

2018  
Colorado Department of Revenue  
Regulatory Agenda Report  
January 1, 2018 - December 31, 2018



# Taxpayer Service Division - Tax Group 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>			<small>If only a part of a CCR is repealed, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY18 Agenda, or NO: If the rule was unpublished or an emergency rule.</small>
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-102.14	State Treasurer	Repeal	§39-26-102(14), C.R.S.	Review pursuant to 24-4-103.3, C.R.S.	All retailers, Tax Practitioners	Adopted	No
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-102.22	Disputes	Repeal	§39-26-102(22), C.R.S.	Move content of rule into Regulation 39-26-105(3).	All retailers, Tax Practitioners	Adopted	No
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-105.1(c)	Documenting Exempt Sales	Repeal	§39-26-105(1)(c), C.R.S.	Move content of rule into Regulation 39-26-105(3)	All retailers, Tax Practitioners	Adopted	No
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-105(3)	Documenting Exempt Sales	New Rule	§39-26-105(3) and 39-26-102(22), C.R.S.	Establish the requirements a retailer must meet to be relieved of liability for the collection of sales and use tax.	All retailers, Tax Practitioners	Adopted	No
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-713.2(c)	Cross Reference	Repeal	§39-26-713(2)(c), C.R.S.	Review pursuant to 24-4-103.3, C.R.S.	All retailers, Tax Practitioners	Adopted	No
Adopted June 12, 2018	1 CCR 201-4 Regulation 39-26-718	Charitable Organizations	Revision	§39-26-718, C.R.S.	Amend the dollar threshold for use of check or credit card for exempt purchases.	Charitable Organization, All retailers, Tax Practitioners	Adopted	No
Adopted June 20, 2018	1 CCR 201-2 Regulation 39-22-622	Income Tax Refunds	Revision	§39-21-112(1) and 39-22-622, C.R.S.	Revise rule to reflect changes to statute made by Senate Bill 17-194.	Income taxpayers, tax practitioners	Adopted	Yes
Adopted June 20, 2018	1 CCR 201-2 Regulation 39-22-526	Credit for environmental remediation of contaminated land	New rule	§39-21-112(1) and 39-22-526, C.R.S.	Establish rules for transferring the credit.	Income taxpayers, CDPHE, environmental mediation services, credit brokers, tax practitioners	Adopted	Yes
Adopted June 20, 2018	1 CCR 201-2 Regulation 39-22-104(3)(g)	Gross conservation easement addition	Revision	§39-21-112(1) and 39-22-104(3)(g), C.R.S.	Revise existing rule to conform to statute.	Gross conservation easement donors and donees, tax practitioners	Adopted	Yes
Adopted June 20, 2018	1 CCR 201-2 Regulation 39-22-304(2)(f)	Gross conservation easement addition	Revision	§39-21-112(1) and 39-22-304(2)(f), C.R.S.	Revise existing rule to conform to statute.	Gross conservation easement donors and donees, tax practitioners	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-2 Regulation 39-22-604	Withholding tax	New rule	§39-21-112(1) and 39-22-604, C.R.S.	Consolidate and clarify separate wage withholding rules.	Employers, payroll companies, tax practitioners	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-2 Regulation 39-22-604.1	Withholding tax	Repeal	§39-21-112(1) and 39-22-604, C.R.S.	Repeal rule and replace with consolidated rule 39-22-604.	Employers, payroll companies, tax practitioners	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-2 Regulation 39-22-604.3	Requirement to Withhold	Repeal	§39-21-112(1) and 39-22-604, C.R.S.	Repeal rule and replace with consolidated rule 39-22-604.	Employers, payroll companies, tax practitioners	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-2 Regulation 39-22-604(4)	Withholding Tax Filing Periods and Due Dates	Repeal	§39-21-112(1) and 39-22-604, C.R.S.	Repeal rule and replace with consolidated rule 39-22-604.	Employers, payroll companies, tax practitioners	Adopted	Yes
Reviewed September 2018	1 CCR 201-2 Regulation 39-22-604.17	Withholding of Winnings	N/A	§39-21-112(1) and 39-22-604, C.R.S.	No changes recommended.	Gaming Industry	Reviewed	No
Adopted June 21, 2018	1 CCR 201-4 Regulation 39-26-105	Remittance of sales tax	Revision	§39-21-112(1), 39-26-105, and 39-26-107, C.R.S.	Clarify sales tax remittance requirements.	Retailers, local governments, tax preparers	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-4 Regulation 39-26-105.5	Manatory Electronic Funds Transfer	Repeal	§39-21-112(1) and 39-26-105.5, C.R.S.	Move the requirements in this rule to Special Rule 1 Electronic Funds Transfer.	Every taxpayer, Tax Practitioners	Adopted	No
Adopted June 21, 2018	1 CCR 201-1 Regulation 39-21-119	Date Documents of Payments Considered Made	New Rule	§39-21-112(1), 39-21-119, 39-21-120, 39-27-117, 38-28.5-106, 39-28.8-201, and 39-28.8-202, C.R.S.	Define the date documents or payments are considered filed with or made to the Department.	Every taxpayer, Tax Practitioners	Adopted	Yes
Adopted June 21, 2018	1 CCR 201-1 Special Regulation 1	EFT payments	Revision	§39-21-112(1), 39-22-604(4)(a), 39-26-105.5, 39-27-105.3, 39-28-104, and 39-28.5-106, C.R.S.	Promulgate rules regarding EFT payment as directed by House Bill 17-1136.	Taxpayer's (income tax, sales tax, cigarette tax, tobacco tax, and fuel tax), tax practitioners	Adopted	Yes
Withdrawn	1 CCR 201-2 Regulation 39-22-601 (2.5) & (5)	Withholding for nonresident partners and shareholders	New rule	§39-21-112(1) and 39-22-601(2.5) and (5), C.R.S.	Establish rules governing withholding for nonresident partners and shareholders.	Partnerships, S corporations, LLCs, tax practitioners	Withdrawn	Yes
Adopted September 18, 2018	1 CCR 201-2 Regulation 39-22-1001	Voluntary Contributions	New rule	§39-21-112, 39-22-701, et seq., 39-22-801, et seq., and 39-22-1001, et seq., C.R.S.	Establish rules for making voluntary contributions from and income tax refund claimed on an individual income tax return.	Individual income taxpayers, charitable organizations	Adopted	Yes
Adopted September 18, 2018	1 CCR 201-19 Regulation 39-30.5-101	Rural jump-start zone act	New rule	§39-21-112(1) and 39-30.5-101, et seq., C.R.S.	Establish rules for rural jump-start zone income tax and sales tax incentives.	Economic Development Commission, Rural Jump-Start Zones	Adopted	Yes

# Taxpayer Service Division - Tax Group 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unimplemented or an emergency rule.</small>
<small>If it was in review and no changes were recommended, include the month it was reviewed.</small>								
Adopted September 18, 2018	1 CCR 201-1 Regulation 39-21-120	Signature and Filing Alternatives	Revision	§39-21-112(1), 39-21-119, 39-21-120, 39-27-117, and 24-71.3-102, et seq., C.R.S.	Define and implement acceptable alternatives to file and sign tax returns and other documents.	Every taxpayer, Tax Practitioners	Adopted	No
Adopted September 18, 2018	1 CCR 201-7 Regulation 39-28-104	Filing Cigarette Tax Returns and Wholesaler's Service Fee	Revision	§39-21-112, 39-28-104, and 39-28-109, C.R.S.	Require wholesalers to file returns electronically and clarify conditions under which a wholesaler is eligible to deduct a service fee from the tax they remit.	Cigarette Taxpayers	Adopted	No
Adopted September 18, 2018	1 CCR 201-7 Regulation 39-28.5-106	Filing Tobacco Products Tax Returns and Distributor's Service Fee	Revision	§39-21-112 and 39-28.5-106, C.R.S.	Require distributors to file returns electronically and clarify conditions under which a distributor is eligible to deduct a service fee from the tax they remit.	Tobacco Products Taxpayers	Adopted	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-102 (1.3)	Auctioneers	Revision	§39-21-112(1), 39-26-102(1.3), (8), (9), and (10), 39-26-104; 39-26-105, and 39-26-106, C.R.S.	Conform the rule to changes made to Regulation 39-26-102(9) regarding the sourcing of sales.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-102.3	Doing Business in this State	Repeal	§39-21-112(1) and 39-26-102(3), C.R.S.	Repeal the rule in accordance with changes made to Regulations 39-26-105 and 39-26-204(2) regarding the criteria that determine a retailer's liability and responsibility to collect sales and use tax.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-102.9	Retail Sale	Revision	§29-2-105(1)(b), 39-21-112(1), 39-26-102(9), 39-26-102(10), 39-26-104, 39-26-107, 39-26-204(2), and 39-26-713, C.R.S.	Establish the location to which a retail sale is sourced within Colorado.	All Retailers, local governments	Ongoing	Yes
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-103.5	Direct Payment Permit	Revision	§39-21-112(1), 39-26-102(8), 39-26-102(9), and 39-26-102(10), and 39-26-103.5, C.R.S.	Conform the rule to changes made to Regulation 39-26-102(9) regarding the sourcing of sales.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-104(1)(b)(i)	Exchanged Tangible Personal Property	Revision	§39-21-112(1) and 39-26-104(1)(b)(i), C.R.S.	Conform the rule to changes made to Regulation 39-26-102(9) regarding the sourcing of sales.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-105	Remittance of sales tax	Revision	§39-21-112(1), 39-26-105, and 39-26-107, C.R.S.	Clarify the criteria that determine a retailer's liability and responsibility to collect sales tax and to conform the rule to the U.S. Supreme Court's decision in <i>South Dakota v. Wayfair, Inc.</i> , 138 S. Ct. 2080 (2018).	Retailers, local governments, tax preparers	Adopted	Yes
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-105(1)(a)	Tax Rate	Repeal	§39-21-112(1), 39-26-105, 39-26-106, and 39-26-107, C.R.S.	Repeal the rule to conform to changes made to Regulation 39-26-102(9) regarding the sourcing of sales.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-204(2)	Retailer's Use Tax	Revision	§39-21-112(1) and 39-26-204(2), C.R.S.	Clarify the criteria that determine a retailer's obligation to collect use tax and to conform the rule to the U.S. Supreme Court's decision in <i>South Dakota v. Wayfair, Inc.</i> , 138 S. Ct. 2080 (2018).	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-4 Regulation 39-26-704(2)	Miscellaneous Sales Tax Exemptions	Revision	§39-21-112(1) and 39-26-704(2), C.R.S.	Conform the rule to changes made to Regulation 39-26-102(9) regarding the sourcing of sales.	All retailers, Tax Practitioners	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-103.5	Credit for Enterprise Zone Contribution	Revision	§39-21-112(1), 39-30-103.5, and 39-30-108(1), C.R.S.	Conform the rule to statute and to clarify qualifications and limitations for the enterprise zone contribution credit.	Enterprise Zone Businesses and Administrators, Qualifying Projects, Programs, and Organizations	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-104(4)	Enterprise Zone Qualified Job Training Program Investment Credit	Repeal	§39-21-112(1), 39-30-104(4), and 39-30-108(1), C.R.S.	Repeal the rule as it provides no additional clarification of the related statute.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-105.5	Enterprise Zone Research and Experimental Expenditures Credit	Repeal	§39-21-112(1), 39-30-105.5, and 39-30-108(1), C.R.S.	Repeal the rule as it provides no additional clarification of the related statute.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-105.6	Credit for Rehabilitation of Vacant Enterprise Zone Buildings	Repeal	§39-21-112(1), 39-30-105.6, and 39-30-108(1), C.R.S.	Repeal the rule as it provides no additional clarification of the related statute.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-106	Enterprise Zone Machinery and Machine Tool Sales Tax Exemption	Repeal	§39-21-112(1), 39-30-106, and 39-30-108(1), C.R.S.	Repeal the rule as it provides no additional clarification of the related statute.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing October 30, 2018	1 CCR 201-13 Regulation 39-30-108	Certifications	Repeal	§39-21-112(1) and 39-30-108, C.R.S.	Repeal the rule as it provides no additional clarification of the related statute.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing October 30, 2018	1 CCR 201-14 Regulation 39-32-105(1)	Rural Technology Enterprise Zone Income Tax Credit	Repeal	§39-21-112(1) and 39-32-105, C.R.S.	Repeal the rule because the credit was last allowed in 2004 and could be carried forward for no more than 10 years.	Enterprise Zone Businesses and Administrators	Ongoing	No
Hearing Nov/Dec 2018	1 CCR 201-2 Regulation 39-22-119	Child Care Expense Credit	Revision	§39-21-112(1) and 39-22-119, C.R.S.	Update to conform with HB18-1208.	All taxpayers, Tax Practitioners	Ongoing	No
Hearing Nov/Dec 2018	1 CCR 201-2 Regulation 39-22-121	Child Care Contribution Credit	Revision	§39-21-112(1) and 39-22-121, C.R.S.	Update to conform with HB18-1004.	All taxpayers, Tax Practitioners, Child Care Facilities	Ongoing	No

## Taxpayer Service Division - Tax Group 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are be marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month/Year)</small>			<small>If only a part of a CCR is repealed, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
Hearing Nov/Dec 2018	1 CCR 201-2 Regulation 39-22-2102	Affordable Housing Tax Credit	Revision	§39-21-112(1) and 39-22-2102, C.R.S.	Update to conform with SB18-007.	Contractors, Housing Authorities, Tax Practitioners	Ongoing	No
Hearing Nov/Dec 2018	1 CCR 201-2 Regulation 39-22-522	Conservation Easement Credit	Revision	§39-21-112(1) and 39-22-522, C.R.S.	Update to conform to HB18-1291.	All taxpayers, Tax Practitioners, Land Trusts	Ongoing	No
Hearing Nov/Dec 2018	1 CCR 201-4 Regulation 39-26-718	Charitable Organizations	Revision	§39-21-112(1), 39-26-107, and 39-26-718, C.R.S.	Update to conform to HB18-1218.	Charitable Organizations, Tax Practitioners	Ongoing	No
Hearing Nov/Dec 2018	1 CCR 201-18 Regulation 39-28.8-302	Retail Marijuana Excise Tax	Revision	§39-21-112(1) and 39-28.8-302, C.R.S.	Update to conform with SB18-259.	Marijuana Industry, Tax Practitioners	Ongoing	No

