

2023

Regulatory Agenda

January 1, 2023 – December 31, 2023



COLORADO
Department of Public
Health & Environment

Overview

Pursuant to Colorado Revised Statute §2-7-203(4), the Colorado Department of Public Health and Environment submits the following 2023 Regulatory Agenda. Pursuant to statutory requirements concerning the Department’s Regulatory Agenda (§2-7-202(6), C.R.S.), this also contains the department’s 2022 Regulatory Agenda Summary and the 2022 Results of Mandatory Review of Rules (Pursuant to §24-4-103.3(4), C.R.S.).

2023 Regulatory Agenda

Schedule <i>Anticipated hearing date</i>	Rule Number and Title or Brief Description	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or other basis for adoption of rule	Part of Mandatory Rule Review? <i>(X if yes)</i>	Purpose	Stakeholders
January 19, 2023	6 CCR 1014-4 Colorado Health Care Professional Credentials Application	Health Care Credentials Application Review Committee/Board of Health	Repeal	House Bill 22-1401, §25-1-108.7 C.R.S.		Repeal due to statutory authority being removed pursuant to House Bill 22-1401	Credentialing entities, health care professionals
February 15, 2023	6 CCR 1011-01 Chapter 4: General Hospitals	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	House Bill 22-1401, §25-1.5-103, §25-3-101, and §25-3-103, C.R.S.		Implement House Bill 22-1401 regarding nurse staffing plans	Current and future licensees; families, clients and consumers; providers; organizations that represent licensed facilities, practitioners and consumers

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March 13, 2023	5 CCR 1002-73, Chatfield Reservoir Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); §25-8-203; §25-8-204; and §25-8-402, §24-4-103(4), C.R.S.		To consider updates to the Chatfield Reservoir Control Regulation to reflect updates to wasteload allocation for trades, provide additional clarity regarding trading process; refinement of phosphorus trade review and approval process and timeframes; revise nonpoint to point source trade ratios and to provide better understanding of nonpoint sources and regulatory sources in trading; clarify definitions; and general housekeeping	Chatfield Watershed Authority and members, JRW Family Limited Partnership, LLP, Dominion Water and Sanitation District, Town of Castle Rock, Water Quality Control Division
March 15, 2023	6 CCR 1009-2 Infant Immunization Program and Immunization of Students Attending School	Disease Control and Public Health Response Division/Board of Health	Revision	§25-4-903, §24-4-904, §25-4-1704, §25-4-1705, §25-4-2403, C.R.S.	X	Technical updates	Health care providers, school nurses, child care providers, schools, local public health, citizen groups, and individual citizens

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April 10, 2023	5 CCR 1002-85, Nutrients Management Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.	X	To control nutrients (phosphorus and nitrogen) statewide through permits and voluntary nonpoint source controls, outreach and education	Point source dischargers, municipalities, watershed authorities and associations, water districts, environmental organizations, wastewater treatment operators, U.S. Environmental Protection Agency
April 10, 2023	5 CCR 1002-31, The Basic Standards and Methodologies for Surface Water, 5 CCR 1002-32, 5 CCR 1002-33, 5 CCR 1002-34, 5 CCR 1002-35, 5 CCR 1002-36, 5 CCR 1002-37, 5 CCR 1002-38, Classifications and Numeric Standards for the Arkansas, Upper Colorado, North Platte, San Juan, Dolores, Gunnison, Lower Dolores, Rio Grande, Lower Colorado, South Platte, Laramie, Republican, and Smoky Hill River Basins (Lakes Nutrients Criteria)	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.		To consider revised lakes nutrients criteria to ensure that water quality standards protective of classified uses are appropriately applied based on available data and other supporting information	Point source dischargers, municipalities, watershed authorities and associations, water districts, environmental organizations, wastewater treatment operators, U.S. Environmental Protection Agency

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April 19, 2023	6 CCR 1009-1 Epidemic and Communicable Disease Control	Disease Control and Public Health Response Division/Board of Health	Revision	§25-1.5-102, §25-1-122 C.R.S.	X	Annual update of the reportable conditions, require reporting of negative Hepatitis C results, updates following EO2 rule review and technical edits	Hospitals, local public health, health care providers
April 19, 2023	6 CCR 1014-5 Office of Health Equity Rules for the Health Disparities and Community Grant Program	Office of Health Equity Rules for Health Disparities and Community Grant Program/Board of Health	Revision	§25-4-2203, §24-22-117(2)(d)(III), §24-22-117(f), C.R.S.		Update language to further implement changes to the Office from SB21-181	Community organizations that work with vulnerable populations in Colorado. In statute, these populations are identified by "race, ethnicity, sexual orientation, gender identify, disability status, aging population, and socioeconomic statue and other factors such as those who have experienced socioeconomic disadvantages or historical injustices

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April 20 & 21, 2023	5 CCR 1001-24: Regulation Number 20 - Colorado Low Emission Automobile Regulation	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to Regulation Number 20 regarding California's Advanced Clean Trucks (ACT) and Low NOx Omnibus rules	Vehicle manufacturers, vehicle dealers, consumers of vehicles
April 20 & 21, 2023	5 CCR 1001-9: Regulation Number 7 - Control of Ozone via Ozone Precursors and Control of Hydrocarbons via Oil and Gas Emissions (Emissions of Volatile Organic Compounds and Nitrogen Oxides) AND 5 CCR 1001-26: Regulation Number 22 - Colorado Greenhouse Gas Reporting and Monitoring AND 5 CCR 1001-28: Regulation Number 24 - <NEW REG - TITLE TBD> AND 5 CCR 1001-29: Regulation Number 25 - <NEW REG - TITLE TBD> AND 5 CCR 1001-30: Regulation Number 26 - <NEW REG - TITLE TBD>	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider separating Regulations Numbers 7 and 22. This would be completed by maintaining parts of Regulation Number 7 as such and establishing new regulations: Part B becomes Regulation Number 24; Part C becomes Regulation Number 25; and Part E becomes Regulation Number 26. The upstream oil and gas intensity and midstream combustion program provisions currently in Regulation Number 22 would be moved to Regulation Number 7. The manufacturing sector greenhouse gas provisions in Regulation Number 22 would become a new Regulation Number 27. The proposed revisions will also include formatting changes	Local govt, Industry, trade & environmental groups, concerned public members

