



COLORADO
Executive Director's Office
Department of Personnel & Administration

1525 Sherman St.
Denver, CO 80203

NOTICE OF PROPOSED RULEMAKING

TO: Secretary of State;
All State Government Departments, Agencies, Institutions and Other Interested Parties

FROM: Kara Veitch, Executive Director
Department of Personnel & Administration

DATE: June 13, 2019

SUBJECT: NOTICE OF PUBLIC HEARING TO CONSIDER ADOPTION OF PERMANENT RULES

The Executive Director of the Department of Personnel & Administration (DPA) will hold a public hearing on July 23, 2019, to consider permanent adoption of procedural rule 1 CCR 104-3, Rule 21 for the Office of Administrative Courts Worker's Compensation hearings. This hearing will address emergency rules implemented on May 24, 2019. The July 23, 2019 public hearing will commence at 10:00 a.m. in Room 104, First Floor, at 1525 Sherman Street. All interested persons are urged to attend this public hearing and to submit written comments for consideration concerning the proposed rules.

The Hearing Officer will take comments as follows:

In order to facilitate review of written comments by the Hearing Officer, all interested parties are strongly encouraged to submit their written comments prior to the hearing;

Written comments submitted prior to the hearing must be submitted to Doug Platt at 1525 Sherman Street, Denver, CO 80203 or via email at doug.platt@state.co.us on before 5:00 p.m. on July 16, 2019.

All written comments submitted on or before 5:00 p.m. on July 16, 2019, will be posted on the DPA website and linked to the Office of Administrative Courts website, on or before 5:00 p.m. on July 17, 2019.

Any written comments submitted after 5:00 p.m. on July 16, 2019, must be submitted a) at the rulemaking hearing on July 23, 2019; b) in hard copy format with an original and ten (10) copies.

Oral comment may be provided at the hearing as follows:

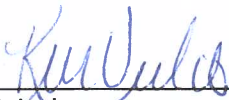
- Each speaker will be allowed to testify;
- All persons wishing to provide oral comment must sign up to do so at the hearing, noting whom they represent and/or if they are ceding any portion of their time to another speaker;
- Any person signing up to speak may cede any portion or all of their time to another speaker, however, no speaker may be ceded the time of more than two other speakers, and
- At his discretion, the Hearing Officer may limit or extend the time of any speaker.

After taking public comment the Hearing Officer will commence deliberations regarding adoption of the proposed permanent rules.

Reasonable accommodation will be provided upon request for persons with disabilities. If you are a person with a disability who requires an accommodation to participate in this public hearing, please notify Doug Platt at 303-866-6095 by no later than July 16, 2019.

The Executive Director will consider adoption of new permanent rules to the Office of Administrative Courts Procedural Rules for Worker's Compensation which will be located at 1 CCR 104-3. The rules are being promulgated primarily so it comports with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d to 2000d-7 and 28 C.R.R, Part 42, Subpart C (Title VI) concerning limited English proficient (LEP) Individuals.

The proposed rules, notice of proposed rulemaking and the proposed statement of basis, specific statutory authority and purpose will be available for review by interested persons on or before close of business June 12, 2019, at the Department's Executive Director's office offices, 1525 Sherman Street, 5th floor, Denver, Colorado 80203, or on the Executive Director's website, "What's New," at <http://www.colorado.gov/dpa>. In addition, they are available for review at the Office of Administrative Courts offices, 1525 Sherman Street, 4th floor, Denver, Colorado 80203 or on the Office of Administrative Courts website "What's New" at <https://www.colorado.gov/oac>. The executive Director is exercising her rulemaking authority as granted under §24-4-103, C.R.S. et seq., §24-30-1001, C.R.S. et seq., as well as §24-50.3-104(3)(a) and (3)(g), C.R.S., to track changes to the Workers' Compensation Act (§8-40-101 et seq., C.R.S.).



Kara Veitch
Executive Director
Department of Personnel & Administration