# Liquor Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S. The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>			<small>If only a part of a CCR is repealed, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
Hearing November 2018	1 CCR 203-2 Regulation 47-002	Fermented Malt Beverages - Advertising Practices	Repeal	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-004	Fermented Malt Beverages - Possession of Alcohol Liquors	Revision	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-006	Fermented Malt Beverages - Identification and Labeling	Repeal	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-008	Fermented Malt Beverages - Limitations of License	Revision	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-010	Items Approved for Sale in Fermented Malt Beverage Off-Premises Licenses	New Rule	§44-3-202, C.R.S.	To ensure statutory compliance and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-100	Definitions	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-104	Winery Direct Shipper's Permits	New Rule	§44-3-202, C.R.S.	To clarify a requirement.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-200	Petitions for Statements of Position and Declaratory Orders Concerning the Colorado Liquor Code, Colorado Beer Code, Special Event Code, or Colorado Liquor Rules	Revision	§44-3-202, C.R.S.	To make grammatical improvements, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Reviewed June 2018	1 CCR 203-2 Regulation 47-300	Change in Class of License	N/A	§44-3-202, C.R.S.	No changes recommended.	LED, all liquor licensees, local licensing authorities, general public	Reviewed	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-301	Undue Concentration of Licenses	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-302	Changing, Altering, or Modifying Licensed Premises	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-303	License Renewal	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-304	Transfer of Ownership and Changes in Licensed Entities	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-305	Transfers - Wholesaler Confirmation	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-306	Change of Trade Name	Revision	§44-3-202, C.R.S.	To clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-307	Master Files	Revision	§44-3-202, C.R.S.	To clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-310	Application - General Provisions	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-313	Tastings	New Rule	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No

# Liquor Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing November 2018	1 CCR 203-2 Regulation 47-314	Limited Liability Company	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-315	Lodging and Entertainment License	Revision	§44-3-202, C.R.S.	To clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-316	Advertising Practices	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-318	Owner-Manager	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-319	Liquor-Licensed Drugstore manager Permit	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-321	Bona Fide Loyalty or Rewards Programs - Discounted Sales - Close Out Sales	New Rule	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-322	Unfair Trade Practices and Competition	Revision	§44-3-202, C.R.S.	To make grammatical improvements, to ensure statutory compliance, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-326	Distance Restriction - Applicability and Measurement	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-407	Liquor-Licensed Drugstore	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-418	Restaurants	Revision	§44-3-202, C.R.S.	To clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-426	Delivery of Alcohol Beverages	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-428	Manufacturer Sales ROoms	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-432	Colorado Manufacturers - Alternating Proprietor Licensed Premises	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-500	Excise Tax Audits	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Effective August 2018 (temporary)	1 CCR 203-2 Regulation 47-506	Fees	Revision	§44-3-202 and 44-3-501, C.R.S.	To reflect the direct and indirect costs of the liquor enforcement division and the state licensing authority.	LED, all liquor licensees, local licensing authorities, general public	Adopted	No
Hearing September 2018 (permanent)	1 CCR 203-2 Regulation 47-506	Fees	Revision	§44-3-202 and 44-3-501, C.R.S.	To reflect the direct and indirect costs of the liquor enforcement division and the state licensing authority.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-506	Fees	Revision	§44-3-202, C.R.S.	To clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-600	Complaints Against Licensees - Suspension and Revocation of Licenses	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-601	Assurance of Voluntary Compliance	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-605	Responsible Alcohol Beverage Vendor Permitted Tastings by Retail Liquor Stores and Liquor-Licensed Drugstores	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No

# Liquor Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S. The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing November 2018	1 CCR 203-2 Regulation 47-700	Inspection of Licensed Premises	Revision	§44-3-202, C.R.S.	To clarify requirements and to simplify language.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-900	Conduct of Establishment	Revision	§44-3-202, C.R.S.	To correct a typographical error.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-901	Public Consumption of Alcohol Beverages	New Rule	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-904	Product Labeling, Substitution, Sampling and Analysis	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-905	Colorado Wineries - Labeling and Records	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-913	Age of Employees	Revision	§44-3-202, C.R.S.	To ensure statutory compliance, to make grammatical improvements, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-914	Unlicensed Possession of Beverages	Revision	§44-3-202, C.R.S.	To ensure statutory compliance, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-918	Removal of Alcohol Beverages from Premises	Revision	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-924	Importation and Sole Source of Supply/Brand Registration	Revision	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-926	Interference with Officers	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-930	Testing of Alcohol Content - Malt Liquor and Fermented Malt Beverage	Repeal	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-1000	Qualifications for Special Event Permit	Revision	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-1002	Application for Special Event Permit	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No
Hearing November 2018	1 CCR 203-2 Regulation 47-1010	Special Event Permit - Possession of Beverages	Revision	§44-3-202, C.R.S.	To ensure statutory compliance, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-1012	Special Event Permit - Permitted Age of Servers	Revision	§44-3-202, C.R.S.	To ensure statutory compliance, and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-1014	Special Event Permit - Complaint Against Permittee - Cancellation - Revocation of Permit	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-1016	Special Event Permit - Purchase and Storage of Alcohol Beverages	Revision	§44-3-202, C.R.S.	To make grammatical improvements and to clarify requirements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-1020	Alcohol Beverage Donations	Revision	§44-3-202, C.R.S.	To make grammatical improvements.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	Yes
Hearing November 2018	1 CCR 203-2 Regulation 47-1022	Donated Alcohol Beverages in Sealed Containers for Auction for Fundraising Purposes	New Rule	§44-3-202, C.R.S.	To ensure statutory compliance.	LED, all liquor licensees, local licensing authorities, general public	Ongoing	No

# Division of Motor Vehicles 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S. The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register. CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>  <small>If it was a review and no changes were recommended, include the month it was reviewed.</small>			<small>If only a part of a CCR is repealed, it should be classified as "revised".</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY18 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
9/29/18 (Hearing)	1 CCR 204-1 Rule 1	Diesel Inspection Program	Revision	§24-4-101 through 24-4-108, 42-4-401 through 42-4-414, 42-9-101 through 42-9-113, and 25-7-122.1, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Diesel vehicle owners, Inspection facilities, County Clerks Offices	Ongoing	Yes
1/14/2018	1 CCR 204-6 Regulations 42-2-101 & 42-2-114	Rules and Regulation for Classification of Driver's Licenses	Repeal	No statute listed in rule other than 42-2-101 & 42-2-114	Repealed because the rule outlined different classifications of driver licenses that were no longer used in statute. The rule had not been reviewed in a number of years and was contrary to the Federal Code of Regulations, C.R.S. and existing rules.	Vehicle Owners, License Holders, Drivers License Offices	Reviewed/Repealed	No
8/30/2018	1 CCR 204-10 Rule 1	Temporary Special Event License Plates	Revision	§42-1-102(24.5), 42-1-102(41.5), 42-1-204, 42-3-220, 42-3-301, 42-4-110, and 42-4-242, C.R.S.	Part of 2019 Regulatory Agenda, completed ahead of schedule in 2018.	Special event entities, Colorado Correctional Industries	Reviewed/Adopted	Yes
4/14/2018	1 CCR 204-10 Rule 2	Establish Vehicle Registration Period	Revision	§42-1-204, 42-3-102, 42-3-103, 42-3-104, 42-3-106, 42-3-107, 42-3-112, 42-3-114, 42-3-115, 42-3-116, 42-3-201, 42-3-202, 42-3-203, 42-3-211, 42-3-301, 42-3-304, 42-3-306, 43-4-506(1)(k), 43-4-804(1)(a)(i), 43-4-805(5)(g)(i), 42-12-301, and 42-12-401 C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Vehicle owners, County Clerk and Recorders	Reviewed/Adopted	Yes
5/30/2018	1 CCR 204-10 Rule 5	Fleet Registration Program	Revision	§42-1-102(35), 42-1-102(36), 42-1-204, 42-3-107(16)(f), 42-3-107(27), 42-3-113(8)(a)(ii), and 42-3-125, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Fleet vehicle owners, County Clerk and Recorders	Reviewed/Adopted	Yes
2/14/2018	1 CCR 204-10 Rule 11	Emergency Vehicle Authorization	Revision	§24-4-104, 24-4-105, 42-1-102(6), 42-1-204, 42-4-108(5), 42-4-213, and 42-4-238, C.R.S.	Review pursuant to review from the Office of Legislative Legal Services.	Emergency Vehicle Authorizers, Emergency Vehicle Operators, local governments	Reviewed/Adopted	No
9/30/2018	1 CCR 204-10 Rule 12	Obtaining Record for Abandoned Motor Vehicles	Revision	§42-1-204, C.R.S.  Part 18 of Article 4 of Title 42, and Part 21 of Article 4 of Title 42, C.R.S.	Reviewed because the rule required amendments to meet new system requirements with the implementation of DRIVES	Tow Operators, Towing Law Enforcement Agencies, Repair Shops, Insurance Companies, County Clerk and Recorders	Reviewed/Adopted	No
4/30/2018	1 CCR 204-10 Rule 16	Group Special License Plates	Revision	§42-1-102(41.5), 42-1-204, 42-3-207, 42-3-208 and 42-3-301, C.R.S.	Reviewed because the rule required amendments to meet new system requirements with the implementation of DRIVES	Group Special License Plate Non-Profits, Colorado Correctional Industries, County Clerk and Recorders	Reviewed/Adopted	No
8/30/2018	1 CCR 204-10 Rule 18	Satisfactory Evidence of Vehicle Ownership	Revision	§42-1-204, 42-6-104, 42-6-106, 42-6-107, 42-6-109, 42-6-110, 42-6-113, 42-6-114, 42-6-115, and 42-6-119, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Vehicle Owner's, County Clerk and Recorders, Insurance Companies, Dealerships	Reviewed/Adopted	Yes
5/15/2018	1 CCR 204-10 Rule 20	License Plate Retirement	Revision	§42-1-204, 42-3-207, 42-3-212(7), 42-3-214(7), 42-3-221(6), 42-3-222(6), 42-3-223(6), 42-3-224(2)(a), 42-3-225(2)(b), 42-3-226(2)(a), 42-3-227(6), 42-3-228(6), 42-3-229(2)(a), 42-3-230(6), 42-3-231(6)(a), 42-3-232(6)(a), 42-3-233(6), 42-3-234(6)(a), 42-3-237(6), 42-3-238(2)(a), 42-3-239(2)(a), 42-3-240(2)(a), 42-3-241(2)(a), 42-3-242(2)(a), 42-3-243(2)(a), 42-3-244(2)(a), 42-3-245(2)(a), 42-3-246(2)(a), 42-3-247(2)(a), 42-3-248(2)(a), 42-3-249(2)(a), 42-3-250(2)(a), and 42-3-251(2)(a), C.R.S.	Reviewed because of policy changes with how the DMV retires license plates where the statutory language is "may retire" required amendments	Group Special License Plate Non-Profits, Alumni Associations, County Clerk and Recorders, Colorado Correctional Industries	Reviewed/Adopted	No
8/30/2018 (Hearing)	1 CCR 204-10 Rule 26	Physical Inspection of Motor Vehicles	Revision	§42-1-204, 42-3-105(1)(c)(i), 42-5-202, 42-5-204, 42-5-207, 42-6-107(1)(b), 42-6-117(2), 42-6-119, and 42-12-202, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Colorado State Patrol, County Clerk and Recorders	Ongoing	Yes
9/30/2018	1 CCR 204-10 Rule 31	Salvage and Rebuilt from Salvage Certificate of Title Requirements	Repeal	38-20-116(2.5), 42-6-102 (10), (15), (16), (17), and (23), 42-6-104, 42-6-110, 42-6-116 and 42-6-136.5, and 42-6-206, C.R.S.	Repealed because all requirements in the rule were duplicated with C.R.S.	Vehicle Owners, VIN Inspectors, Insurance Companies, County Clerk and Recorder	Reviews/Repealed	Yes
7/27/2018 (Hearing)	1 CCR 204-10 Rule 33	Special Use Trucks	Revision	§42-1-102(108), 42-1-204, 42-3-306(5)(c), and 42-3-306(9)(d), (f), (g) & (h), C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Special Use Vehicle Owners, County Clerk and Recorders	Ongoing	Yes
9/30/2018	1 CCR 204-10 Rule 34	Dealer Issued Temporary Registration Permits	Revision	§42-1-204 and 42-3-203(3)(b), C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Dealerships, Colorado Correctional Industries	Reviewed/Adopted	Yes
6/14/2018	1 CCR 204-10 Rule 39	Cancel Record	Repeal	38-20-116(2.5), 38-29-118, 42-4-1805 (2), 42-4-1810, 42-4-2104, 42-4-2109, 42-4-2201, 42-4-2202, 42-6-102, 42-6-104, 42-6-115, 42-6-136 and 42-9-102 C.R.S.	Repealed because all requirements in the rule were duplicated with C.R.S. or procedural requirements on the Department not needed to be memorialized in a rule	Vehicle Owners, County Clerk and Recorders	Reviewed/Repealed	Yes