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May 8, 2023	5 CCR 1002-93, Colorado's Section 303(d) List of Impaired Waters and Monitoring and Evaluation List	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.		To consider the bi-annual update to the 303(d) list of impaired waters	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators
May 16, 2023	6 CCR 1007-3, Part 6 - Solid and Hazardous Waste Commission Fee	Solid and Hazardous Waste Commission	Revision	§25-15-314, C.R.S.		To amend the SHWC fee to fund the operation of the commission to fiscal year 2023-2024	Treatment, storage and disposal facilities, generators and transporters of hazardous waste
May 16, 2023	6 CCR 1007-3, Parts 262, 264, and 265 - Checklist 244: Canada Import Export Recovery and Disposal Code Changes	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§25-15-302(2), C.R.S.		To align with federal regulations regarding Canada's regulatory changes to Canada-specific operation codes and descriptions	US hazardous waste importers and exporters
May 16, 2023	6 CCR 1007-3, Multiple Parts - Correction of Typographical Errors	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§25-15-302(2), C.R.S.	X	To correct various typographical errors throughout the hazardous waste regulations	Treatment, storage and disposal facilities, generators and transporters of hazardous waste
May 17, 2023	6 CCR 1009-3 Central Cancer Registry	Center for Health and Environmental Data/Board of Health	Revision	§25-1.5-101(1)(q), §25-1-122, C.R.S.	X	Updates following EO2 review	Patients and their families, hospitals, diagnostic and treatment clinics, laboratories, physicians

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May 17, 2023	6 CCR 1009-10 Colorado HIV and AIDS Prevention Grant Program	Office of STI/HIV/Viral Hepatitis/Board of Health	Revision	§25-4-1404, C.R.S.	X	Updates following EO2 review	Colorado HIV/AIDS Prevention Program Advisory Committee, community based organizations serving persons at risk or living with of HIV/AIDS, local public /private health agencies, citizen groups, and individual citizens
May 17, 2023	6 CCR 1007-1 Part 3, Radiation Control: Licensing of Radioactive Material	Hazardous Materials and Waste Management Division/Board of Health	Revision	§25-1.5-101(1)(k) & (l), §25-11-103 & 104, §25-1-108, C.R.S.	X	Technical corrections required for compatibility with federal rule	Radioactive Material Licensees
May 18 & 19, 2023	5 CCR 1001-8: Regulation Number 6 - Standards of Performance for New Stationary Sources	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to Regulation Number 6, Part A (NSPS) to incorporate by reference changes the EPA made to its New Source Performance Standards and/or Emission Guidelines	Local govt, Industry, trade & environmental groups, concerned public members

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May 18 & 19, 2023	5 CCR 1001-10: Regulation Number 8 - Control of Hazardous Air Pollutants	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to Regulation Number 8, Parts A and E (MACT Standards) to incorporate by reference changes the EPA made to its National Emission Standards for Hazardous Air Pollutants rules	Local govt, Industry, trade & environmental groups, concerned public members
May 18 & 19, 2023	5 CCR 1001-5: Regulation Number 3 - Stationary Source Permitting and Air Pollutant Emission Notice Requirements	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to Regulation Number 3, to establish air toxics reporting, monitoring and permitting requirements for stationary sources in disproportionately impacted communities, in response to HB21-1266	Disproportionately impacted communities, local govt, environmental groups and industry & trade groups
May 18 & 19, 2023	5 CCR 1001-32: Regulation Number 28 - <NEW REG - TITLE TBD>	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider establishing a new Regulation Number 28 to address greenhouse gases in terms of building energy efficiency in response to HB19-1261 and HB21-1286	CEO, E3, disproportionately impacted communities, local govt, Industry, trade & environmental groups, large building owners & operators

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June 12, 2023	5 CCR 1002-32, Classifications and Numeric Standards for Arkansas River Basin	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.	X	To consider updates to the classifications and standards for this river basin, discharger specific variances, and temporary modifications	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators, U.S. Environmental Protection Agency
June 12, 2023	5 CCR 1002-36, Classifications and Numeric Standards for Rio Grande Basin	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.	X	To consider updates to the classifications and standards for this river basin, discharger specific variances, and temporary modifications	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators, U.S. Environmental Protection Agency
June 12, 2023	5 CCR 1002-31, The Basic Standards and Methodologies for Surface Water, and 5 CCR 1002-33, Classifications and Numeric Standards for Upper Colorado River Basin and North Platte River (Planning Region 12)	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); 25-8-203; 25-8-204; and 25-8-402, C.R.S.		To consider revision of molybdenum water quality standards and temporary modifications	Point source dischargers, municipalities, environmental organizations, wastewater treatment operator, U.S. Environmental Protection Agency

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June 21, 2023	5 CCR 1005-4 Newborn Screening and Second Newborn Screening	Division of Disease Control and Public Health Response/ Board of Health	Revision	§ 25-4-1004(1)(c)(I-IV) and 25-4-1004.5(3)(b)(V), C.R.S with consideration of §25-4-1003(2)(a), C.R.S		Align testing panel with federal recommendations.	Families of newborns, Birthing Facilities, Physicians, Midwives, Pediatricians, Advocacy Groups, Adult Patients with Rare Diseases, Clinical Specialists, Labs, Colorado Department of Health Care Policy and Financing
June 21, 2023	6 CCR 1011-1 Chapter 5 Nursing Care Facilities	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§ 25-3-103(1)(c) and 25-3-105(1)(a)(I)(B), C.R.S.		Implement Senate Bill 22-079	Current and future licensees; families, clients and consumers; providers; organizations that represent licensed facilities, practitioners and consumers

