



## COLORADO

Executive Director's Office

Department of Personnel  
& Administration

1525 Sherman St.  
Denver, CO 80203

### PROPOSED STATEMENT OF BASIS AND PURPOSE

The Address Confidentiality Program Rules (“Rules”) are found at 1 CCR 103-6. A rulemaking hearing of the Executive Director was held on May 20, 2014, at 1525 Sherman Street, Room 103, Denver, Colorado 80203. The rulemaking hearing was held by a Hearing Officer in order to facilitate the submission of public comments on the adoption of a set of rules for the Address Confidentiality Program (ACP). The Executive Director is exercising her rulemaking authority as granted under §24-4-101 *et seq.*, C.R.S. and §24-30-2113, C.R.S. and HB 11-1080.

The Notice of Rulemaking was issued April 10, 2014, for publication by the Secretary of State on April 25, 2014. The proposed rules and the proposed statement of basis and purpose have been available for review at the Executive Director’s office and on the Executive Director’s website since April 11, 2014. The proposed rules and the proposed statement of basis and purpose also have been available for review at the Division of Central Services office and on the Division of Central Services website since April 11, 2014. The Hearing Officer took testimony at the public rulemaking hearing on May 20, 2014. The Hearing Officer completed deliberations on the proposed rules on May 23, 2014. The rules were accepted through formal public hearing and approved by the Attorney General.

The general purpose of the Executive Director in conducting the rulemaking was to provide, with regards to the administration of the ACP, for the following:

- (a) Implementation of the provisions of HB 11-1080;
- (b) Administration of the ACP;
- (c) clarification for the ACP stakeholders, including the general public and any organizations that may be affected by the ACP, of the transfer of authority; and
- (d) transparency as to any modifications or changes to previous rules governing the ACP which may affect stakeholders.

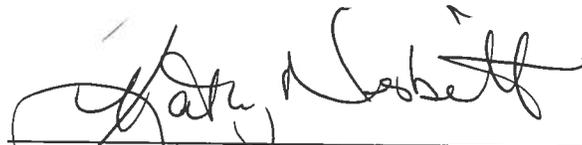
The Executive Director adopted on a permanent basis, new rules contained within 1 CCR-103-6.

The Hearing Officer finds, as required by §24-4-103(4)(b), C.R.S. that the record of the rulemaking proceeding demonstrates the need for the rules; the proper constitutional and statutory authority exists for the rules; to the extent practicable, the rules are clearly and simply stated so that their meaning will be understood by any required to comply with the rules; the rules do not conflict with other provisions of the law; and any duplication or overlapping of the rules, if any, has been explained.

The specific authority of the Executive Director to promulgate these rules is found at §24-4-101 *et seq.*, C.R.S., §24-30-2113, C.R.S. and HB 11-1080.

The permanent rules adopted shall become effective July 15, 2014.

Dated this 10<sup>th</sup> day of April, 2014

  
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Kathy Nesbitt  
Executive Director  
Department of Personnel & Administration