## Division of Motor Vehicles 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S. The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register. CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
8/14/2018	1 CCR 204-10 Rule 43	Stolen Motor Vehicles	Revision	§42-3-118(2)(a) and 42-6-145(3)(b), C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Vehicle Owners, Law Enforcement Agencies, County Clerk and Recorders, Tolling Authorities	Reviewed/Adopted	Yes
4/14/2018	1 CCR 204-10 Rule 45	Alumni License Plates	Revision	§42-1-204 and 42-3-214, C.R.S.	Reviewed because of policy changes with how the DMV retires license plates where the statutory language is "may retire" required amendments	Alumni Associations, Colorado Correctional Industries, County Clerk and Recorder	Reviewed/Adopted	No
3/2/2018	1 CCR 204-10 Rule 48	CO Dealer License Plates	Revision	§42-1-102(22), 42-1-204, 42-3-116, and 42-3-304, C.R.S.	Reviewed because the rule required amendments to meet new system requirements with the implementation of DRIVES	Dealerships, County Clerk and Recorder	Reviewed/Adopted	No
10/15/2018 (Hearing)	1 CCR 204-16 Recodified as 1 CCR 204-30 Rule 2	Interstate Driver License Compact Rules	Revision	§24-4-104, 24-60-1101 et seq., and 42-1-204, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	County Clerks, Vehicle Owners, Law Enforcement, DMV Offices	Ongoing	Yes
10/15/2018 (Hearing)	1 CCR 204-26 Recodified as 1 CCR 204-30 Rule 3	Medical Re-Exam/Rehab Process	Revision	§42-2-111, 42-2-112, and 42-2-104, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	County Clerks, Vehicle Owners, Law Enforcement, DMV Offices, Medical Professionals	Ongoing	Yes
6/30/2018	1 CCR 204-30 Rule 1	Rules for Application for a Colorado Road and Community Safety Act ID 42-2-501 CRS	Revision	§24-4-103, 24-72.1-103, and 42-1-204, C.R.S. Parts 1, 2, 3, and 5, of Article 2 of Title 42, C.R.S.	Reviewed to adjust fees.	Colorado Auto Dealers Association, Colorado Immigrants Rights Coalition, Local Government, ID Task Force, SB251, Colorado Residents	Reviewed/Adopted	No
10/15/2018 (Hearing)	1 CCR 204-30 Rule 1	Rules for Application for a Colorado Road and Community Safety Act ID 42-2-501 CRS	Revision	§24-4-103, 24-72.1-103, 42-1-204, C.R.S. Parts 1, 2, 3, and 5, of Article 2, Title 42, C.R.S.	Reviewed to comply with SB 18-108 and also to add incorporation by Reference as requested by OLLS.	Colorado Auto Dealers Association, Colorado Immigrants Rights Coalition, Local Government, ID Task Force, SB251, Colorado Residents	Ongoing	No
9/30/2018	1 CCR 204-30 Rule 7	Rules and Regulations for the Commercial Driver's License (CDL) Program	Revision	§24-4-103, 42-2-111(1)(b), 42-2-114.5, 42-2-403, 42-2-406(3 through 7), and 42-2-407(8), C.R.S.	Reviewed to comply with the statutory obligation to review the maximum fee that can be charged by CDL third party testing organizations.	CDL Holders, Law Enforcement, DMV Offices, Colorado Residents	Reviewed/Adopted	No
1/14/2018	1 CCR 204-30 Rule 7	Rules and Regulation for the Commercial Drivers License (CDL) Program	Revision	§24-4-103, 42-2-111(1)(b), 42-2-114.5, 42-2-403, 42-2-406(3 through 7), and 42-2-407(8), C.R.S.	Reviewed to comply with HB 18-1018.	CDL Holders, Law Enforcement, DMV Offices, Colorado Residents	Reviewed/Adopted	No
5/15/2018	1 CCR 204-30 Rule 8	Rules and Regulations for the Class R Driver Testing and Education Program	Revision	§24-4-103, 104 and 105, 42-1-102(43.5), 42-1-204, 42-1-211, 42-1-222, 42-2-105.5, 42-2-106, 42-2-111, and 42-2-601, 602, 603, and 604, C.R.S.	Reviewed pursuant to 24-4-103.3, C.R.S., Mandatory Review of Rules.	Driving Schools, Law Enforcement, High School Students, Colorado Residents, DMV Offices, County Offices	Reviewed/Adopted	Yes
1/14/2018	1 CCR 204-30 Rule 9	Motorcycle Rules and Regulations for RST Organizations and RST Testers	Revision	§24-4-103, 24-4-104, 42-1-102(43.5), 42-1-102(55), 42-1-102(58), 42-1-204; 42-2-103, 42-2-106, 42-2-111, and 42-4-1502, C.R.S. (2016)	*Change due to DRIVES project.	Motorcycle License Holders. Law Enforcement, RST Resters, Colorado Residents	Reviewed/Adopted	No

# Motor Vehicle Dealer Board 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S. The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year) If it was a review and no changes were recommended, include the month it was reviewed.</small>			<small>If only a part of a CCR is repealed, it should be classified as "revised".</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY18 Agenda, or NO: If the rule was unimplemented or an emergency rule.</small>
09/18/18	1 CCR 205-2 Regulation #44-20-404(1)(a)	Delegation of Rule-making activities	New	§44-20-401, 44-20-402, 44-20-403, 44-20-404, and 44-20-405, C.R.S.	To delegate authority to the executive secretary with respect to the board's rule-making activities under the State Administrative Procedure Act.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-2 Regulation #44-20-404(1)(d)(II)	Authorization to issue licensure documents	New	§44-20-104, 44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-409, 44-20-410, and 44-20-411, C.R.S.	In recognition of statutory changes in 2017, to set out clearly those persons whom the board authorizes to issue licensure documents for licenses approved by the board.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-2 Regulation #44-20-404(1)	Clarification of process to determine sanctions for licensee violations	New	§44-20-104, 44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-418, 44-20-420, and 44-20-421, C.R.S.	To clarify the board's process to determine the appropriate sanctions to assess against a licensee that the board has determined violated provisions of law and regulation under the board's jurisdiction.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-2 Regulation #44-20-404(1)(f)(V)	Clarification of process upon presentation of an affidavit of probable cause	New	§44-20-104, 44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-407, 44-20-408, 44-50-417, 44-20-418, 44-20-419, 44-20-420, and 44-20-421, C.R.S.	To clarify the board's process when the division presents an affidavit of probable cause for disciplinary action to the board concerning a licensee's activities that the division had investigated.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1-CCR 205-1 Regulation #44-20-104(3)(a)	Delegation of Rule-making activities	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, and 44-20-105, C.R.S.	To delegate authority to the executive secretary with respect to the board's rule-making activities under the State Administrative Procedure Act.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-1 Regulation #44-20-104(3)(d)(II)	Authorization to issue licensure documents	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-109, 44-20-110, and, 44-20-111, C.R.S.	In recognition of statutory changes in 2017, to set out clearly those persons whom the board authorizes to issue licensure documents for licenses approved by the board.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-1 Regulation #44-20-104(3)(f)(I)	Delegation of Authority to Initiated Investigations based on complaints	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-121, 44-20-123, and 44-20-129, C.R.S.	Based upon statutory changes in 2017 as a result of the Sunset review of the agency, this rule is no longer needed.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-1 Regulation #44-20-104(3)(n)	Considerations in assessment of penalties	Repeal	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-121, and, 44-20-123, C.R.S.	Based upon the clear language of the relevant statutes, this rule is not needed.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-1 Regulation #44-20-104(4)	Clarification of process to determine sanctions for licensee violations	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-119, 44-20-121, and, 44-20-122, C.R.S.	To clarify the board's process to determine the appropriate sanctions to assess against a licensee that the board has determined violated provisions of law and regulation under the board's jurisdiction.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
09/18/18	1 CCR 205-1 Regulation #44-20-104(3)(f)(II)	Clarification of process upon presentation of an affidavit of probable cause	New	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-107, 44-20-108, 44-20-121, and, 44-20-122, C.R.S.	To clarify the board's process when the division presents an affidavit of probable cause for disciplinary action to the board concerning a licensee's activities that the division had investigated.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-102(20)	Clarification of terms of "new" and "used" motor vehicles and clarification of certain terms of art in the industry	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, and 44-20-108, C.R.S.	To A) clarify the meaning of the terms, "new motor vehicle," and "used motor vehicle," in two different contexts, B) declare the equivalency of two terms of art in the motor vehicle industry, and C) define the unique industry meaning of another term of art in the motor vehicle industry.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-102(28)	Deletion in order to combine contents with another rule	Repeal	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, and, 44-20-108, C.R.S.	To delete this regulation and place its contents in another regulation with additional Wholesaler features.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-108(1)(e)	Wholesaler regulation	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-120, 44-20-121, C.R.S.	To set out restrictions, requirements, and definitions to regulate uniformly the activities of persons holding a motor vehicle-related "wholesaler" class of license.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-108(1)(h)(I)	Elimination of unnecessary rule	Deletion	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, and 44-20-108, C.R.S.	To eliminate a regulatory provision that is unnecessary based upon the fundamentals already in the related statute.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-109(2)	Temporary license for out-of-state motor vehicle dealers	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-109, 44-20-110, 44-20-111, 44-20-112, C.R.S.	To A) define the term, "out-of-state motor vehicle dealer," B) set out the possible Colorado venues and parameters for an out-of-state motor vehicle dealer's operations under a temporary out-of-state motor vehicle dealer's license, and, C) detail both the application process and Board evaluation criteria for a temporary out-of-state motor vehicle dealer's license.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-110	License Display requirements	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-110, 44-20-120, 44-20-121, and, 44-20-122, C.R.S.	To clarify, with regard to current and active licenses of each class of license, the visibility and access requirements for the display of each relevant license at the licensee's business locations.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes

## Motor Vehicle Dealer Board 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are be marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing October, 2018	1 CCR 205-1 Regulation #44-20-120	Dealership site requirements	Revision	§44-20-101, 44-20-102, 44-20-103, 44-20-104, 44-20-105, 44-20-108, 44-20-119, 44-20-120, 44-20-121, and, 44-20-122, C.R.S.	To clarify the initial and ongoing requirements of a motor vehicle dealer and used motor vehicle dealer with regard to A) sanitary facilities at business locations, B) proof of the right of occupancy of the business premises, C) proof of the licensee's possession of the business premises, and, D) a definition of adequate sanitary facilities required at business locations.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-2 Regulation #44-20-402(8)	Clarification of two Powersports terms of art.	New	§44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, and 44-20-408, C.R.S.	To clarify A) the equivalency of two terms of art in the powersports industry, and B) the unique industry meaning of another term of art in the powersports industry.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-2 Regulation #44-20-408(1) (f)	Powersports Wholesaler Regulation	New	§44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-410, 44-20-411, 44-20-419, 44-20-420, and, 44-20-421, C.R.S.	To set out restrictions, requirements, and definitions to regulate uniformly the activities of persons holding a powersports-vehicle-related "wholesaler" class of license.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-2 Regulation #44-20-409(2)	Temporary license for out-of-state powersports vehicle dealers	Revision	§44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-410, 44-20-411, 44-20-412, 44-20-417, 44-20-420, and 44-20-421, C.R.S.	To A) define the term, "out-of-state powersports vehicle dealer," B) set out the possible Colorado venues and parameters for an out-of-state powersports vehicle dealer's operations under a temporary out-of-state powersports vehicle dealer's license, and, C) detail both the application process and Board evaluation criteria for a temporary out-of-state powersports vehicle dealer's license.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-2 Regulation #44-20-410	License Display requirements	New	§44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-410, 44-20-417, 44-20-419, 44-20-420, and 44-20-421, C.R.S.	To clarify, with regard to current and active licenses of each class of license, the visibility and access requirements for the display of each relevant license at the licensee's business locations.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes
Hearing October, 2018	1 CCR 205-2 Regulation #44-20-419(1)	Dealership site requirements	Revision	§44-20-401, 44-20-402, 44-20-403, 44-20-404, 44-20-405, 44-20-408, 44-20-418, 44-20-419, 44-20-420, and 44-20-421, C.R.S.	To clarify the initial and ongoing requirements of a powersports vehicle dealer and used powersports vehicle dealer with regard to A) sanitary facilities at business locations, B) proof of the right of occupancy of the business premises, C) proof of the licensee's possession of the business premises, and, D) a definition of adequate sanitary facilities required at business locations.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Ongoing	Yes