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June 21, 2023	6 CCR 1011-1 Chapter 7 Assisted Living Residences	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§ 25-3-103(1)(c) and 25-3-105(1)(a)(I)(B), C.R.S.		Implement Senate Bill 22-079	Current and future licensees; families, clients and consumers; providers; organizations that represent licensed facilities, practitioners and consumers
July 20, 2023	5 CCR 1001-9: Regulation Number 7 - Control of Ozone via Ozone Precursors and Control of Hydrocarbons via Oil and Gas Emissions	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to revisions to Regulation Number 7 to address greenhouse gas intensity verification in the oil and gas sector	CEO, E3, disproportionately impacted communities, local govt, Industry, trade & environmental groups
August 14, 2023	5 CCR 1002-86, Graywater Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(m) and (2), and 25-10-101 through 113, C.R.S.	X	To consider graywater uses, clarify graywater control program, and other revisions	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators
August 14, 2023	5 CCR 1002-11, Colorado Primary Drinking Water Regulations	Water Quality Control Division/Water Quality Control Commission	Revision	§24-4-104, 24-4-105, 25-1.5-101, 25-1.5 Part 2, 25-1-109, 25-1-114, 25-1-114.1, and 25-8-202, C.R.S.		To consider revisions to Colorado Primary Drinking Water Regulations and lead and copper rule revisions	Public water systems, advocacy groups, Environmental organizations, U.S. Environmental Protection Agency, municipalities

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August 16, 2023	6 CCR 1014-9 Minimum Quality Standards for Public Health Services	Office of Public Health Practice, Planning & Local Partnerships/Board of Health	Revisions	§ 25-1-503(1)(b), C.R.S.	X	Implement EO2 rule review and stakeholder feedback	Local Public Health Agencies, and the communities they serve
August 16, 2023	6 CCR 1009-11 Hepatitis C Education and Screening	Division of Disease Control and Public Health Response/ Board of Health	Revision	§ 25-1.5-105, 25-1.5-102, 25-1-122, 25-1.5-101(1)(k) and (l), C.R.S.	X	Implement EO2 rule review	Primary health care providers, local public /private health agencies, citizen groups, and individual citizens
August 16, 2023	6 CCR 1015-6 State-Designated Health Professional Shortage Area Designation	Prevention Services Division/Board of Health	Revision	§25-1.5-404 and §25-1.5-501 et seq, C.R.S.		Add methodologies for oral health, mental health, and Medicaid eligible populations.	Center for Improving Value in Health Care, Colorado Association of Local Public Health Officials, Colorado Behavioral Health Care Council Colorado Community Health Network, Colorado Medical Society, Colorado Rural Health Center, federally qualified health centers, Mental Health Colorado

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September 20, 2023	5 CCR 1005-5, Hemp Lab Certification	Division of Disease Control and Public Health Response/ Board of Health	Revision	§35-61-105.5(2)(d) and §25-1.5-101(1)(f), C.R.S.		Incorporate stakeholder feedback and other regulatory changes	Cannabis testing laboratories, industrial hemp cultivators, hemp-derived product manufacturers, Colorado Department of Agriculture, CDPHE-Division of Environmental Health and Sustainability, Colorado Hemp Advancement and Management Plan (CHAMP) participants
September 20, 2023	6 CCR 1007-1 Part 04 RADIATION CONTROL: STANDARDS FOR PROTECTION AGAINST RADIATION	Hazardous Materials and Waste Management Division/Board of Health	Revisions	§25-1.5-101(1)(k) & (l), §25-11-103 & 104, §25-1-108, C.R.S.	X	Technical corrections required for compatibility with federal rule	Radioactive Material Licensees

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September 21 & 22, 2023	5 CCR 1001-31: Regulation Number 27 - <NEW REG - TITLE TBD>	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to Regulation Number 27 adding new revisions to reduce greenhouse gas emissions for the industrial and manufacturing sector, and make any necessary revisions to reduction strategies for Energy Intensive, Trade-Exposed Manufacturing Source Audit Program, in response to HB19-1261 and HB21-1266	Disproportionately impacted communities, local govt, environmental groups and industry & trade groups
October 18, 2023	6 CCR 1011-1 Chapter 7 Assisted Living Residences	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§ 25-3-103(1)(c) and 25-3-105(1)(a)(I)(B), C.R.S.		Implement Senate Bill 22-154	Current and future licensees; families, clients and consumers; providers; organizations that represent licensed facilities, practitioners and consumers

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October 19 & 20, 2023	5 CCR 1001-2: Common Provisions Regulation	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-101 to 25-7-110; 24-4-103 C.R.S., as applicable and amended.		Consider revisions to the Common Provisions regulation to address HB20-1143 with respect to inflation adjustments for maximum fines and penalties for air quality control violations	Local govt, Industry, trade & environmental groups, concerned public members
November 15, 2023	6 CCR 1010-21, Wholesale Food, Industrial Hemp, and Shellfish Regulations	Division of Environmental Health and Sustainability/ Board of Health	Revisions	§25-5-418 and §25-5-426, C.R.S.		Update depends on SB 22-203 task force outcomes	Industrial hemp operators that need to register as a Wholesale Food operator, Department of Agriculture, Department of Revenue
November 15, 2023	6 CCR 1009-5 Preparations for Bioterrorist Event, Pandemic Flu, or an Outbreak by a Novel and Highly Fatal Infectious Agent of Biological Toxin	Division of Disease Control and Public Health Response/ Board of Health	Revision	§§24-33.5-703, §24-33.5-711.5, §25-1-502 and §25.1-108(c)(VI), C.R.S., House Bill 22-1325		Implement House Bill 22-1352 and undertake technical updates to rule text	Health care facilities, Local Public Health agencies, health care professionals
November 21, 2023	6 CCR 1007-2, Part 1, Section 10 - Waste Tires	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§§30-20-1403 and 30-20-1405, C.R.S.		To set the annual waste tire end user rebate amounts, and set the waste tire fee	Tire retailers, waste tire processors, waste tire monofills, and waste tire end users

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November 21, 2023	6 CCR 1007-3, Part 7 - Procedural Rules for the Solid and Hazardous Waste Commission	Solid and Hazardous Waste Commission	Revision	§25-15-302(7)(b), C.R.S.	X	To update the commission's procedural rules to conform with updated processes	Interested parties to commission hearings/meetings
November 28, 2023	5 CCR 1003-2 - Regulation 100 - Water and Wastewater Facility Operators Certification Requirements	Water Quality Control Division/Water and Wastewater Facility Operators Certification Board	Revision	§25-9-104, C.R.S.		To update operator exam fees based on contractor increases for exam services	Certified operator exam candidates, facilities who pay for operator exams
December 11, 2023	5 CCR 1002-21, Procedural Rules	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(b); 25-8-204; and 25-8-402, C.R.S.		To consider revisions for the administrative appeal scope and procedures; permitting-specific administrative appeal availability and procedures; clarify assignment of administrative appeal authority; stakeholder-proposed revisions; procedures for petitions; and organizational and housekeeping revisions	Interested parties to commission hearings/meetings

