2024 Regulatory Agenda

State of Colorado Department of Public Safety logo with state letter C symbol to the left of the CDPS symbol.


# Overview

The Colorado Department of Public Safety submits the following 2024 Regulatory Agenda in fulfillment of the statutory requirements set forth in Colorado Revised Statutes §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 §24-4-103.3, C.R.S., rules to be reviewed as part of the Department’s Regulatory Efficiencies Reviews during 2024, which are denoted as such in the Purpose column of the following agenda table. This agenda 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 §2-7-203(2)(a)(II), C.R.S.

Please note that, due the regulatory agenda being due on November 1 each calendar year, this 2024 agenda includes regulatory activity that has been planned for November and December 2023 that was not included in the 2023 CDPS regulatory agenda.

The following constitutes the Department’s Regulatory Agenda for 2024 and is provided in accordance with §24-7-203(4), C.R.S.

Note:

Colorado Department of Public Safety Divisions and the Offices administered within those divisions included in this agenda:

Colorado Bureau of Investigation (CBI)

* Investigative Services
* Support Services

Colorado State Patrol (CSP)

* Port of Entry (POE)
* Colorado Automobile Theft Prevention Authority (CATPA)

Division of Fire Prevention & Control (DFPC)

* Fire & Life Safety Section (FLS)
* Professional Qualifications and Training Section (PQT)

Division of Homeland Security and Emergency Management (DHSEM)

* Office of Emergency Management (OEM)
* Office of Public Safety Communications (OPSC)