# Colorado Lottery 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month/Year)</small>  <small>If it was to review and no changes were recommended, include the month it was reviewed.</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised".</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets.</small> <small>Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
9/2018	1 CCR 206-1 Rule 1	General Rules, Regulations, and Definitions	Revised	§44-40-101(5) and (6), 44-40-104(4)(a), 44-40-109(1)(a) and (h), and (2), 44-40-113, and 44-40-114, C.R.S.	<ul style="list-style-type: none"> <li>Statutes have been updated from Title 24 to Title 44 to comply with agency recodification, effective October 1, 2018.</li> <li>Rules layout has been changed to comply with Secretary of State recommended template.</li> <li>Rules have been reorganized to have consistent numbered headers and names.</li> <li>References to Play at the Pump have been removed.</li> <li>Outdated information has been removed.</li> <li>Rules that apply to common Lottery Games were added to section 1.3.</li> <li>Definitions that apply to the majority of Lottery Rules have been added moved to and will only display in Rule 1.</li> </ul>	<ul style="list-style-type: none"> <li>One (1) representative from PGCC (Problem Gaming Coalition of Colorado)</li> <li>Chain Retailer</li> <li>One (1) Independent Retailer</li> <li>One (1) representative from GOCO (Great Outdoors Colorado)</li> <li>Two (2) Players</li> <li>Two (2) representatives from CPW (Colorado Parks and Wildlife)</li> <li>One (1) representative from CTF (Conservation Trust Fund)</li> </ul>	Adopted	No
9/2018	1 CCR 206-1 Rule 10	In-State Lottery Jackpot Games	Revised	§44-40-101(5) and (6), 44-40-104(4)(a), 44-40-109(1)(a) and (h), and (2), 44-40-113, and 44-40-114, C.R.S.	<ul style="list-style-type: none"> <li>Statutes have been updated from Title 24 to Title 44 to comply with agency recodification, effective October 1, 2018.</li> <li>Rules layout has been changed to comply with Secretary of State recommended template.</li> <li>Rules have been reorganized to have consistent numbered headers and names.</li> <li>References to Play at the Pump have been removed.</li> <li>Outdated information has been removed.</li> <li>Awarding prizes to an entity has been removed per the official recommendation from the Attorney General's Office.</li> <li>Promotional Jackpot Drawings has been added and will begin November 2018.</li> </ul>	<ul style="list-style-type: none"> <li>One (1) representative from PGCC (Problem Gaming Coalition of Colorado)</li> <li>Chain Retailer</li> <li>One (1) Independent Retailer</li> <li>One (1) representative from GOCO (Great Outdoors Colorado)</li> <li>Two (2) Players</li> <li>Two (2) representatives from CPW (Colorado Parks and Wildlife)</li> <li>One (1) representative from CTF (Conservation Trust Fund)</li> </ul>	Adopted	No
9/2018	1 CCR 206-1 Rule 14	Multi-State Lottery Jackpot Games	Revised	§44-40-101(5) and (6), 44-40-104(4)(a), 44-40-109(1)(a) and (h), and (2), 44-40-113, and 44-40-114, C.R.S.	<ul style="list-style-type: none"> <li>Statutes have been updated from Title 24 to Title 44 to comply with agency recodification, effective October 1, 2018.</li> <li>Rules layout has been changed to comply with Secretary of State recommended template.</li> <li>Rules have been reorganized to have consistent numbered headers and names.</li> <li>References to Play at the Pump have been removed.</li> <li>Outdated information has been removed.</li> <li>Awarding prizes to an entity has been removed per the official recommendation from the Attorney General's Office.</li> <li>Promotional Jackpot Drawings has been added and will begin November 2018.</li> </ul>	<ul style="list-style-type: none"> <li>One (1) representative from PGCC (Problem Gaming Coalition of Colorado)</li> <li>Chain Retailer</li> <li>One (1) Independent Retailer</li> <li>One (1) representative from GOCO (Great Outdoors Colorado)</li> <li>Two (2) Players</li> <li>Two (2) representatives from CPW (Colorado Parks and Wildlife)</li> <li>One (1) representative from CTF (Conservation Trust Fund)</li> </ul>	Adopted	No
11/2018	1 CCR 206-1 Rule 1	General Rules, Regulations, and Definitions	Revised	§44-40-101(5) and (6), 44-40-104(4)(a), 44-40-109(1)(a) and (h), and (2), 44-40-113, and 44-40-114, C.R.S.	Update Persons Ineligible to Purchase Tickets (section 1.3.3).	<ul style="list-style-type: none"> <li>One (1) representative from PGCC (Problem Gaming Coalition of Colorado)</li> <li>Chain Retailer</li> <li>One (1) Independent Retailer</li> <li>One (1) representative from GOCO (Great Outdoors Colorado)</li> <li>Two (2) Players</li> <li>Two (2) representatives from CPW (Colorado Parks and Wildlife)</li> <li>One (1) representative from CTF (Conservation Trust Fund)</li> </ul>	Ongoing	No
11/2018	1 CCR 206-1 Rule 5	Instant Scratch Games	Revised	§44-40-109(1-3), 44-40-113, and 44-40-114, C.R.S.	<ul style="list-style-type: none"> <li>Statutes have been updated from Title 24 to Title 44 to comply with agency recodification, effective October 1, 2018.</li> <li>Rules layout has been changed to comply with Secretary of State recommended template.</li> <li>Rules have been reorganized to have consistent numbered headers and names.</li> <li>Outdated information has been removed.</li> <li>Awarding prizes to an entity has been removed per the official recommendation from the Attorney General's Office.</li> <li>Removed sections that now reside in Rule 1 (Purchasers Obligation, Persons Ineligible to Purchase Tickets, Lost or Stolen Tickets, etc.)</li> </ul>	<ul style="list-style-type: none"> <li>One (1) representative from PGCC (Problem Gaming Coalition of Colorado)</li> <li>Chain Retailer</li> <li>One (1) Independent Retailer</li> <li>One (1) representative from GOCO (Great Outdoors Colorado)</li> <li>Two (2) Players</li> <li>Two (2) representatives from CPW (Colorado Parks and Wildlife)</li> <li>One (1) representative from CTF (Conservation Trust Fund)</li> </ul>	Ongoing	No

## Division of Gaming - Rules Promulgated by Gaming Commission 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
3/15/18	1 CCR 207-1 Rule 21	Rules for Blackjack-Poker Combination Games	Revision	§44-30-201, 44-30-302, 44-30-816, and 44-30-818, C.R.S.	Amendments to Rule 21 in order to correct mor errors, update the ruel for Regulation 30-2113 Buffalo Blackjack Bonus 2, and to promulgae rules for a new game, Buffalo Blackjack Bonus 3.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Adopted	No
4/19/18	1 CCR 207-1 Rule 14	Gaming Tax	Revision	§44-30-201, 44-30-203, 44-30-302, 44-30-602, and 44-30-604, C.R.S. (1991).	Annual Tax Hearings. Amendments proposed to promulgate new rules for the taxation of casino free play.	Limited Gaming Licensees, Div. of Gaming, Financial Analysts, Community Colleges, Gilpin County, Teller County, City of Cripple Creek, City of Central, City of Black Hawk	Adopted	Yes
5/17/18	1 CCR 207-1 Rule 3	Applications, Investigations, and Licensure	Revision	§44-30-102, 44-30-103, 44-30-201, 44-30-203, 44-30-302, C.R.S.  Part 5 of Article 30 of Title 44, C.R.S.	Annual Tax Hearings. Amendments proposed to promulgate new rules for the taxation of casino free play.	Limited Gaming Licensees, Div. of Gaming Employees	Adopted	Yes
6/21/18	1 CCR 207-1 Rule 10	Rules for Poker	Revision	§44-30-201, 44-30-203, 44-30-302, 44-30-816, and 44-30-818, C.R.S.	Amendments included updates to various games as requested by the games owners, corrections, and the promulgation of rules for a new game, "Poker Burnout".	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Adopted	No
6/21/18	1 CCR 207-1 Rule 21	Rules for Blackjack-Poker Combination Games	Revision	§44-30-201, 44-30-302, 44-30-816, and 44-30-818, C.R.S.	Amendments to Regulation 30-2107 The Play - 21+3, as requested by the game owner.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Adopted	No
6/21/18	1 CCR 207-1 Rule 22	Rules for Roulette	Revision	§44-30-201, 44-30-203, 44-30-302, and 44-30-818, C.R.S.	Amendment to Rule 22 to promulgate rules for a new game of roulette, Roulette with Spinner Winner.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Adopted	No
7/1/18	1 CCR 207-1 Rule 7	Conflict of Interest	N/A	§44-30-201, 44-30-203, 44-30-302, and 44-30-401, C.R.S.	No changes recommended.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Reviewed	Yes
7/1/18	1 CCR 207-1 Rule 9	Min. Procedures for Drop, Count, and Distribution of Chips and Coins for BJ, Craps, Roulette	N/A	§44-30-201, 44-30-203, and 44-30-302, C.R.S.	No changes recommended.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Reviewed	Yes
7/1/18	1 CCR 207-1 Rule 11	Min. Procedures for Drop, Count, and Distribution of Chips and Coins for Poker	N/A	§44-30-201, 44-30-203, and 44-30-302, C.R.S.	No changes recommended.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Reviewed	Yes
7/1/18	1 CCR 207-1 Rule 16	Accounting Regulations	N/A	§44-30-102, 44-30-201, 44-30-203, 44-30-302, 44-30-602, and 44-30-806, C.R.S.	No changes recommended.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Reviewed	Yes
7/1/18	1 CCR 207-1 Rule 17	Min. Procedures for Drop and Count for Slot Machines	N/A	§44-30-201, 44-30-203, and 44-30-302, C.R.S.	No changes recommended.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Reviewed	Yes
8/29/18	1 CCR 207-1 Rule 10	Rules for Poker	Revision	§44-30-201, 44-30-203, 44-30-302, 44-30-816, and 44-30-818, C.R.S.	Amendment to Rule 10 to promulgate rules for a new game of poker, 3 Card Super Shot Poker.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Adopted	No
10/18/18	1 CCR 207-1 Rule 1	General Rules and Regulations	Revision	§44-30-102, 44-30-103, 44-30-104, 44-30-201, 44-30-203, and 44-30-302, C.R.S.	Amendments to Regulation 30-106 Definitions in order to add the definition of lingering.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Ongoing	No
10/18/18	1 CCR 207-1 Rule 6	Declaratory Orders	Revision	§44-30-201, 44-30-203, 44-30-302, and 24-4-105(11), C.R.S.	Amendments in order to make minor corrections and to clarify the language regarding the receipt of a petition by the Gaming Commission.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons, Gaming Commission	Ongoing	Yes
12/20/18	1 CCR 207-1 Rule 12	Gaming Devices and Equipment	Revision	§44-30-201, 44-30-203, 44-30-302, and 44-30-806, C.R.S.	Amendments to Regulation 30-1244 in order to allow new gaming technologies to be approved in Colorado.	Limited Gaming Licensees, Div. of Gaming Employees, Gaming Patrons	Ongoing	No

# Colorado Racing Commission 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Repealed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was implemented or an emergency rule.</small>
12/2017	1 CCR 208-1 Chapter 8	Chapter 8 -- Claiming Race (34 Total Rules)	N/A	Broad rulemaking authority is granted in §44-32-501(2)(a), C.R.S., to the Colorado Racing Commission.	To comply with Executive Order 2, ordering the review of 100% of the rule book every 5 years. The Division has interpreted this requirement as ~20% every year.	Horsemen, Division Employees, Association Employees	Reviewed	Yes
12/2017	1 CCR 208-1 Chapter 9	Chapter 9 -- Special Rules of the State of Colorado (29 Total Rules)	N/A	Broad rulemaking authority is granted in §44-32-501(2)(a), C.R.S., to the Colorado Racing Commission.	To comply with Executive Order 2, ordering the review of 100% of the rule book every 5 years. The Division has interpreted this requirement as ~20% every year.	Horsemen, Division Employees, Association Employees	Reviewed	Yes
12/2017	1 CCR 208-1 Chapter 10	Chapter 10 -- Account Wagering (24 Total Rules)	N/A	Broad rulemaking authority is granted in §44-32-501(2)(a), C.R.S., to the Colorado Racing Commission.	To comply with Executive Order 2, ordering the review of 100% of the rule book every 5 years. The Division has interpreted this requirement as ~20% every year.	Horsemen, Division Employees, Association Employees	Reviewed	Yes
N/A	1 CCR 208-1 3.200	Incomplete Application as Grounds for Discipline	New	§12-60-503(1)(a), C.R.S.	To enact a rule establishing the standards for an incomplete application and setting the penalty guidelines for failing to have an incomplete application including fines and automatic denial.	All Licensees, Division Employees	Withdrawn	Yes
March 13, 2018	1 CCR 208-1 3.402	Safety Gear	Revision	§12-60-201(1), 12-60-501, 12-60-503(1)(a), C.R.S.	To incorporate current international safety equipment standards into the Colorado rule. Also to reflect the recent location change of the DRE office.	All Licensees, Division Employees	Adopted	Yes
N/A	1 CCR 208-1 3.437	Human Drug Testing	Revision	§12-60-201(1), 12-60-501, 12-60-503, 12-60-503(1)(a), C.R.S.	To revise the rule to address the manner in which certain substances are addressed.	All Licensees affected by the Drug Testing policy.	Withdrawn	Yes
N/A	1 CCR 208-1 3.501	Lessor / Lessee Required to be Licensed	New	§12-60-201(1), 12-60-501, 12-60-503, 12-60-506(1), C.R.S.	To enact a rule requiring that the lessor and lessee of a horse must be registered as owners.	Horsemen	Withdrawn	Yes
N/A	1 CCR 208-1 3.514	Trainer Responsibility: Declaration of Sex of Horse	Revision	§12-60-201(1), 12-60-501, 12-60-503(1)(a), C.R.S.	To clarify that a trainer is also responsible for declaring whether a horse's sex has changed since last entry.	Trainers, Betting Public	Withdrawn	Yes
N/A	1 CCR 208-1 3.602	Jockey Competence	Revision	§12-60-201(1), 12-60-501, 12-60-503(1)(a), C.R.S.	To include in the rule current Stewards' practice of requiring that an apprentice jockey ride in five races as an additional requirement of "competence" prior to any license being formally approved and issued.	Jockeys, Division Staff, Betting Public	Withdrawn	Yes
N/A	1 CCR 208-1 3.650	Jockey Agents	Revision	§12-60-201(1), 12-60-501, 12-60-503(1)(a), C.R.S.	To clearly enumerate the number of jockeys that any one agent can represent and remove the Board's ability to grant approval to exceed the rule's prescribed number.	Jockeys, Jockey Agents, Board of Stewards	Withdrawn	Yes
N/A	1 CCR 208-1 4.100	Board of Stewards	Revision	§12-60-201(1), 12-60-501, 12-60-503(1)(a), C.R.S.	To include the provision that all Stewards must be accredited by the Racing Official Accreditation Program (ROAP) as a condition of being a Steward.	All Racing Participants, Betting Public, Division Employees	Withdrawn	Yes
March 13, 2018	1 CCR 208-1 5.244	Horse Required on Grounds	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To revise rule to require that horses are on racetrack grounds 48 hours prior to entry, instead of 48 hours prior to post.	Owners, Trainers, Association	Adopted	Yes
N/A	1 CCR 208-1 5.402	Minimum Time for Releasing Horse from Test Barn	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To revise the rule to clearly establish minimum time for holding a horse in the test barn to wait for a urine sample.	Owners, Trainers, Association, Veterinarians, Veterinarians Staff	Withdrawn	Yes
March 13, 2018	1 CCR 208-1 5.411	Penalty Guidelines	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To revise the rules to reflect changes made in most current versions of ARCI Model Rules	Owners, Trainers, Betting Public, Division Employees	Adopted	Yes
March 13, 2018	1 CCR 208-1 6.401	Disqualifications	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To remove the Race Review Committee process and make all decisions regarding the disqualification, placement or derogatory comment of an animal during the running of a race a final agency action.	Owners, Trainers, Board of Stewards, Commission	Adopted	Yes
N/A	1 CCR 208-1 7.124	Works	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To modify workout requirements for all starters to require that all workouts required for entry are no more than sixty (60) days old.	Owners, Trainers, Board of Stewards, Betting Public	Withdrawn	Yes
N/A	1 CCR 208-1 7.216	Naming of Jockeys	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To modify the rule to require that a jockey be named at the time of the draw, instead of up to an hour later and to alleviate responsibility of the Board in finding riders for Trainers.	Owners, Trainers, Jockeys, Board of Stewards	Withdrawn	Yes
March 13, 2018	1 CCR 208-1 7.724	Film Review	New	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To include a rule which outlines the process for film reviews.	Division Employees, Jockeys	Adopted	Yes
N/A	1 CCR 208-1 9.211	Colorado Bred	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To revise the rule to conform with current track practice of allowing horses to be entered without the stamp, so long as the stamp is received by the time the horse runs.	Trainers, Betting Public	Withdrawn	Yes
N/A	1 CCR 208-1 9.212	Colorado Bred Weight Allowance	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To establish that in order to receive any weight allowance by being a Colorado Bred horse, the Colorado Bred stamp must be present at time of entry to ensure full disclosure of weight to the betting public.	Trainers, Betting Public	Withdrawn	Yes
March 13, 2018	1 CCR 208-1 12.21	Pools	Revision	§12-60-201(1), 12-60-501, and 12-60-503(1)(a), C.R.S.	To make permanent Commission Order 17-01 lowering the required number of starts to retain certain types of wagers.	Betting Public, Association	Adopted	Yes