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December 20, 2023	6 CCR 1015-3 Chapter 4 Rules Pertaining to Licensure of Ground Ambulance Services	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§25-3.5-308, C.R.S.		Implement SB 22-225	Regional Emergency Medical and Trauma Services Advisory Councils and ambulance agencies
December 20, 2023	6 CCR 1010-4, Milk and Dairy Products Regulations	Division of Environmental Health and Sustainability/Board of Health	Revision	§25-1.5-104, 25-5.5-103, §25-5.5-109(2)(5)(6), §25-5.5-205, §25-5.5-309, §25-5.5-310 C.R.S.		Updates to align with current federal practice	Dairy farmers, dairy plants and consumers

2022

Regulatory Agenda Summary January 1, 2022 – December 31, 2022



2022 Regulatory Agenda Summary

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
6 CCR 1007-2, Part 1, Section 4 - Financial Assurance Requirements	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§30-20-109, C.R.S.	To include a provision requiring bond holders to notify the Department prior to releasing a bond that is held for financial assurance	February 15, 2022	All solid waste facilities, financial institutions	Adopted August 16, 2022
5 CCR 1006-2 Medical Use of Marijuana	Center for Health and Environmental Data/Board of Health	Revision	Colorado Constitution, Article XVIII, Section 14 and §25-1.5-106, C.R.S.	Adopt permanent changes to align 5 CCR 1006-2 with the changes in HB 21-1317	February 16, 2022	Medical marijuana registry customers which includes patients, prospective patients, parents, guardians, and legal representatives of patients, caregivers, and health care providers	Adopted February 16, 2022
5 CCR 1002-72, Cherry Creek Reservoir Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§§25-8-202(1)(c) and 25-8-205, C.R.S.	Revise Section 72.7 (MS4s) and related definitions to update, clarify and prevent conflicts with other regulations	April 11, 2022	Cherry Creek Basin Water Quality Authority (CCBWQA), CCBWQA members, CCBWQA MS4 entities	Adopted May 9, 2022

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6 CCR 1015-3 Chapter 3 Emergency Medical Services	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§§25-3.5-203, 25-3.5-203.5, 25-3.5-205, 25-3.5-206, 25-3.5-207, 25-3.5-208, 25-3.5-1103, and 25-3.5-1104, C.R.S.	Update current data reporting standards and timelines	April 20, 2022	Emergency Medical Services agencies and personnel, patients and their families, Department of Regulatory Agencies	Adopted April 20, 2022
5 CCR 1002-84, Reclaimed Water Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202 and §25-8-205, C.R.S.	To improve the regulation, make general clarifications and corrections, improve efficiency in the reclaimed water program and reduce repetitiveness in the regulation	May 9, 2022	Reclaimed water treaters and users and the general public	Adopted June 13, 2022
6 CCR 1007-2, Part 1, Section 12 - Water Treatment Plant Sludge	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Repeal	§30-20-109, C.R.S.	Repeal section due to overlapping solid waste regulations	May 17, 2022	Drinking water treatment facilities, water utilities, municipalities	Pending for November 15, 2022
6 CCR 1007-2, Part 1, Section 16 - Materials Prohibited From Disposal	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§30-20-109, C.R.S.	To include a prohibition on the disposal of radioactive licensed material in solid waste landfills	May 17, 2022	Solid waste landfill operators, exploration and production companies, E&P waste haulers, environmental, consulting firms, COGCC	Pending for November 15, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
6 CCR 1007-2, Part 1, Section 2 - Minimum Standards	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§30-20-109, C.R.S.	To include a TENORM waste characterization requirement for solid waste disposal sites that complies with 6 CCR 1007-1 Part 20	May 17, 2022	Solid waste landfill operators, exploration and production companies, E&P waste haulers, environmental, consulting firms, COGCC	Pending for November 15, 2022
6 CCR 1007-3, Part 6 - Solid and Hazardous Waste Commission Fee	Solid and Hazardous Waste Commission	Revision	§25-15-314, C.R.S.	To amend the SHWC fee to fund the operation of the commission to fiscal year 2022-2023	May 17, 2022	Treatment, storage and disposal facilities, generators and transporters of hazardous waste	Adopted May 17, 2022
5 CCR 1001-8, Regulation Number 6: Standards of Performance for New Stationary Sources	Air Pollution Control Division/Air Quality Control Commission	Revision	§§24-4-103 and 25-7-110, 25-7-110.5 and 25-7-110.8, C.R.S.	To consider a proposal to revise Regulation Number 6, Part A (NSPS) to incorporate by reference changes the EPA made to its New Source Performance Standards and/or Emission Guidelines	May 19 & 20, 2022	Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Adopted May 19, 2022
5 CCR 1001-10 - Regulation Number 8: Control of Hazardous Air Pollutants	Air Pollution Control Division/Air Quality Control Commission	Revision	§§24-4-103 and 25-7-110, 25-7-110.5 and 25-7-110.8, C.R.S	To consider revisions Regulation Number 8, Parts A and E (MACT Standards) to incorporate by reference changes the EPA made to its National Emission Standards for Hazardous Air Pollutants rules	May 19 & 20, 2022	Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Adopted May 19, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1002-34 and 5 CCR 1002-35 Classifications and Numeric Standards for San Juan River and Dolores River Basins and Gunnison and Lower Dolores River Basins 5 CCR 1002-31 through 5 CCR 1002-38, Discharger Specific Variances and Temporary Modifications	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-101 et seq., 25-8-203 and 25-8-204, C.R.S.	Update classifications and standards for this river basin , update discharger specific variances for lagoons, and revise temporary modifications expiring in the next two years, and consider proposals for new temporary modifications	June 13 & 14, 2022	Entities with a Temporary modification expiring in the next two years, point source dischargers, municipalities, environmental organizations, wastewater treatment operators	Adopted August 8, 2022
6 CCR 1011-4 Behavioral Crisis Secure Transport	Health Facilities and Emergency Medical Services Division/Board of Health	New Rule	§§25-3.5-103, 25-3.5-309, 25-3.5-310 - 313, C.R.S.	Establish minimum requirements for secure transportation services licensing, pursuant to HB21-1085	June 15, 2022	Counties, Ambulance Agencies, Behavioral Health Entities, Community Organizations, Patients, Families and consumers	Adopted June 15, 2022
6 CCR 1009-13 Community Behavioral Health Disaster Program	Division of Disease Control and Public Health Response/Board of Health	New Rule	HB21-1281	To create the criteria in rule for the community behavioral health disaster preparedness and response program	June 15, 2022	Community behavioral health agencies and the communities they serve	Adopted June 15, 2022
6 CCR 1014-5 Office of Health Equity Rules for the Health Disparities Grant Program	Colorado State Board of Health	Revision	§25-4-2203, C.R.S.	Incorporate stakeholder feedback following issuance of new grant funds	June 15, 2022	Community organizations working with vulnerable populations	Rescheduled for 2023

