Subject Line: Notice of Proposed Rulemaking – Rules for Hearings Related to Non-Driver’s License Related Hearings (Regulatory and Taxation Hearings) (1 CCR 211-1 Rules 1 and 3)

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**Notice of Proposed Rulemaking**

To All Interested Parties,

The Colorado Department of Revenue, Hearings Division, will hold a virtual **public rulemaking hearing** on new and amended rules for administrative cases involving the non-driver’s license related cases (Regulatory and Taxation cases), listed below, at **11:00 a.m. on March 14, 2024**. This hearing will be conducted entirely by telephone and video conference, and will be recorded.

Details regarding how to join the webinar and testify during the rulemaking hearing are outlined in section III below.

1. **Subject of Hearing**

The Colorado Department of Revenue is considering amendments to the Rules for Hearings Related to the Regulatory and Taxation cases (1 CCR 211-1).

The Department is proposing changes to its [[[**Rules for Hearings Related to Non-Driver’s License or State Issued Identification Card cases (1 CCR 211-1)**.](https://cdor.colorado.gov/sites/revenue/files/documents/1%20CCR%20211-1%20Revised%20Clean%20and%20Redlined%2020230406.pdf)](https://cdor.colorado.gov/hearings-homepage/regulatory-hearings-rulemaking/rulemaking-hearings)](https://cdor.colorado.gov/hearings-homepage/regulatory-hearings-rulemaking/rulemaking-hearings)  These cases are referred to as Regulatory and Taxation cases. These revisions are proposed for the following reasons:

* [Rule 1.](https://cdor.colorado.gov/hearings-homepage/regulatory-hearings-rulemaking/rulemaking-hearings) **Scope of Rules** – The purpose of this amended rule is to take out repealed statute §39-21-122, C.R.S., and replace it with §39-21-112, C.R.S. Further, the amended rule takes out the following overbroad and confusing statement in Rule 1 (A): “Except as otherwise ordered by the Hearing Officer and except as excluded below …”
* [**Rule 3.**](https://cdor.colorado.gov/hearings-homepage/regulatory-hearings-rulemaking/rulemaking-hearings)  **Hearing Process** **-** The purpose of this amended rule is to address issues related to provisions that conflict with statute or have no statutory authority to support them. Specifically, Rule 3.6 is being deleted because it is inconsistent with statutes. Rule 3.10 is being deleted because it is inconsistent with statute. Rule 3.18 is being deleted because there is no statutory authority to support this part of the rule.

1. **Copies of Draft Rules**

You can find the proposed rules and statements of basis and purpose by clicking the links above. You may also find this information on the [Division’s Website](https://cdor.colorado.gov/hearings-homepage/regulatory-hearings-rulemaking/rulemaking-hearings).

The proposed rules will be published in the [Colorado Register](https://www.sos.state.co.us/CCR/RegisterHome.do) on February 10, 2024.

1. **Opportunity to Testify and Submit Written Comments**

This rulemaking hearing is being conducted virtually using the Zoom platform. Parties wishing to attend or participate by video conference may use this link:

**Zoom Meeting Link:** [**https://us02web.zoom.us/j/81774739916**](https://us02web.zoom.us/j/81774739916)

**Meeting ID: 817 7473 9916**

Because of additional participation features provided by the video conference, we encourage participants to participate through the video conference. Participants are welcome to use a webcam to appear by video, but may also leave their video camera off. Connecting through the Zoom website or desktop client offers additional features even if participants choose to leave their cameras off.

Parties wishing to attend or participate by teleconference should connect as follows:

**Phone Number: 1 (833) 548-0276**

**Meeting ID: 817 7473 9916**

The Department will accept oral and written comments on these proposed rules. Oral comments will be accepted by video and telephone conference at the hearing. Written comments may be submitted to [DOR\_HDRules@state.co.us](mailto:DOR_HDRules@state.co.us) in advance or in lieu of oral commentary at the hearing and will be accepted until 5:00 P.M. on March 14, 2024.

1. **Contact Information**

 If you have any questions or would like to submit written comments, please contact the Hearings Division by email at [DOR\_HDRules@state.co.us](mailto:DOR_HDRules@state.co.us).

Sincerely,

Colorado Department of Revenue

Hearings Division