# Public Safety 2024 Regulatory Agenda

| **Schedule** | **Rule Number** | **Title of the Rule** | **Division, Office, Board, or Program** | **New rule, revision, mandatory review, or repeal?** | **Statutory or other basis for adoption of rule** | **Part of Mandatory Rule Review?** | **Purpose** | **Stakeholders** | **Anticipated Hearing Date** |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Nov. | 8 CCR 1507-80 | Public Safety Communications Trust Fund | DHSEM/ OPSC | New & Revision | 24-33.5-2501, 24-33.5-2502, 24-33.5-2505, C.R.S. | no | Transfer rules 8 CCR 1501-8 Rules in Support of the Governor’s Office of Information Technology Public Safety Trust Fund from the State OIT to the Department of Public Safety and continued to be administered by the Office of Public Safety Communications, which was statutorily transferred to the Division of Homeland Security and Emergency Management. The transferred rules are adopted as new rules with revisions to update fund distribution and repayment and reporting procedures. | Local governments, state agencies, and law enforcement agencies. | Nov 15, 2023 |
| Nov. | 8 CCR 1507-81 | Office of Public Safety Communications Administration | DHSEM/ OPSC | New | 24-33.5-2501,  24-33.5-2503, C.R.S. | no | Adopt rules for the administration of the powers, duties, and functions of the Office of Public Safety Communications (OPSC) to ensure continuity of existence through the transfer of the OPSC to the Department of Public Safety Division of Homeland Security and Emergency Management. | Local governments, state agencies, and law enforcement agencies. | Nov 15, 2023 |
| Nov. | 8 CCR 1507-12 | Persons Dealing with Fireworks | DFPC/ FLS & PQT | Revision | 24-33.5-2004 (7), 12-28-101 et seq., C.R.S. | yes | After mandatory rule review revision was needed to update the certification procedures for firework display and pyrotechnic operators. Additional minor revisions for updating definitions, clarifying procedures, and grammatical and formatting issues. | Local governments, state agencies, Fire Chiefs, Fire Marshalls, Fire District officials, and the general public. | Nov 16, 2023 |
| Nov. | 8 CCR 1507-43 | Reserve Peace Officer Academy Grant Program | DHSEM | Repeal | 24-33.5-1616, C.R.S. | no | Rule authority was repealed when statute was repealed 7/1/2019. Rulemaking is needed to formally repeal rules. | Political subdivisions of the state that are comprised of multiple jurisdictions and formed for the purpose of funding a reserve peace officer academy; Law enforcement agencies | Nov 30, 2023 |
| Dec. | 8 CCR 1507-27 | Blue Alert Program | CBI/  Investigations | Revision | 24.33.5-416.5, C.R.S. | yes | Update notification procedures | Local law enforcement, media, general public | Jan 2024 |
| Jan. | 8 CCR 1507-20 | Implementation of the National Instant Criminal Background Check System with the Colorado Bureau of Investigation Serving as the Point of Contact | CBI/  Support Services | Review | 24-33.5-424(7), C.R.S. | yes | Full program and rule review | Local law enforcement agencies, FFLs (gun dealers), general public | unknown/hearing necessity not yet determined |
| Jan. | 8 CCR 1507-37 | Wildfire Resilient Homes Grant Program | DFPC/  FLS | New rule | 24-33.5-1239, C.R.S. | no | Promulgate new rule per statutory mandate | Private sector contractors, local govts and state agencies, general public | Mid-Jan 2024, tbd |
| Jan. | 8 CCR 1507-28 | Port of Entry Rules for Commercial Motor Carrier Size, Weight & Clearance | CSP/POE | Revision | 42-8-104 (1), C.R.S. | yes | Review and update for consistency with state statutes and CFRs. | Local/State Government; CMCA and other requesting parties. Members of the CMV industry | Jan 30 or 31, 2024 |
| Jan. | 8 CCR 1507-1 | Minimum Standards for the Operation of CMVs (more commonly known as the Motor Carrier Rules) | CSP | Revision | 42-4-235(4)(a)(I), C.R.S. | yes | Review and update for consistency with state statutes and CFRs. | Members of the CMV industry, law enforcement, other govt. entities, CDOT, USDOT, members of the insurance industry | Jan 30 or 31, 2024 |
| Jan. | 8 CCR 1507-58 | Third Party VIN Rules | CSP | Review | 42-1-232(7), C.R.S. | yes | Mandatory rule review | Local/State Government; Members of the CMV Industry, Third-party Civilian VIN Verifiers | Jan 30 or 31, 2024 |
| Jan. | 8 CCR 1507-50 | Colorado Automobile Theft Prevention Authority | CSP/  CATPA | Review | 42-5-112(3)(f), C.R.S. | yes | Mandatory rule review | Law enforcement agencies; local/state government; and other requesting parties. | unknown/hearing necessity not yet determined |
| Jan. | 8 CCR 1507-42 | Filing Tier II Reports Electronically | DHSEM/  OEM | Review | 24-33.5-1503.5, C.R.S. | yes | Mandatory rule review | Local govt. and state agency emergency planning officials, general public | unknown/hearing necessity not yet determined |
| Jan. | 8 CCR 1507-46 | Law Enforcement Public Safety and Criminal Justice Information Sharing Program | DHSEM | Repeal | 24-33.5-1617, C.R.S. | yes | Repeal rule due to grant program and statute repeal - effective July 2, 2023 | Law enforcement agencies, local govts and state agencies | Jan. 2024 - date TBD |
| March | TBD | Fire Investigation Fund [tentative title] | DFPC | New | 24-33.5-1238, C.R.S. | no | New rules to administer the newly created Fire Investigation Fund - still to be determined if new rules are necessary | Local governments, state agencies, Fire Chiefs, Fire Marshalls, Fire District officials, and the general public. | anticipated March 2024 - TBD |
| April | 8 CCR 1507-40 | Continuity of State Government Operations | DHSEM/  OEM | Revision | 24-33.5-1609, C.R.S. | yes | Review and revise to update procedures and amend any statutory updates/ requirements | Local govt. and state agency emergency planning officials, general public | anticipated April 2024 - date TBD |
| June | 8 CCR 1507-30 | Fire Code Enforcement and Certification of Fire Inspectors for Public Schools, Charter Schools and Junior Colleges | DFPC/  FLS | Review | 24-33.5-1203.5, C.R.S. | yes | Full program and rule review | Private sector contractors, local govts and state agencies, school districts | unknown/hearing necessity not yet determined |
| June | 8 CCR 1507-11 | Fire Suppression Program | DFPC/  FLS | Review | 24-33.5-1204.5, C.R.S. | yes | Mandatory rule review | Private sector contractors, local govts and state agencies, general public | unknown/hearing necessity not yet determined |