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
6 CCR 1007-2, Part 1, Section 10 - Waste Tires	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§§30-20-1403 and 30-20-1405, C.R.S.	To set the annual waste tire end user rebate amounts, and set the waste tire fee (if needed)	August 16, 2022	Tire retailers, waste tire processors, waste tire monofills, and waste tire end users	Pending for November 15, 2022
6 CCR 1009-1 Epidemic and Communicable Disease Control	Division of Disease Control and Public Health Response/ Board of Health	Revision	§§25-1-108(1)(c), 25-1.5-102, 25-1-122, and 25-4-511(1), C.R.S.	To update this rule so that the Department can better respond to emerging issues, and to align this rule with current practice, including advances in prevention, diagnosis, and treatment of communicable diseases	August 17, 2022	CO healthcare providers, CO hospital infection preventionists & lab directors, LPHAs, CO Regional Epidemiologists, Association for Professionals in Infection Control, CO reference lab contacts, CO Chapter of the American Society for Clinical Laboratory Science, CO Hospital Association, CO Medical Society	Rescheduled for 2023
5 CCR 1001-24 - Regulation Number 20: Colorado Low Emission Automobile Regulation	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-101 et seq., C.R.S.	To consider the adoption of the Advanced Clean Trucks Rule	August 18 & 19, 2022	Disproportionately Impacted Communities, local governments, environmental groups, automobile dealers and manufacturers, and trade groups	Rescheduled for 2023

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1001-5 - Regulation Number 3: Stationary Source Permitting and Air Pollutant Emission Notice Requirements	Air Pollution Control Division/Air Quality Control Commission	Revision	§§24-4-103 and 25-7-110, 25-7-110.5 and 25-7-110.8, C.R.S.	To establish greenhouse gas emissions reporting and implement HB21-1266	September 15 & 16, 2022	CEO, local governments, environmental groups, disproportionately impacted communities, industry & trade groups	Pending for December 13-16, 2022
5 CCR 1002-101, Water Quality Civil Penalty Inflation Adjustment Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202, §25-8-203, §25-7-608, §25-7-609, and §25-8-610, C.R.S.	Incorporate civil penalty requirements per HB20-1143	October 11, 2022	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators	Adopted October 11, 2022
5 CCR 1002-11, Colorado Primary Drinking Water Regulations	Water Quality Control Division/Water Quality Control Commission	Revision	§24-4-104, §24-4-105, §25-1.5-101, §25-1.5 Part 2, §25-1-109, §25-1-114, §25-1-114.1, §25-8-202, §24-4-103(4), C.R.S.	Establish a direct potable reuse rule	October 11, 2022	Public water systems, advocacy groups, environmental organizations, the U.S. Environmental Protection Agency	Pending for November 14, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1002-73 Chatfield Reservoir Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a), (b), and (2); §25-8-203; §25-8-204; and §25-8-402, §24-4-103(4), C.R.S.	To consider updates to the Chatfield Reservoir Control Regulation to reflect updates to wasteload allocation for trades, provide additional clarity regarding trading process; refinement of phosphorus trade review and approval process and timeframes; revise nonpoint to point source trade ratios and to provide better understanding of nonpoint sources and regulatory sources in trading; clarify definitions; and general housekeeping	October 11, 2022	Chatfield Watershed Authority and members, JRW Family Limited Partnership, LLP, Dominion Water and Sanitation District, Town of Castle Rock, Water Quality Control Division	Rescheduled for March 13, 2023
6 CCR 1011-1 Chapter 6 Acute Treatment Units	Health Facilities and Emergency Medical Services Division/Board of Health	Repeal	§25-1.5-103, C.R.S.	Repeal of Chapter 6 - Acute Treatment Units occasioned by the development of Behavioral Health Entities as a licensure category	October 19, 2022	Licenseses; families, patients and consumers; professional associations that represent licensed health care facilities	Adopted October 19, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
6 CCR 1007-1 Part 7 Radiation Control - Use of Radionuclides in the Healing Arts	Hazardous Materials and Waste Management Division/Board of Health	Revision	§§25-1-108, 25-1.5-101(1)(l), and 25-11-104, C.R.S.	Minor editorial corrections; Minor technical updates for conformance to 2021 federal rule changes of the Nuclear Regulatory Commission (NRC). See NRC Regulatory Action Tracking System (RATS) 2021-1	October 19, 2022	All facilities using radioactive materials for healing arts (medical) purposes, including private clinics and hospitals	Adopted October 19, 2022
6 CCR 1007-1 Part 17 Radiation Control - Transportation of Radioactive Materials	Hazardous Materials and Waste Management Division/Board of Health	Revision	§§25-1-108, 25-1.5-101(1)(l), and 25-11-104, C.R.S.	Minor editorial corrections; Minor technical updates for conformance to 2020 federal rule changes of the Nuclear Regulatory Commission (NRC). See NRC Regulatory Action Tracking System (RATS) 2020-3	October 19, 2022	All facilities that transport or ship radioactive materials	Adopted October 19, 2022
5 CCR 1002-85, Nutrients Management Control Regulation	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-205 C.R.S.	To control nutrients (phosphorus and nitrogen) statewide through permits and voluntary nonpoint source controls, outreach and education	November 14, 2022	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators	Rescheduled for April 2023

