemployment Insurance       | Rule 5, Benefit Charging                                     | Establish a pattern of nonresponse to allow an employer's account to be charged for overpayments that are caused by the employer's nonresponsiveness.                                 | 8-79-102 (5), C.R.S             | Employers and third party representatives are all stakeholders. Communications will be drafted in advance and input sought to gather comments and questions before rules drafted. Proposed rules will be vetted with UI Stakeholder group, and public notice will be sent to all those who have expressed interest in this topic. | No                           | No                                |
| Apr-Jul 2015                     | Division of Unemployment Insurance       | Rule 15, Benefit Overpayments                                | Based on the administrative costs to establish and collect overpayments of UI benefits, establish a threshold dollar amount for when an overpayment will be established and collected | 8-79-102 and 8-81-101, C.R.S.   | UI maintains a list of stakeholders and other interested parties. All will be contacted and public notice sent.   | No                           | No                                |
| Ongoing                          | Division of Unemployment Insurance       | General rule review  | Eliminate red tape, clarify rules, improve efficient operation of the workers' compensation system  | 8-72-102, C.R.S.                | UI maintains a list of stakeholders and other interested parties. All will be contacted and public notice sent.   |                              |                                   |
| March                            | Division of Workers' Compensation (DOWC) | Rule 2.5 (surcharge) and Rule 10 (utilization review)        | Mandatory review  | §8-44-112 and §8-47-107         | Notice will be issued   | No                           |                                   |

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| June                             | DOWC            | Rule 17 (fee schedule) | Mandatory review   | §8-42-101(3)                    | Ongoing medical policy advisory panel                                    | No                           |                                   |
| October                          | DOWC            | Rules 16 & 18          | Mandatory review   | §8-42-101                       | Ongoing medical policy advisory panel                                    | No                           |                                   |
| Ongoing                          | DOWC            | General rule review    | eliminate red tape, clarify rules, improve efficeint operation of the workers' compensation system | §8-47-107                       | Task force meetings with impacted stakeholders                           | Not anticipated              |                                   |