## Executive Director of the Department of Revenue 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month/Year)</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised"</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
5/3/2018	1 CCR 210-1	Gambling Payment Intercept	Revised	§44-33-101, et seq, C.R.S.	Correction filing to update Rule as a result of the re-codification of Title 12. This Rule was moved to Title 44.	Gaming licensees, Gaming patrons, Div. of Gaming employees	Adopted	No
7/17/2018	1 CCR 210-4	Enforcement of the Prohibited Use of Electronic Benefits Transfer Cards at Certain Locations	Revised	§26-2-104, et seq., 44-30-103(18), 44-32-102(11), 44-32-102(24), 44-3-202(b), 44-11-104(6), and 44-12-103(7), C.R.S.	Correction filing to update Rule as a result of the re-codification of Title 12. This Rule was moved to Title 44.	Department of Revenue, Dept. of Health and Human Services, EBT Card holders, Gaming licensees, Liquor licensees, Marijuana licensees, Racing licensees	Adopted	No
Effective 10/1/2018	1 CCR 210-2	Motor Vehicle and Powersports Vehicle Manufactureres, Distributors, and Manufacturer's Representatives, and also Motor Vehicle Bueyers Agents	Revised	§44-20-105(2)(c-e) and (3)(a)(II), 44-20-117, 44-20-118(5), 44-20-121(1)(b), 44-20-405(1), and 44-20-417(5), C.R.S.	Correction filing to update Rule as a result of the re-codification of Title 12. This Rule was moved to Title 44.	Franchise (New) and Used Motor Vehicle and Powersports Dealers.	Adopted	No

# Hearings Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are be marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year)  If it was to review and no changes were recommended, include the month it was reviewed.</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised".</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets.  Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
N/A	1CCR 211-2	Rules for Hearings Related to Drivers Licenses or State Issued Identification Cards	Revision	§42-2-125, 126, 127, 127.7, 127.6, and 127.9, C.R.S.  Various parts of Title 42, C.R.S.	Reviewed pursuant to §24-4-103.3, C.R.S., Mandatory Review of Rules. Clean up and clarify rules, streamline processes, and ensure statutory compliance.	DMV, Police agencies, attorney groups (defense attorneys /district attorneys), "the public", probation officers, advocacy groups	Ongoing	No
N/A	1 CCR 211-3	Rules for the Length of Restraint and Issuance of Probationary Driver's Licenses	Revision	§42-2-125, 126, 127, 127.7, 127.6, and 127.9, C.R.S.  Various parts of Title 42, C.R.S.	Reviewed pursuant to §24-4-103.3, C.R.S., Mandatory Review of Rules. Clean up and clarify rules, streamline processes, and ensure statutory compliance.	DMV, Police agencies, attorney groups (defense attorneys /district attorneys), "the public", probation officers, advocacy groups	Ongoing	No



# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
<small>Include Actual Hearing or Adoption Date (Month Year) If it was reviewed and no changes were recommended, include the month it was reviewed.</small>			<small>If only a part of a CCR is repeated, it should be classified as "revised".</small>	<small>If statutory, list C.R.S.</small>		<small>Consider including high-level outreach bullets. Categories of stakeholders, not individual stakeholders.</small>	<small>Adopted/ Not Adopted/ Withdrawn/ Ongoing/ Reviewed</small>	<small>Select one of the following options: YES: If the rule was published in the CY17 Agenda, or NO: If the rule was unplanned or an emergency rule.</small>
Hearing 10/16/2018	1 CCR 212-1 M 103	Definitions	Revised	§44-11-104 and 44-11-202, C.R.S.	To clarify existing definitions, establish definitions as part of implementation of HB17-1034, SB17-192, SB17-187 and HB17-1367, and establish definitions related to proposed rules for alternative use products, pursuant to the State Licensing Authority's rulemaking authority.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Partially, as related to legislation implementation
Hearing 10/16/2018	1 CCR 212-1 M 201	Application Process	Revised	§44-11-104, 44-11-202, 44-11-301, 44-11-304, 44-11-305, 44-11-307, 44-11-310, 44-11-311, 44-11-313, 44-11-401, and 24-76.5-103, C.R.S.	To establish that only materially complete applications for licenses or registrations, accompanied by all required fees, will be accepted and processed by the Division. The purpose of this rule is also to clarify that when an initial application is materially complete, but the Division determines further information is required before the application can be fully processed, the Applicant must provide the additional requested information within the time frame provided by the Division. Otherwise, the Division cannot act on the application in a timely manner, and the application may be denied.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 203	Process for Renewing a License: Medical Marijuana Businesses	Revised	§44-11-104, 44-11-202, 44-11-306, 44-11-310, and 44-11-311, C.R.S.	To establish how licenses can be renewed.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 204	Ownership Interests of a License: Medical Marijuana Businesses	Revised	§44-11-104, 44-11-202, 44-11-307, 44-11-310, 44-11-313, 44-11-601, and 44-11-901, C.R.S.	To provide clarity regarding the nature of a Direct Beneficial Interest Owner and an Indirect Beneficial Interest Owner, and to clarify what factors the State Licensing Authority generally considers regarding the same. The Division will review all relevant information to determine ownership of a Medical Marijuana Business.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 204.5	Disclosure, Approval and Review of Business Interests	Revised	§44-11-104, 44-11-202, 44-11-304, 44-11-306, 44-11-307, 44-11-309, 44-11-310, 44-11-311, and 44-11-313, C.R.S.	To clarify the application, review and approval process for various types of Business Interests. The Division will review all relevant information to determine ownership of, interests in, and control of a Medical Marijuana Business.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 207	Schedule of Application Fees: Medical Marijuana Businesses	Revised	§44-11-104, 44-11-202, 44-11-310, 44-11-401, 44-11-501, and 44-11-502, C.R.S.	To clarify the schedules of application fees for Medical Marijuana Business Applicants.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 208	Schedule of Business License and Registration Fees: Medical Marijuana Businesses	Revised	§44-11-104, 44-11-202, 44-11-302, 44-11-310, 44-11-401, 44-11-501, and 44-11-502, C.R.S.	To establish basic requirements for all Division applications and help the regulated community understand procedural licensing and registration requirements.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 209	Schedule of Business License and Registration Renewal Fees: Medical Marijuana Businesses	Revised	§44-11-104, 44-11-202, 44-11-310, 44-11-401, 44-11-501, and 44-11-502, C.R.S.	To establish basic requirements for all Division applications and help the regulated community understand procedural licensing requirements.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 210	Schedule of Other Application Fees: All Licensees	Revised	§44-11-104, 44-11-202, 44-11-310, 44-11-401, 44-11-501, 44-11-502, 44-11-1101, and 44-11-1102, C.R.S.	To establish basic requirements for all Division applications and help the regulated community understand procedural licensing requirements.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 231	Qualifications for Licensure and Residency	Revised	§44-11-104, 44-11-201, 44-11-202, 44-11-305, 44-11-306, 44-11-307, 44-11-310, 44-11-401, 24-18-105, and 24-76.5-101 et seq., C.R.S.	To clarify the qualifications for licensure, including, but not limited to, the requirement for a fingerprint-based criminal history record check for all Direct Beneficial Interest Owners, contractors, employees, and other support staff of licensed entities.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 231.1	Finding of Suitability, Residency and Reporting Requirements for Direct Beneficial Interest Owners	Revised	§44-11-104, 44-11-201, 44-11-202, 44-11-306, 44-11-307, 44-11-310, 44-11-313, 44-11-401, 24-18-105, and 24-76.5-101 et seq., C.R.S.	To clarify the qualifications for Direct Beneficial Interest Owners.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 250	Licensee Required to Keep Mailing Address Current with the Division: All Licensees	Revised	§44-11-202, 44-11-304, and 44-11-310, C.R.S.	To clarify that a Licensee must keep its mailing address current with the Division.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 251	Application Denial and Voluntary Withdrawal: All Licensees	Revised	§44-11-202, 44-11-305, 24-4-104, and 24-4-105, C.R.S.	To establish what factors the State Licensing Authority will consider when denying an application for licensure.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 252	Length of License: All Licensees Except Retail Marijuana Transporters and Occupational Licenses	Revised	§44-11-202 and 44-11-310, C.R.S.	To clarify the length of licenses for businesses and individuals.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 253	Temporary Appointee Registrations for Court Appointees	New	§44-11-202 and 44-11-401, C.R.S.	To establish procedures and requirements for any Person appointed by a court as a receiver, personal representative, executor, administrator, guardian, conservator, trustee, or similarly situated Person acting in accordance with section 44-11-401(1.5), C.R.S., and authorized by court order to take possession of, operate, manage, or control a Medical Marijuana Business.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 304.1	Medical Marijuana Business and Retail Marijuana Establishment - Shared Licensed Premises and Operational Separation	Revised	§44-11-104, 44-11-202, 44-11-401, 44-11-404, 44-11-405, and 44-11-406, C.R.S.	To establish guidelines for the manner in which a Medical Marijuana Business may share its existing Licensed Premises with a Licensed Retail Marijuana Establishment, and to ensure the proper separation of a Medical Marijuana Business operation from a Retail Marijuana Establishment operation.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 305	Security Alarm Systems and Lock Standards	Revised	§44-11-202, C.R.S.	To ensure adequate control of the Licensed Premises and the Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product contained therein. This rule also establishes the minimum guidelines for security requirements for alarm systems, and commercial locking mechanisms for maintaining adequate security.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 307	Waste Disposal	Revised	§44-11-202, C.R.S.	To establish sanitary requirements for Medical Marijuana Businesses.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 307.5	Transfers of Fibrous Waste	New	§44-11-202, C.R.S.	To establish conditions under which a licensee is authorized to Transfer Fibrous Waste to a Person for the purpose of producing only Industrial Fiber Products.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 309	Medical Marijuana Business: Inventory Tracking System	Revised	§44-11-104, 44-11-202, and 44-11-403, C.R.S.	To establish a system that will allow the State Licensing Authority and the industry to jointly track Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product from either seed or immature plant stage until the Medical Marijuana, Medical Marijuana Concentrate, or Medical Marijuana-Infused Product is sold to the patient or destroyed.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 401	Medical Marijuana Center: License Privileges	Revised	§44-11-202, 44-11-310, 44-11-402, and 44-11-406, C.R.S.	To establish that it is unlawful for a Medical Marijuana Center Licensee to exercise any privileges other than those granted by the State Licensing Authority, and to clarify the license privileges.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 402	Registration of a Primary Medical Marijuana Center	Revised	§44-11-202, 44-11-310, 44-11-402, and 44-11-403, C.R.S.	To establish that a Medical Marijuana Center can only grow Medical Marijuana in its Optional Premises Cultivation Operation for a patient that has designated that Medical Marijuana Center as being his or her primary center. The rule also helps to ensure that Medical Marijuana plants designated to a particular patient are only being grown at one Medical Marijuana Center.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 403	Medical Marijuana Sales: General Limitations or Prohibited Acts	Revised	§44-11-103, 44-11-202, 44-11-310, 44-11-401, 44-11-402, and 44-11-406, C.R.S.	To clarify those acts that are prohibited, or limited in some fashion, by a licensed Medical Marijuana Center. This rule also restricts the amount of its inventory a Medical Marijuana Center may sell to other Medical Marijuana Businesses to 530 percent for the period July 1, 2018 through June 30, 2019. On July 1, 2019, a Medical Marijuana Center is no longer required to obtain 50 percent of its on-hand inventory from its commonly owned and vertically aligned Optional Premises Cultivation Operation.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 405	Acceptable Forms of Identification for Medical Marijuana Sales	Revised	§44-11-202 and 44-11-402, C.R.S.	The Medical Code requires Medical Marijuana Center employees to verify that the purchaser has a valid registration card issued pursuant to section 25-1.5-106, C.R.S., and a valid picture identification card that matches the name on the registration card. Accordingly, this rule was adopted to explain exactly what types of picture identification cards can be accepted. Not only will this rule alleviate any confusion on the part of Medical Marijuana Center employees, but it will help reduce the amount of fraudulent transactions, thereby helping to maintain the integrity of Colorado's Medical Marijuana Businesses.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 407	Health and Safety Regulations: Medical Marijuana Center	Revised	§44-11-202, C.R.S.	To establish minimum health and safety regulations for Medical Marijuana Centers. It sets forth general standards and basic sanitary requirements for Medical Marijuana Centers. It covers the physical premises where the products are made as well as the individuals handling the products. This rule also authorizes the State Licensing Authority to require an independent consultant conduct a health and sanitary audit of a Medical Marijuana Center. This rule explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a Medical Marijuana Business's refusal to cooperate or pay for the audit. The State Licensing Authority modeled this rule after those adopted by the Colorado Department of Public Health and Environment. The State Licensing Authority intends this rule to help maintain the integrity of Colorado's Medical Marijuana Centers.	Licenses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed. Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 408	Medical Marijuana Center: Responsible Vendor Program	Revised	§44-11-202, 44-11-1101, and 44-11-1102, C.R.S.	To establish minimum standards for responsible vendor programs that provide training to personnel at Medical Marijuana Centers seeking designation as a "responsible vendor." It sets forth general standards and basic requirements for responsible vendor programs. This rule also establishes the timeframe for new staff to complete a responsible vendor program and the requirements for recertification. The State Licensing Authority intends this rule to help maintain the integrity of Colorado's Medical Marijuana Centers.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 501	Optional Premises Cultivation Operation: License Privileges	Revised	§44-11-202, 44-11-310, 44-11-401, 44-11-402, 44-11-403, 44-11-404, and 44-11-406, C.R.S.	To establish that it is unlawful for an Optional Premises Cultivation Operation to exercise any privileges other than those granted by the State Licensing Authority, and to clarify the license privileges.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 502	Optional Premises Cultivation Operation: General Limitations or Prohibited Acts	Revised	§44-11-103, 44-11-201, 44-11-202, 44-11-310, 44-11-402, 44-11-403, and 44-11-406, C.R.S.	To clarify what activity is or is not allowed at an Optional Premises Cultivation Operation.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 503	Optional Premises Cultivation Operation: Inventory Tracking System	Revised	§44-11-202 and 44-11-403, C.R.S.	To eliminate diversion of Medical Marijuana.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 504	Optional Premises Cultivation Operation: Health and Safety Regulations	Revised	§44-11-202, C.R.S.	To establish minimum health and safety regulations for Optional Premises Cultivation Operations. The rule prohibits an Optional Premises Cultivation Operation from treating or otherwise adulterating Medical Marijuana with any chemical or other compound whatsoever to alter its color, appearance, weight or smell. This rule also authorizes the State Licensing Authority to require an independent consultant conduct an independent health and sanitary audit of an Optional Premises Cultivation Operation. This rule explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a Medical Marijuana Business's refusal to cooperate or pay for the audit. The State Licensing Authority intends this rule to help maintain the integrity of Colorado's Medical Marijuana Businesses.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 506	Optional Premises Cultivation Operation: Medical Marijuana Concentrate Production	Revised	§44-11-202, C.R.S.	To establish the categories of Medical Marijuana Concentrate that may be produced at an Optional Premises Cultivation Operation and standards for the production of those concentrate.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 507	Optional Premises Cultivation Operation: Production Management	New	§44-11-202, 44-11-402, 44-11-403, 44-11-404, and 44-11-501, C.R.S.	To establish a means by which to manage the overall production of Medical Marijuana. The intent of this rule is to encourage responsible production to meet demand for Medical Marijuana, while also avoiding overproduction or underproduction. The establishment of production management is necessary to ensure there is not significant under or over production, either of which will increase incentives to engage in diversion and facilitate the sale of illegal marijuana.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 508	Sampling Unit Protocols	New	§44-11-202 and 44-11-403, C.R.S.	To establish the circumstances under which an Optional Premises Cultivation may provide Sampling Units to a designated Sampling Manager for quality control or product development purposes. In order to maintain the integrity of Colorado's regulated Medical Marijuana Businesses, this rule establishes limits on the amount of Sampling Units a Sampling Manager may receive in a calendar month and imposes inventory tracking, reporting and recordkeeping requirements on an Optional Premises Cultivation that Transfer Sampling Units.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 601	Medical Marijuana-Infused Products Manufacturer: License Privileges	Revised	§44-11-202, 44-11-404, and 44-11-406, C.R.S.	To establish that it is unlawful for a Medical Marijuana-Infused Products Manufacturer to exercise any privileges other than those granted by the State Licensing Authority and to clarify the license privileges.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 602	Medical Marijuana-Infused Products Manufacturer: General Limitations or Prohibited Acts	Revised	§44-11-202, 44-11-404, and 44-11-406, C.R.S.	The Medical Code sets forth minimum requirements for written agreements between Medical Marijuana-Infused Products Manufacturers and Medical Marijuana Centers. Specifically, the written agreements must set forth the total amount of Medical Marijuana obtained from a Medical Marijuana Center Licensee to be used in the manufacturing process, and the total amount of Medical Marijuana-Infused Product to be manufactured from the Medical Marijuana obtained from the Medical Marijuana Center. This rule clarifies that the Division must approve such written agreements to ensure they meet those requirements.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 603	Medical Marijuana-Infused Products Manufacturer: Inventory Tracking System	Revised	§44-11-202, 44-11-404, and 44-11-406, C.R.S.	To require all Medical Marijuana-Infused Products Manufacturers to track all inventory from the point it is received, through any manufacturing processes, to the point of sale or transfer to another Medical Marijuana Business.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 606	Sampling Unit Protocols	New	§44-11-202 and 44-11-404, C.R.S.	To establish the circumstances under which a Medical Marijuana-Infused Products Manufacturer may provide Sampling Units to a designated Sampling Manager for quality control or product development purposes. In order to maintain the integrity of Colorado's regulated Medical Marijuana Businesses, this rule establishes limits on the amount of Sampling Units a Sampling Manager may receive in a calendar month and imposes inventory tracking, reporting, and recordkeeping requirements on a Medical Marijuana-Infused Products Manufacturer that Transfer Sampling Units.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 607	Medical Marijuana-Infused Products Manufacturer: Audited Product and Alternative Use Product	New	§44-11-202, 44-11-404, and 44-11-901, C.R.S.	To define requirements for manufacture of Audited Product for administration by: (1) metered dose nasal spray, (2) pressurized metered dose inhaler, (3) vaginal administration, or (4) rectal administration which may raise public health concerns. This rule defines audit, insurance, minimum product requirements, minimum production process requirements, and pre-production testing requirements for Medical Marijuana-Infused Products Manufacturers that manufacture Audited Products. The purpose of this rule further recognizes that Alternative Use Product not within an intended use identified in Rule M 1003-1 may raise public health concerns that outweigh its manufacturer or Transfer entirely or that require additional safeguards to protect public health and safety prior to manufacturer or Transfer. This rule identifies general requirements for Medical Marijuana-Infused Products Manufacturer to seek an Alternative Use Designation from the State Licensing Authority to manufacture any type of Medical Marijuana-Infused Product that is not within an intended use identified in Rule M 1003-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 703	Medical Marijuana Testing Facilities: Certification Requirements	Revised	§44-11-202 and 44-11-405, C.R.S.	To establish a frame work for certification for Medical Marijuana Testing Facilities.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 712	Medical Marijuana Testing Facilities: Sampling and Testing Program	Revised	§44-11-202 and 44-11-405, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To establish the portion of the Division's mandatory testing and random sampling program that is applicable to Medical Marijuana Testing Facilities. The allowable plus or minus 15% potency variance has been included in the rule pursuant to the mandate of Senate Bill 15-260. Section 1 of the bill required the State Licensing Authority to establish an acceptable potency variance. The acceptable potency variance has been set at plus or minus 15% to comport with the potency variance mandated by the Medical Code.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 801	Transport: All Medical Marijuana Businesses	Revised	§44-11-202 and 44-11-406, C.R.S.	To provide clarity as to the requirements associated with the transport and delivery of Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product between Licensed Premises. It also prescribes the manner in which licensed entities will track inventory in the transport process to prevent diversionary practices.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 901	Business Records Required	Revised	§44-11-202, C.R.S.	This rule explains what business records a Licensee must maintain. It also clarifies that such records must be made available to the Division on demand. Rule R 901(B) was added due to written commentary received from an industry representative.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 904	Medical Marijuana Business Reporting Requirements	Revised	§44-11-201, 44-11-202, 44-11-310, and 44-11-901, C.R.S.	The State Licensing Authority must know the individuals serving as managers of Medical Marijuana Businesses. Accordingly, this rule reiterates the statutory mandate that a Medical Marijuana Business must report any management change to the Division prior to the change. The rule also clarifies that a Medical Marijuana Business must save a copy of any management change report to the Division and that failure to follow this rule can result in discipline.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1001.5	Labeling and Packaging Requirements: General Applicability	Repealed, effective July 1, 2018	§44-11-202, 44-11-403, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1002.5	Packaging and Labeling of Medical Marijuana by an Optional Premises Cultivation Operation or a Medical Marijuana-Infused Products Manufacturer	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1003.5	Packaging and Labeling of Medical Marijuana Concentrate by an Optional Premises Cultivation Operation or a Medical Marijuana-Infused Products Manufacturer	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1004	Labeling Requirements: Specific Requirements, Medical Marijuana-Infused Product	Repealed, effective October 1, 2016	§44-11-202, C.R.S.	Repealed, effective October 1, 2016. Remove the word "Rule" to align with other M 1000 series repealed rules.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1004.5	Packaging and Labeling Requirements of a Medical Marijuana Infused-Product by a Medical Marijuana-Infused Products Manufacturer	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1005	Packaging and Labeling of Medical Marijuana by a Medical Marijuana Center	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 1006	Packaging and Labeling of Medical Marijuana Infused-Product by a Medical Marijuana Center	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1007	Packaging and Labeling of Medical Marijuana Concentrate by a Medical Marijuana Center	Repealed, effective July 1, 2018	§44-11-202, 44-11-402, 44-11-404, and 44-11-901, C.R.S.	Repealed, effective July 1, 2018. The M 1000 series rules were moved to series M 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1001-1	Packaging and Labeling: Minimum Requirements Prior to Transfer to a Medical Marijuana Business	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To define minimum packaging and labeling requirements for Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product. Transferred between Medical Marijuana Businesses. The State Licensing Authority finds it essential to regulate and establish labeling requirements for Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product, and that this is in the interest of the health and safety of the people of Colorado. This rule identifies information that is required on all labels to provide information necessary for the Division to regulate the cultivation, production, and sale of Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product. This rule also seeks to minimize, to the extent practicable, the burden of labeling compliance to licensees. The labeling requirements in this rule apply to all Containers immediately containing Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1002-1	Packaging and Labeling: General Requirements Prior to Transfer to a Patient	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To define general packaging and labeling requirements for Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product prior to Transfer to a patient. The labeling requirements in this rule apply to all Containers immediately containing Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product. The State Licensing Authority finds it essential to regulate and establish labeling requirements for Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product and that this is in the interest of the health and safety of the people of Colorado. This rule identifies information that is required on all labels to provide necessary information to patients to make informed decisions and first responders in the event of accidental ingestion, over-ingestion, or allergic reaction. This rule also seeks to minimize, to the extent practicable, the burden of labeling compliance to licensees.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1003-1	Additional Labeling Requirements Prior to Transfer to a Patient	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To define additional labeling requirements for Medical Marijuana, Medical Marijuana Concentrate, and/or Medical Marijuana-Infused Product (except Medical Marijuana seeds and Immature plants) based on its intended use. These labeling requirements are in addition to, not in lieu of, the labeling requirements in Rule M 1002-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1202	Requirement for Inspections and Investigations, Searches, Administrative Holds, Voluntary Surrenders and Such Additional Activities as May Become Necessary from Time to Time	Revised	§44-11-202, C.R.S.	This rule explains that Licensees must cooperate with Division employees when they are acting within the normal scope of their duties and that failure to do so may result in sanctions. It also explains the administrative hold process, the handling of inventory subject to administrative hold and under investigation and the process for voluntary surrender of Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1204	Assurance of Voluntary Compliance	Revised	§44-11-202, C.R.S.	This rule explains that Division investigators may exercise discretion in issuing written warnings when, during the course of a compliance check or investigation, the Division investigator identifies a violation of the Medical Code or the rules promulgated thereunder. This rule also explains that the Director of the Division may exercise discretion to accept an assurance of voluntary compliance. It also explains the evidentiary value of a written warning or an assurance of voluntary compliance.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 1302	Summary Suspensions	Revised	§44-11-202, 44-11-601, 24-4-104, and 24-4-105, C.R.S.	To set forth the process for summary suspensions when the State Licensing Authority has cause to immediately suspend a license prior to and pending a hearing and final agency action. Summary suspension will be imposed when the State Licensing Authority has reason to believe and finds that a Licensee has been guilty of a deliberate and willful violation of any applicable law or regulation, or that the public health, safety, or welfare imperatively requires emergency action. The rule ensures proper due process for Licensees when their licenses are temporarily or summarily suspended by requiring prompt initiation of disciplinary proceedings after such suspensions. The purpose of the modifications to this rule is to clarify that the hearing following the Order of Summary Suspension concerns the allegations set forth in the Order to Show Cause.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1303	Suspension Process: Regular and Summary Suspensions	Revised	§44-11-202, 44-11-601, 24-4-104, and 24-4-105, C.R.S.	The State Licensing Authority recognizes that if Licensees are not able to care for their products during a period of active suspension, then their plants could die, their edible products could deteriorate, and their on-hand inventory may not be properly maintained. Accordingly, this rule was written to clarify that Licensees whose licenses are summarily suspended may care for on-hand inventory, manufactured products, and plants during the suspension (unless the State Licensing Authority does not allow such activity), provided the Licensed Premises and all Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-infused Product are adequately secured. In addition, the rule clarifies what activity is always prohibited during such suspension.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1307	Penalties	Revised	§44-11-202, C.R.S.	To establish guidelines for enforcement and penalties that will be imposed by the State Licensing Authority for non-compliance with Medical Code, section 18-18-406.3(7), C.R.S., or any other applicable rule. The State Licensing Authority considered the type of violation and the threat of harm to the public versus purely administrative harm when setting the penalty structure. Based upon public testimony and a written commentary, Rule M 1307(A) was amended to include additional license violations affecting public safety and Rule M 1307(C.1) was added.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1309	Administrative Warrants	Revised	§44-11-202, C.R.S.	To establish the circumstances under which the Division may seek from a district court an administrative warrant to search and/or seize marijuana and marijuana products, or other evidence indicating a violation of the Medical Code or rules. The Division has encountered circumstances that would have justified such a warrant. Establishing the criteria under which the Division may seek an administrative warrant will give fair notice to the regulated community regarding the types of violations that would lead to a request for an administrative warrant.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1501	Medical Marijuana Testing Program - Contaminant Testing	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To protect the public health and safety by establishing the contaminant testing and related process validation portion of the Division's Medical Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1504	Medical Marijuana Testing Program - Sampling Procedures	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To protect the public health and safety by establishing sampling procedures and rules for the Division's Medical Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1507	Medical Marijuana Testing Program - Contaminated Product and Failed Test Results	Revised	§44-11-202, 44-11-402, and 44-11-404, C.R.S.	To protect the public health and safety by establishing rules governing the quarantining of potentially contaminated product and the destruction of product that failed contaminant or potency testing for the Division's Medical Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes



# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-1 M 1702	Medical Marijuana Business Operators: General Limitations or Prohibited Acts	Revised	§44-11-202 and 44-11-401, C.R.S.	To clarify those acts that are limited in some fashion, or prohibited, by a Medical Marijuana Business Operator.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-1 M 1901	Research and Development Licensees: License Privileges	Revised	§44-11-202, 44-11-404, 44-11-405, and 44-11-408, C.R.S.	To establish that it is unlawful for Licensed Research Businesses to exercise any privilege other than those granted by the State Licensing Authority. The purpose of this rule also is to clarify the distinct privileges granted to Marijuana Research and Development Facilities and Marijuana Research and Development Cultivations.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1902	Research and Development Licensees: General Limitations and Prohibited Acts	Revised	§44-11-202, 44-11-310, 44-11-405, and 44-11-408, C.R.S.	To clarify those acts that are prohibited, or limited in some fashion, by a Licensed Research Business.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1903	Research and Development Licensees: Inventory Tracking	Revised	§44-11-202 and 44-11-408, C.R.S.	To require all Licensed Research Businesses to track all inventory from the point it is Propagated or received to the point when it is destroyed, used in a Research Project, or, if permitted, Transferred to another Licensed Research Business or another Medical Marijuana Business. The purpose of this rule is also to eliminate diversion of Medical Marijuana.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1904	Licensed Research Businesses: Project Approval	Revised	§44-11-202 and 44-11-408, C.R.S.	To ensure that any research or development conducted by a Licensed Research Business shall be in furtherance of a Research Project approved by the Division. The purpose of this rule is also to establish the applicable requirements necessary for Licensed Research Businesses to seek and receive Division approval for all proposed Research Projects.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-1 M 1905	Research and Development Licensees: Testing	Revised	§44-11-202, 44-11-405, and 44-11-408, C.R.S.	To establish the limited research purposes authorized for Licensed Researched Businesses. The purpose of this rule is also to establish additional requirements for Research Projects involving human subjects and animal subjects, as well as restrictions on the use of Pesticides. The rule also establishes reporting requirements and explains when the State Licensing Authority may require a Licensed Research Business to undergo an audit of its research activities.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 103	Definitions	Revised	§44-12-103 and 44-12-202, C.R.S.	To clarify existing definitions, establish definitions as part of implementation of HB17-1034, SB17-192, SB17-187 and HB17-1367, pursuant to the State Licensing Authority's rulemaking authority.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 201	Application Process	Revised	§44-12-102, 44-12-103, 44-12-202, 44-12-303, 44-12-306, 44-12-309, 44-12-312, 44-12-401, and 24-76.5-101, et seq., C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (III).	To establish that only materially complete applications for licenses, accompanied by all required fees, will be accepted and processed by the Division. The purpose of the rule is also to clarify that when an initial application is materially complete and accepted, but the Division determines further information is required before the application can be fully processed, the Applicant must provide the additional requested information within the time frame provided by the Division. Otherwise, the Division cannot act on the application in a timely manner, and the application may be denied.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 203	Process for Renewing a License: Retail Marijuana Establishments	Revised	§44-12-103, 44-12-202, and 44-12-310, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (I).	To establish how licenses can be renewed.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 204	Ownership Interests of a License: Retail Marijuana Establishments	Revised	§44-12-103, 44-12-202, 44-12-306, 44-12-309, 44-12-312, 44-12-601, 44-12-901, and 24-76.5-101 et seq., C.R.S.	To provide clarity regarding the nature of a Direct Beneficial Interest Owner and an Indirect Beneficial Interest Owner, and to clarify what factors the State Licensing Authority generally considers regarding the same. The Division will review all relevant information to determine ownership of a Retail Marijuana Establishment.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 204.5	Disclosure, Approval and Review of Business Interests	Revised	§44-12-103, 44-12-202, 44-12-303, 44-12-305, 44-12-306, 44-12-308, 44-12-309, and 44-12-312, C.R.S.	To clarify the application, review and approval process for various types of Business Interests. The Division will review all relevant information to determine ownership of, interests in, and control of a Retail Marijuana Establishment.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 210	Schedule of Other Application Fees: All Licensees	Revised	§44-12-103, 44-12-202, 44-12-303, 44-12-401, 44-12-501, 44-12-502, 44-12-1101, and 44-12-1102, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (II).	To establish basic requirements for all Division applications and help the regulated community understand procedural licensing requirements.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 211	Conversion - Medical Marijuana Business to Retail Marijuana Establishment Pursuant to 44-12-104(1)(a)(I), C.R.S.	Revised	§44-12-103, 44-12-104, 44-12-202, and 44-12-501, C.R.S.	To clarify that, with the exception of Medical Marijuana Testing Facilities, Medical Marijuana Business Operators and Medical Marijuana Business Transporters, an existing Medical Marijuana Business may apply to convert a Medical Marijuana Business License to a Retail Marijuana Establishment License or may apply to obtain one additional license to operate a Retail Marijuana Establishment. It is important to note that the State Licensing Authority considers each license issued as separate and distinct. Each license, whether it is in the same location or not, is fully responsible to maintain compliance with all statutes and rules promulgated regardless of whether or not they are located in a shared address.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 231	Qualifications for Licensure and Residency	Revised	§44-12-103, 44-12-201, 44-12-202, 44-12-304, 44-12-305, 44-12-306, 24-18-105, and 24-76.5-101, et seq., C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (III).	To clarify the qualifications for licensure, including, but not limited to, background investigations for Direct Beneficial Interest Owners, Indirect Beneficial Interest Owners, contractors, employees, and other support staff of licensed entities.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 231.1	Finding of Suitability, Residency and Reporting Requirements for Direct Beneficial Interest Owners	Revised	§44-12-103, 44-12-201, 44-12-202, 44-12-303, 44-12-304, 44-12-306, 24-18-105, and 24-76.5-101, et seq., C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (III).	To clarify the qualifications for Direct Beneficial Interest Owners.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 250	Licensee Required to Keep Mailing Address Current with the Division: All Licensees	Revised	§44-12-105, 44-12-202, and 44-12-601, C.R.S.	To clarify that a Licensee must keep its mailing address current with the Division.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 251	Application Denial and Voluntary Withdrawal: All Licensees	Revised	§44-12-202, 44-12-304, 24-4-104, and 24-4-105, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsections 16(5)(a)(I).	To establish what factors the State Licensing Authority will consider when denying an application for licensure.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 253	Temporary Appointee Registrations for Court Appointees	New	§44-12-202 and 44-12-401, C.R.S.	To establish procedures and requirements for any Person appointed by a court as a receiver, personal representative, executor, administrator, guardian, conservator, trustee, or similarly situated Person acting in accordance with section 44-12-401(1.5), C.R.S., and authorized by court order to take possession of, operate, manage, or control a Retail Marijuana Establishment.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 304.1	Medical Marijuana Business and Retail Marijuana Establishment - Shared Licensed Premises and Operational Separation	Revised	§44-12-104, 44-12-202, 44-12-401, 44-12-404, 44-12-405, and 44-12-406, C.R.S.	To establish guidelines for the manner in which a Medical Marijuana Business may share its existing Licensed Premises with a Licensed Retail Marijuana Establishment, and to ensure the proper separation of a Medical Marijuana Business operation from Retail Marijuana Establishment operation.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 305	Security Alarm Systems and Lock Standards	Revised	§44-12-202, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a)(IV).	To ensure adequate control of the Licensed Premises and Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product contained therein. This rule also establishes the minimum guidelines for security requirements for alarm systems and commercial locking mechanisms for maintaining adequate security.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 307	Waste Disposal	Revised	§44-12-202, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a)(IV).	To establish waste disposal requirements for Retail Marijuana Establishments. The State Licensing Authority modeled this rule after its Medical Marijuana rules.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 307.5	Transfers of Fibrous Waste	New	§44-12-202, C.R.S.	To establish conditions under which a licensee is authorized to Transfer Fibrous Waste to a Person for the purpose of producing only Industrial Fiber Products.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 308	Selling and Serving, Retail Marijuana and Retail Marijuana Product - Hours of Operation	Revised	§44-12-202 and 44-12-301, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(f).	To establish hours of operation requirements for Retail Marijuana Establishments. The State Licensing Authority modeled this rule after the Colorado Department of Revenue's liquor rules. Based upon written comments and testimony during working groups and public hearings, this rule was amended to remove restrictions on the hours during which initiating the transportation of Retail Marijuana and Retail Marijuana Product is permitted.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 309	Retail Marijuana Establishments: Inventory Tracking System	Revised	§44-12-104, 44-12-201, 44-12-202, 44-12-402, 44-12-403, and 44-12-404, C.R.S.	To establish a system that will allow the State Licensing Authority and the industry to jointly track Retail Marijuana and Retail Marijuana Product from either seed or immature plant stage until the Retail Marijuana or Retail Marijuana Product is sold to the customer or destroyed.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 402	Retail Marijuana Sales: General Limitations or Prohibited Acts	Revised	§44-12-105, 44-12-202, 44-12-401, 44-12-402, and 44-12-901, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsections 16(3)(a), 16(5)(a)(V) and 16(5)(a)(VIII).	To clarify those acts that are limited in some fashion, or prohibited, by a licensed Retail Marijuana Store.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 404	Acceptable Forms of Identification for Retail Sales	Revised	§44-12-202 and 44-12-402, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsections 16(5)(a)(V).	To establish guidelines for the acceptable forms of identification for verifying the lawful sale of Retail Marijuana, Retail Marijuana Concentrate, or Retail Marijuana Product.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 406	Retail Marijuana Store: Health and Safety Regulations	Revised	§44-12-202, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a)(VII).	It sets forth general standards and basic sanitary requirements for Retail Marijuana Stores. It covers the physical premises where the products are made as well as the individuals handling the products. This rule also authorizes the State Licensing Authority to require an independent consultant to conduct a health and sanitary audit of a Retail Marijuana Store. This rule explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a Retail Marijuana Establishment's refusal to cooperate or pay for the audit. The State Licensing Authority intends for this rule to reduce any product contamination, which will benefit both the Licensees and consumers. The State Licensing Authority modeled this rule after those adopted by the Colorado Department Revenue for Medical Marijuana and those adopted by the Colorado Department of Public Health and Environment. Overall, the State Licensing Authority intends this rule to help maintain the integrity of Colorado's Retail Marijuana businesses and the safety of the public.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 407	Retail Marijuana Store: Responsible Vendor Program	Revised	§44-12-202, 44-12-1101, and 44-12-1102, C.R.S.	To establish minimum standards for responsible vendor programs that provide training to personnel at Retail Marijuana Stores seeking designation as a "responsible vendor." It sets forth general standards and basic requirements for responsible vendor programs. This rule also establishes the timeframe for new staff to complete a responsible vendor program and the requirements for recertification. The State Licensing Authority intends this rule to help maintain the integrity of Colorado's Retail Marijuana Stores.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 501	Retail Marijuana Cultivation Facility: License Privileges	Revised	§44-12-202, 44-12-401, 44-12-403, 44-12-404, and 44-12-406, C.R.S.	To establish that it is unlawful for a Retail Marijuana Cultivation Facility to exercise any privileges other than those granted by the State Licensing Authority and to clarify the license privileges.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 502	Retail Marijuana Cultivation Facility: General Limitations or Prohibited Acts	Revised	§44-12-202, 44-12-403, 44-12-406, and 44-12-901, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a)(V).	To clarify those acts that are limited in some fashion, or prohibited, by a Retail Marijuana Cultivation Facility.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 503	Retail Marijuana Cultivation Facility: Inventory Tracking System	Revised	§44-12-202 and 44-12-403, C.R.S.	To establish a Retail Marijuana Cultivation Facility's obligation to account for and track all inventories on the Licensed Premises from seed or cutting to Transfer to other Retail Marijuana Establishments.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 504	Retail Marijuana Cultivation Facility: Health and Safety Regulations	Revised	§44-12-202, C.R.S.	To establish minimum health and safety regulation for Retail Marijuana Cultivation Facilities. The rule prohibits a Retail Marijuana Cultivation Facility from treating or otherwise adulterating Retail Marijuana with any chemical or other compound whatsoever to alter its color, appearance, weight or smell. This rule also authorizes the State Licensing Authority to require an independent consultant to conduct a health and sanitary audit of a Retail Marijuana Cultivation Facility. This rule explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a Retail Marijuana Establishment's refusal to cooperate or pay for the audit.	Licenseses, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 505	Retail Marijuana Cultivation Facilities: Retail Marijuana Concentrate Production	Revised	§44-12-202, 44-12-403, and 44-12-405, C.R.S.	To establish the categories of Retail Marijuana Concentrate that may be produced at a Retail Marijuana Cultivation Facility and standards for the production of Retail Marijuana Concentrate.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 506	Retail Marijuana Cultivation Facility: Production Management	Revised	§44-12-103, 44-12-104, 44-12-202, and 44-12-501, C.R.S.	The rule establishes a means by which to manage the overall production of Retail Marijuana. The intent of this rule is to encourage responsible production to meet demand for retail marijuana, while also avoiding overproduction or underproduction. The establishment of production management is necessary to ensure there is not significant under or over production, either of which will increase incentives to engage in diversion and facilitate the continuation of the sale of illegal marijuana.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 507	Sampling Unit Protocols	New	§44-12-202 and 44-12-403, C.R.S.	To establish the circumstances under which a Retail Marijuana Cultivation Facility may provide Sampling Units to a designated Sampling Manager for quality control or product development purposes. In order to maintain the integrity of Colorado's regulated Medical Marijuana Businesses, this rule establishes limits on the amount of Sampling Units a Sampling Manager may receive in a calendar month and imposes inventory tracking, reporting and recordkeeping requirements on a Retail Marijuana Cultivation Facility that Transfer Sampling Units.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 601	Retail Marijuana Products Manufacturing Facilities: License Privileges	Revised	§44-12-202, 44-12-305, 44-12-309, 44-12-403, 44-12-404, and 44-12-406, C.R.S.	To establish that it is unlawful for a Retail Marijuana Products Manufacturing Facility to exercise any privileges other than those granted by the State Licensing Authority and to clarify the license privileges.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 602	Retail Marijuana Products Manufacturing Facility: General Limitations or Prohibited Acts	Revised	§44-12-202, 44-12-309, 44-12-404, 44-12-406, and 44-12-901, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (V).	To clarify those acts that are limited in some fashion or prohibited by a Retail Marijuana Products Manufacturing Facility.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 603	Retail Marijuana Products Manufacturing Facility: Inventory Tracking System	Revised	§44-12-202, 44-12-404, and 44-12-406, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To require all Retail Marijuana Products Manufacturing Facilities to track all inventory from the point it is received from a Retail Marijuana Cultivation Facility, Retail Marijuana Products Manufacturing Facility, or Retail Marijuana Transporter through any manufacturing processes, to the point of sale or Transfer to another Retail Marijuana Establishment.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 605	Retail Marijuana Products Manufacturing Facility: Retail Marijuana Concentrate Production	Revised	§44-12-202, C.R.S.	To establish the categories of Retail Marijuana Concentrate that may be produced at a Retail Marijuana Products Manufacturing Facility and establish standards for the production of Retail Marijuana Concentrate. Nothing in this rule authorizes the unlicensed practice of engineering under Article 25 of Title 12, C.R.S.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 606	Sampling Unit Protocols	New	§44-12-202 and 44-12-404, C.R.S.	To establish the circumstances under which a Retail Marijuana Products Manufacturing Facility may provide Sampling Units to a designated Sampling Manager for quality control or product development purposes. In order to maintain the integrity of Colorado's regulated Medical Marijuana Businesses, this rule establishes limits on the amount of Sampling Units a Sampling Manager may receive in a calendar month and imposes inventory tracking, reporting and recordkeeping requirements on a Retail Marijuana Products Manufacturing Facility that Transfer Sampling Units.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 607	Retail Marijuana Products Manufacturing Facility: Audited Product and Alternative Use Product	New	§44-12-202, 44-12-404, and 44-12-901, C.R.S.	To define requirements for manufacture of Audited Product for administration by: (1) metered dose nasal spray, (2) pressurized metered dose inhaler, (3) vaginal administration, or (4) rectal administration which may raise public health concerns. This rule defines audit, insurance, minimum product requirements, minimum production process requirements, and pre-production testing requirements for Retail Marijuana Products Manufacturers that manufacture Audited Products. The purpose of this rule further recognizes that Alternative Use Product not within an intended use identified in Rule M 1003-1 may raise public health concerns that outweigh its manufacture or Transfer entirely or that require additional safeguards to protect public health and safety prior to manufacturer or Transfer. This rule identifies general requirements for Retail Marijuana Products Manufacturer to seek an Alternative Use Designation from the State Licensing Authority to manufacture any type of Retail Marijuana Product that is not within an intended use identified in Rule R 1003-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 701	Retail Marijuana Testing Facilities: License Privileges	Revised	§44-12-202, 44-12-309, 44-12-402, 44-12-403, 44-12-404, 44-12-405, 35-61-104, and 35-61-105.5, C.R.S.	To establish that it is unlawful for a Retail Marijuana Testing Facility licensee to exercise any privileges other than those granted by the State Licensing Authority and to clarify the license privileges.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 702	Retail Marijuana Testing Facilities: General Limitations or Prohibited Acts	Revised	§44-12-105, 44-12-202, 44-12-405, 44-12-901, 35-61-104, and 35-61-105.5, C.R.S.	To clarify those acts that are limited in some fashion, or prohibited, by a Retail Marijuana Testing Facility.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 703	Retail Marijuana Testing Facilities: Certification Requirements	Revised	§44-12-202 and 44-12-405, C.R.S.	To establish a frame work for certification for Retail Marijuana Testing Facilities.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 712	Retail Marijuana Testing Facilities: Sampling and Testing Program	Revised	§44-12-202 and 44-12-405, C.R.S.	To establish the portion of the Division's Mandatory Testing and Random Sampling program that is applicable to Retail Marijuana Testing Facilities. The allowable plus or minus 15% potency variance has been included in the rule pursuant to the mandate of House Bill 15-1283, which modified 44-12-202(3)(a)(IV)(E), C.R.S. The bill established that the acceptable potency variance, which the Division must determine, must be at least plus or minus 15 percent.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 801	Transport: All Retail Marijuana Establishments	Revised	§44-12-202, 44-12-309, 44-12-401, and 44-12-406, C.R.S.	To provide clarity as to the requirements associated with the transport and delivery of Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product between Licensed Premises. It also prescribes the manner in which licensed entities will track inventory in the transport process to prevent diversionary practices.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 901	Business Records Required	Revised	§44-12-202, 44-12-301, and 44-12-701, C.R.S.	This rule explains what business records a Licensee must maintain and clarifies that such records must be made available to the Division on demand. Rule R 901(B) was added due to written commentary received from an industry representative.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 904	Retail Marijuana Establishment Reporting Requirements	Revised	§44-12-201, 44-12-202, 44-12-309, and 44-12-901, C.R.S.	The State Licensing Authority must be able to immediately access information regarding a Retail Marijuana Establishment's managing individual. Accordingly, this rule reiterates the statutory mandate that Licensees provide any management change to the Division within seven days of any change, and also clarifies that a Licensee must save a copy of any management change report to the Division, and clarifies that failure to follow this rule can result in discipline.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 1001	Labeling and Packaging Requirements: General Applicability	Repealed, effective July 1, 2018	§44-12-202, 44-12-402, 44-12-404, and 44-12-901, C.R.S.	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1002.5	Packaging and Labeling of Retail Marijuana by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility	Repealed, effective July 1, 2018	§44-12-202, 44-12-403, 44-12-404, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1003.5	Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility	Repealed, effective July 1, 2018	§44-12-202, 44-12-403, 44-12-404, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1004	Packaging and Labeling Requirements of a Retail Marijuana Product by a Retail Marijuana Products Manufacturing Facility	Repealed, effective July 1, 2018	§44-12-202, 44-12-404, 44-12-901, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1005.5	Packaging and Labeling of Retail Marijuana by a Retail Marijuana Store	Repealed, effective July 1, 2018	§44-12-202, 44-12-402, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1006	Packaging and Labeling of Retail Marijuana Product by a Retail Marijuana Store	Repealed, effective July 1, 2018	§44-12-202, 44-12-402, 44-12-901, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1007.5	Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Store	Repealed, effective July 1, 2018	§44-12-202, 44-12-402, and 25-4-1614, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VI).	Repealed, effective July 1, 2018. The R 1000 series rules were moved to series R 1000-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1001-1	Packaging and Labeling: Minimum Requirements Prior to Transfer to a Retail Marijuana Establishment	Revised	§44-12-202, 44-12-402, and 44-12-404, C.R.S.	To define minimum packaging and labeling requirements for Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product transferred between Retail Marijuana Establishments. The State Licensing Authority finds it essential to regulate and establish labeling requirements for Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product and that this is in the interest of the health and safety of the people of Colorado. This rule identifies information that is required on all labels to provide information necessary for the Division to regulate the cultivation, production and sale of Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product. This rule also seeks to minimize, to the extent practicable, the burden of labeling compliance to Licensees. The labeling requirements in this rule apply to all Containers immediately containing Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No

# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 1002-1	Packaging and Labeling: General Requirements Prior to Transfer to Consumer	Revised	§44-12-202, 44-12-402, and 44-12-404, C.R.S.	To define general packaging and labeling requirements for Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product prior to Transfer to a consumer. The labeling requirements in this rule apply to all Containers immediately containing Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product. The State Licensing Authority finds it essential to regulate and establish labeling requirements for Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product and that this is in the interest of the health and safety of the people of Colorado. This rule identifies information that is required on all labels to provide necessary information to consumers to make informed decisions and first responders in the event of accidental ingestion, over ingestion or allergic reaction. This rule also seeks to minimize, to the extent practicable, the burden of labeling compliance to Licensees.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1003-1	Additional Labeling Requirements Prior to Transfer to Consumer	Revised	§44-12-202, 44-12-402, and 44-12-404, C.R.S.	To define additional labeling requirements for Retail Marijuana, Retail Marijuana Concentrate, and/or Retail Marijuana Product (except Retail Marijuana seeds and Immature plants) based on its intended use. These labeling requirements are in addition to, not in lieu of, the labeling requirements in Rule R 1002-1.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1202	Requirement for Inspections and Investigations, Searches, Administrative Holds, Voluntary Surrenders and Such Additional Activities as May Become Necessary from Time to Time	Revised	§44-12-202 and 44-12-602, C.R.S.	This rule explains that Licensees must cooperate with Division employees when they are acting within the normal scope of their duties and that failure to do so may result in sanctions. It also explains the administrative hold process, the handling of inventory subject to administrative hold and under investigation and the process for voluntary surrender of Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1204	Assurance of Voluntary Compliance	Revised	§44-12-202, C.R.S.	This rule explains that Division investigators may exercise discretion in issuing written warning when, during the course of a compliance check or investigation, the Division investigator identifies a violation(s) of the Retail Code or the rules promulgated thereunder. This rule also explains that the Director of the Division may exercise discretion to accept an assurance of voluntary compliance. It also explains the evidentiary value of a written warning or an assurance of voluntary compliance.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1302	Summary Suspensions	Revised	§44-12-202, 44-12-601, 24-4-104, and 24-4-105, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (i).	to set forth the process for summary suspensions when the State Licensing Authority has cause to immediately suspend a license prior to and pending a hearing and final agency order. Summary suspensions will be imposed when the State Licensing Authority has reason to believe and finds that a Licensee has been guilty of a deliberate and willful violation of any applicable law or regulation, or that the public health, safety, and welfare imperatively require emergency action. The rule ensures proper due process for Licensees when their licenses are temporarily or summarily suspended by requiring prompt initiation of disciplinary proceedings after such suspensions. The purpose of the modifications to this rule is to clarify that the hearing following the Order of Summary Suspension concerns the allegations set forth in the Order to Show Cause.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1303	Suspension Process: Regular and Summary Suspensions	Revised	§44-12-202, 44-12-601, 24-4-104, and 24-4-105, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (i).	The State Licensing Authority recognizes that if Licensees are not able to care for their products during a period of active suspension, then their plants could die, their edible products could deteriorate, and their on-hand inventory may not be properly maintained. Accordingly, this rule was written to clarify that Licensees whose licenses are summarily suspended may care for on-hand inventory, manufactured products, and plants during the suspension (unless the State Licensing Authority does not allow such activity), provided the Licensed Premises and all Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product are adequately secured. In addition, the rule clarifies what activity is always prohibited during such suspension.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No



# Marijuana Enforcement Division 2018 Regulatory Agenda Report

The Colorado Department of Revenue (CDOR) submits the following 2018 Departmental Regulatory Agenda Report (Report) in fulfillment of the statutory requirements set forth in §2-7-202(6), 2-7-203, and 24-4-103.3(4), C.R.S. Pursuant to state law, annually on November 1 executive-branch agencies must file the Report in order to provide results of the past year's rulemaking activity. Pursuant to §2-7-202(6), C.R.S., the Report must contain:

(f) Commencing with departmental regulatory agendas submitted on and after November 1, 2013, a list and brief summary of all permanent and temporary rules actually adopted since the previous departmental regulatory agenda was filed.

Pursuant to §24-4-103.3(4), C.R.S., the Report must contain:

(4) Each principal department shall include a report on the results of its mandatory review of rules as part of its departmental regulatory agenda that it submits to the staff of the legislative council for distribution to the applicable committee of reference of the general assembly as outlined in section 2-7-203, C.R.S.

The Agenda is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on CDOR's website, and submitted to the State Library, the Colorado Department of Regulatory Agencies, and the Secretary of State for publication in the Colorado Register.

CDOR must also present its Report as part of its "SMART Act" presentation pursuant to §2-7-203(2)(a), C.R.S.

CDOR works with several boards and commissions that promulgate rules; for ease of use for the consumer, those rules are included in CDOR's Report.

The Report covers Calendar Year 2018 (CY18). Rules that will be completed after November 1, 2018, are marked as "ongoing".

Date	Rule Number	Rule Title (or Description)	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Status	Included on CY18 Agenda?
Hearing 10/16/2018	1 CCR 212-2 R 1307	Penalties	Revised	§44-12-202 and 44-12-601, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (IX).	To establish guidelines for enforcement and penalties that will be imposed by the State Licensing Authority for non-compliance with Retail Code, section 18-18-406.3(7), or any other applicable rule. The State Licensing Authority considered the type of violation and the threat of harm to the public versus purely administrative harm when setting the penalty structure. Based upon public testimony and a written commentary, Rule R 1307(A) was amended to include additional license violations affecting public safety and Rule R 1307(C.1) was added.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1309	Administrative Warrants	Revised	§44-12-202, C.R.S.	To establish the circumstances under which the Division may seek from a district court an administrative warrant to search and/or seize marijuana and marijuana products, or other evidence indicating a violation of the Retail Code or rules. The Division has encountered circumstances that would have justified such a warrant. Establishing the criteria under which the Division may seek an administrative warrant will give fair notice to the regulated community regarding the types of violations that would lead to a request for an administrative warrant.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No
Hearing 10/16/2018	1 CCR 212-2 R 1501	Retail Marijuana Testing Program - Contaminant Testing	Revised	§44-12-202, 44-12-402, 44-12-403, and 44-12-404, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To protect the public health and safety by establishing the contaminant testing and related process validation portion of the Division's Retail Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 1502	Retail Marijuana Testing Program - Mandatory Testing	Revised	§44-12-202, 44-12-402, 44-12-403, and 44-12-404, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To protect the public health and safety by establishing the mandatory testing portion of the Division's Retail Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 1504	Retail Marijuana Testing Program - Sampling Procedures	Revised	§44-12-202, 44-12-402, 44-12-403, and 44-12-404, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To protect the public health and safety by establishing sampling procedures and rules for the Division's Retail Marijuana sampling and testing program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 1507	Retail Marijuana Testing Program - Contaminated Product and Failed Test Results	Revised	§44-12-202, 44-12-402, 44-12-403, and 44-12-404, C.R.S.  Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a) (VII).	To protect the public health and safety by establishing rules governing the quarantining of potentially contaminated product and the destruction of product that failed contaminant or potency testing for Division's Retail Marijuana Sampling and Testing Program.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	Yes
Hearing 10/16/2018	1 CCR 212-2 R 1702	Retail Marijuana Establishment Operators: General Limitations or Prohibited Acts	Revised	§44-12-202, 44-12-407, and 44-12-901, C.R.S.	To clarify those acts that are limited in some fashion, or prohibited, by a Retail Marijuana Establishment Operator.	Licensees, Division listserv subscribers, local licensing authorities, local law enforcement, healthcare providers, researchers, public safety advocates, Colorado Department of Agriculture, Colorado Department of Public Health and Environment and general public.	Ongoing	No