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1002-31, The Basic Standards and Methodologies for Surface Water, 5 CCR 1002-32, 5 CCR 1002-33, 5 CCR 1002-34, 5 CCR 1002-35, 5 CCR 1002-36, 5 CCR 1002-37, 5 CCR 1002-38, Classifications and Numeric Standards for the Arkansas, Upper Colorado, North Platte, San Juan, Dolores, Gunnison, Lower Dolores, Rio Grande, Lower Colorado, South Platte, Laramie, Republican, and Smoky Hill River Basins (Lakes Nutrients Criteria)	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-101 et seq., 25-8-203 and 25-8-204, C.R.S.	To consider revised lakes nutrients criteria to ensure that water quality standards protective of classified uses are appropriately applied based on available data and other supporting information	November 14, 2022	Point source dischargers, municipalities, environmental organizations, wastewater treatment operators	Rescheduled for April 2023
6 CCR 1010-4 Colorado Milk and Dairy Products Regulation	Division of Environmental Health and Sustainability/ Board of Health	Revision	§§25-1.5-104(1)(b)(l), 25-5.5-103, 25-5.5-107(5) and (6), 25-5.5-205, 25-5.5-309, and 25-5.5-310, C.R.S.	Incorporation by reference of the requirements and provisions of FDA's current Grade "A" Pasteurized Milk Ordinance	November 16, 2022	Grade 'A' milk processors, licensed milk and dairy plant samplers, manufacturers, farms, transport firms, licensed haulers, consulting and engineering firms, CDA, retail food establishments, consumers	Rescheduled for 2023

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1005-5 Hemp Testing Laboratory Certification	Laboratory Services Division/Board of Health	Revision	§35-61-105.5(2)(d) and §25-1.5-101(1)(f), C.R.S.	To update the criteria in the rule for the certification of laboratories to test industrial hemp and hemp-derived products	November 16, 2022	Cannabis testing laboratories, industrial hemp cultivators, hemp-derived product manufacturers, Colorado Department of Agriculture, CDPHE-Division of Environmental Health and Sustainability, Colorado Hemp Advancement and Management Plan (CHAMP) participants	Rescheduled for 2023
5 CCR 1006-2 Medical Use of Marijuana	Center for Health and Environmental Data/Board of Health	Revision	Colorado Constitution, Article XVIII, Section 14 and §25-1.5-106, C.R.S.	Review rule to ensure that it is in alignment with all statutes and does not need to be updated to align with any new legislative changes	November 16, 2022	Medical marijuana registry customers which includes patients, prospective patients, parents, guardians, and legal representatives of patients, caregivers, and health care providers	Withdrawn
5 CCR 1001-26 - Regulation Number 22: Colorado Greenhouse Gas Reporting and Monitoring	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-103, 25-7-105, 25-7-106, 25-7-109, and 25-7-110, C.R.S.	To consider revisions to Regulation Number 22 establishing a recovered methane protocol and establishing a greenhouse gas crediting and tracking system in response to SB21-264	November 17 & 18, 2022	CEO, PUC, gas distribution utilities, disproportionately impacted communities, local governments, environmental groups and industry & trade groups	Pending for November 18, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1001-5 - Regulation Number 3 - Stationary Source Permitting and Air Pollutant Emission Notice Requirements	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Pending for December 16, 2022
5 CCR 1001-9 - Regulation Number 7 - Control of Ozone Precursors and Control of Hydrocarbons via Oil and Gas Emissions (Emissions of Volatile Organic Compounds and Nitrogen Oxides)	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Pending for December 16, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for adoption	Stakeholders	Status
5 CCR 1001-13 - Regulation Number 11 - Motor Vehicle Emissions Inspection Program	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Removed; no longer part of this hearing
5 CCR 1001-14 - Air Quality Standards - Air Quality Standards, Designations and Emission Budgets	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Pending for December 16, 2022

Rulemakings that did not appear on the original 2022 Regulatory Agenda

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for Adoption	Stakeholders	Status
6 CCR 1018-1, Regulation 1 - Clean Fleet Enterprise Fees	Clean Fleet Enterprise	New rule	§25-7.5-103(6)(h), (7) and (8), C.R.S.	Adopting a retail delivery fee and prearranged ride fee and setting the amounts of fees called for in Senate Bill 21-260	February 24, 2022	General public/community members, disproportionately impacted communities, transportation network companies, retail delivery companies	Adopted February 24, 2022
Emergency Rulemaking 6 CCR 1011-1 Chapter 2 General Licensure Standards	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§§24-4-103(6), 25-1.5-102, 25-1.5-103, and 25-3-103, C.R.S.	The changes are to implement the COVID- 19 vaccination requirement in licensed healthcare facilities	March 16, 2022	Licensees; families, clients and consumers; professional associations that represent licensed facilities	Adopted March 16, 2022
5 CCR 1001-26 - Regulation Number 22: Colorado Greenhouse Gas Reporting and Monitoring	Air Pollution Control Division/Air Quality Control Commission	Revision	§§ 25-7-105(1)(b), 25-7-109, 24-4-103 and 25-7-110, 110.5 and 110.8 C.R.S., as applicable and amended.	To consider revisions to Regulation Number 22 for the limited purpose of removing the incorporated by reference date in Part B, Section II.B.25.	July 21, 2022	CEO, PUC, gas distribution utilities, disproportionately impacted communities, local governments, environmental groups and industry & trade groups	Adopted July 21, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for Adoption	Stakeholders	Status
6 CCR 1007-3, Part 261, Appendix IX - Revocation of Delisting #003	Hazardous Materials and Waste Management Division/Solid and Hazardous Waste Commission	Revision	§25-15-302(2), C.R.S.	To remove Delisting #003 the conditional delisting granted to the Denver Arapahoe Chemical Waste Processing Facility, operated by Waste Management of Colorado, Inc.	August 16, 2022	Waste Management of Colorado, Inc.	Adopted August 16, 2022
Emergency Rulemaking 6 CCR 1011-1, Chapter 4 General Hospitals	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§§24-4-103(6), 25-1.5-102, 25-1.5-103, and 25-3-103, C.R.S	To implement portions of House Bill 22-1401 by the September 1, 2022 statutory deadline	August 17, 2022	Licensees; families, clients and consumers; professional associations that represent licensed facilities	Adopted August 17, 2022
5 CCR 1002-38, Classifications and Numeric Standards for the South Platte River Basin, Laramie River Basin, Republican River Basin, Smoky Hill River Basin	Water Quality Control Division/Water Quality Control Commission	Revision	§25-8-202(1)(a) and (b); §25-8-203; §25-8-204; §25-8-209; and §25-8-402; §24-4-103(4), C.R.S.	To amend the antidegradation designations for Upper South Platte Segment 15, Middle South Platte Segment 1a, and Clear Creek Segment 15	September 13, 2022	Point source dischargers, municipalities, watershed authorities and associations, water districts, environmental organizations, Disproportionately Impacted Communities, wastewater treatment operators	Adopted October 11, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for Adoption	Stakeholders	Status
6 CCR 1007-1 Part 22: Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material	Hazardous Materials and Waste Management Division/Board of Health	Revision	§§25-1-108, 25-1.5-101(1)(l), and 25-11-104, C.R.S.	Minor editorial corrections; Minor technical updates for conformance to 2021 federal rule changes of the Nuclear Regulatory Commission (NRC). See NRC Regulatory Action Tracking System (RATS) 2021-2.	October 19, 2022	Radioactive materials licensees required to implement increase security controls (about 25 of 320 licensees)	October 19, 2022
Emergency Rulemaking 6 CCR 1011-1, Chapter 4 General Hospitals	Health Facilities and Emergency Medical Services Division/Board of Health	Revision	§§24-4-103(6), 25-1.5-102, 25-1.5-103, and 25-3-103, C.R.S	To ensure that rules adopted to implement portions of House Bill 22-1401 by the September 1, 2022 statutory deadline remain in place while more stakeholder engagement takes place.	November 16, 2022	Licensees; families, clients and consumers; professional associations that represent licensed facilities	Anticipated November 16, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for Adoption	Stakeholders	Status
5 CCR 1002-55, State Funded Water and Wastewater Infrastructure Programs	Water Quality Control Division/Water Quality Control Commission	Revision	§25-1.5-202; §25-8-202(1)(n); and §25-8-401; §24-4-103(4) C.R.S.	To consider updates to the regulation pursuant to Colorado General Assembly requirements and sunseting of other programs	December 12, 2022	Point source dischargers, municipalities, watershed authorities and associations, water and wastewater districts, environmental organizations, Disproportionately Impacted Communities, wastewater treatment operators	Anticipated December 12, 2022
5 CCR 1001-2 - Common Provisions	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Anticipated for December 16, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Schedule for Adoption	Stakeholders	Status
5 CCR 1001-25: Regulation Number 21 - Control of Volatile Organic Compounds from Consumer Products and Architectural and Industrial Maintenance Coatings	Air Pollution Control Division/Air Quality Control Commission	Revision	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	To consider revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and revisions to associated regulations	December 15 & 16, 2022	EPA, RAQC, Industry & trade groups, local governments, environmental & citizen groups, concerned public members	Anticipated for December 16, 2022

2022

Results of Mandatory Review of Rules



2022 Results of Mandatory Review of Rules

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
6 CCR 1007-1 Part 17 - Radiation Control - Transportation of Radioactive Materials	Board of Health	§§25-1-108, 25-1.5-101(1)(l), and 25-11-104, C.R.S.	February 2022	Y	N	N	October 19, 2022
5 CCR 1002-21 - Procedural Rules	Water Quality Control Division/Water Quality Control Commission	§25-8-202(1)(b); 25-8-204; and 25-8-402, C.R.S.	March 2022	Pending	Pending	Pending	Pending for 2023
6 CCR 1009-10 - Colorado HIV and AIDS Prevention Grant Program	Board of Health	§25--4--1401 et seq, C.R.S.	April 2022	Y	N	N	Pending for 2023
5 CCR 1002-72 - Cherry Creek Reservoir Control Regulation	Water Quality Control Division/Water Quality Control Commission	§§25-8-202(1)(c) and 25-8-205, C.R.S.	April 2022	Y	N	N	May 2022
6 CCR 1007-1 Part 09 - Radiation Control - Radiation Safety Requirements for Particle Accelerators Not Used in the Healing Arts	Board of Health	§§25-1-108, 25-1.5-101(1)(l), and 25-11-104, C.R.S.	April 2022	Y	N	N	Pending

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
5 CCR 1001-8 - Regulation Number 6 - Standards of Performance for Stationary Sources	Air Pollution Control Division/Air Quality Control Commission	§§24-4-103 and 25-7-110, 25-7-110.5 and 25-7-110.8, C.R.S.	May 2022	Y	N	N	May 19, 2022
5 CCR 1001-10 - Regulation Number 8 - Control of Hazardous Air Pollutants	Air Pollution Control Division/Air Quality Control Commission	§§24-4-103 and 25-7-110, 25-7-110.5 and 25-7-110.8, C.R.S.	May 2022	Y	N	N	May 19, 2022
5 CCR 1002-71 - Dillon Reservoir Control Regulation	Water Quality Control Division/Water Quality Control Commission	§25-8-205, C.R.S.	May 2022	N	N	N	N/A
5 CCR 1002-84 - Reclaimed Water Control Regulation	Water Quality Control Division/Water Quality Control Commission	§25-8-202 and §25-8-205, C.R.S.	May 9, 2022	Y	N	N	June 13, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
5 CCR 1002-34 and 5 CCR 1002-35 - Classifications and Numeric Standards for San Juan River and Dolores River Basins and Gunnison and Lower Dolores River Basins 5 CCR 1002-31 through 5 CCR 1002-38 - Discharger Specific Variances and Temporary Modifications	Water Quality Control Division/Water Quality Control Commission	§25-8-101 et seq., 25-8-203 and 25-8-204, C.R.S.	June 2022	Y	N	N	August 8, 2022
6 CCR 1014-9 - Colorado Minimum Quality Standards for Public Health Services	Board of Health	§25-1-503 et seq., C.R.S.	June 2022	Y	N	N	Pending for 2023
6 CCR 1007-3, Part 7 - Procedural Rules for the Solid and Hazardous Waste Commission	Solid and Hazardous Waste Commission	§25-15-302(7)(b), C.R.S.	June 2022	Y	N	N	Pending for 2023

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
6 CCR 1007-1 Part 03 - Radiation Control - Licensing of Radioactive Material	Board of Health	§§25-1-108, 25-1.5-101(1)(k), 25-1.5-101(1)(l), and 25-11-104, C.R.S.	July 2022	Y	N	N	Pending for 2023
5 CCR 1001-24 - Regulation Number 20 - Colorado Low Emission Automobile Regulation	Air Pollution Control Division/Air Quality Control Commission	§§25-7-101, 25-7-102, 25-7-103, 25-7-106, 25-7-109, and 25-7-110, C.R.S.	August 2022	NA	NA	NA	Rescheduled for 2023
5 CCR 1005-1 - Environmental Laboratory Accreditation	Board of Health	§25-1.5-101(e), C.R.S.	August 2022	N	N	N	N/A
5 CCR 1002-74 - Bear Creek Watershed Control Regulation	Water Quality Control Division/Water Quality Control Commission	§25-8-202(1)(c) and 25-8-205, C.R.S	September 2022	N	N	N	N/A

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
6 CCR 1009-7 - Rules and Regulations Pertaining to the Detection, Monitoring, and Investigation of Environmental and Chronic Diseases	Board of Health	§§25-1.5-105, 25-1.5-102, 25-1-122, 25-1.5-101(1)(k) and (l), C.R.S.	September 2022	Y	Y	N	Pending
6 CCR 1007-1 Part 01 - Radiation Control - General Provisions	Board of Health	§§25-1-108, 25-1.5-101(1)(k), 25-1.5-101(1)(l), and 25-11-104, C.R.S.	September 2022	Y	N	N	Pending
6 CCR 1009-11 - Hepatitis C Education and Screening	Board of Health	§25-4-2005, C.R.S	October 2022	Y	N	N	Pending
6 CCR 1011-1 Chapter 22 - Birth Centers	Board of Health	§§25-1-107.5, 25-1-108, 25-1-120, 25-1-124(3), 25-1.5-101, 25-1.5-103, 25-1.5-108, 25-3-101 et seq., 25-27.5-101 et seq., and 26-20-108 et seq., C.R.S.	October 2022	Y	N	N	Pending
6 CCR 1007-1 Part 22 - Radiation Control - Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material	Board of Health	§§25-1-108, 25-1.5-101(1)(k) and (1)(l), and 25-11-104, C.R.S.	October 2022	N	N	N	October 19, 2022

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
5 CCR 1001-26 - Regulation Number 22 - Colorado Greenhouse Gas Reporting and Monitoring	Air Pollution Control Division/Air Quality Control Commission	§§25-7-102, 25-7-103, 25-7-105, 25-7-106, 25-7-109, and 25-7-110, C.R.S.	November 2022	NA	NA	NA	Pending for November 18, 2022
5 CCR 1002-32 - Classifications and Numeric Standards for Arkansas River Basin	Water Quality Control Division/Water Quality Control Commission	§§25-8-101 et seq., 25-8-203 and 25-8-20, C.R.S.	November 2022	Pending	Pending	Pending	Pending for November 14, 2022
5 CCR 1002-36 - Classifications and Numeric Standards for Rio Grande Basin	Water Quality Control Division/Water Quality Control Commission	§§25-8-101 et seq., 25-8-203 and 25-8-204, C.R.S.	November 2022	Pending	Pending	Pending	Pending for November 14, 2022
5 CCR 1002-33 - Classifications and Numeric Standards for Upper Colorado River Basin and North Platte River	Water Quality Control Division/Water Quality Control Commission	§25-8-202(1)(f) C.R.S.	November 2022	Pending	Pending	Pending	Pending for 2024
5 CCR 1002-37 - Classifications and Numeric Standards for Lower Colorado River Basin	Water Quality Control Division/Water Quality Control Commission	§25-8-202(1)(f) C.R.S.	November 2022	Pending	Pending	Pending	Pending for 2024

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
5 CCR 1001-26 - Regulation Number 22 - Colorado Greenhouse Gas Reporting and Monitoring	Air Pollution Control Division/Air Quality Control Commission	§§25-7-102, 25-7-103, 25-7-105, 25-7-106, 25-7-109, and 25-7-110, C.R.S.	December 2022	NA	NA	NA	Rescheduled for 2023
5 CCR 1001-9 - Regulation Number 7 - Control of Ozone Precursors and Control of Hydrocarbons via Oil and Gas Emissions (Emissions of Volatile Organic Compounds and Nitrogen Oxides)	Air Pollution Control Division/Air Quality Control Commission	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	December 2022	NA	NA	NA	Pending for December 16, 2022
5 CCR 1001-5 - Regulation Number 3 - Stationary Source Permitting and Air Pollutant Emission Notice Requirements	Air Pollution Control Division/Air Quality Control Commission	§§25-7-102, 25-7-105, 25-7-106, 25-7-109, 25-7-110, and 25-7-114, C.R.S.	December 2022	NA	NA	NA	Pending for December 16, 2022
6 CCR 1007-2, Part 1, Section 1 - Administrative Information	Solid and Hazardous Waste Commission	§30-20-109, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-2, Part 1, Section 2 - Minimum Standards	Solid and Hazardous Waste Commission	§30-20-109, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
6 CCR 1007-2, Part 3 - Inspection of Offsite Hazardous Waste Disposal Sites	Solid and Hazardous Waste Commission	§25-15-209.5, C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 260 - Hazardous Waste - Hazardous Waste Management System: General	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 261 - Hazardous Waste - Identification and Listing of Hazardous Waste	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 262 - Hazardous Waste - Standards Applicable to Generators of Hazardous Waste	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 263 - Hazardous Waste - Standards Applicable to Transporters of Hazardous Waste	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Month of Review Completion	Did review result in revisions to regulation?	Did the review result in repeal of any part of the regulation?	Did review result in repeal of entire CCR volume?	Adoption date (if applicable)
6 CCR 1007-3, Part 273 - Hazardous Waste - Standards for Universal Waste Management	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 279 - Hazardous Waste - Standards for the Management of Used Oil	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD
6 CCR 1007-3, Part 2 - Hazardous Waste - Public Information	Solid and Hazardous Waste Commission	§25-15-301, et.seq., C.R.S.	December 2022	Pending	Pending	Pending	TBD