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February 12, 2015

Ms. Deanna Maiolo
Rules Administrator
Colorado Secretary of State
Colorado Department of State
1700 Broadway, Suite 200
Denver, CO 80290

Re: Correction Letter in 8 CCR 1507-30, Secretary of State Tracking Number 2015-00116

Dear Ms. Maiolo:

On January 30, 2015, the Department of Public Safety, Division of Fire Prevention and Control discovered a typographical error in the Rules concerning Code Enforcement and Certification of Inspectors for Public Schools, Charter Schools and Junior Colleges, 8 CCR 1507-30 that were promulgated on November 30, 2014.

Section 11.2 of the Rules states:

A person who is the subject of, and is adversely affected by, a notice of violation or enforcement order issued pursuant to Article 11 may appeal such action to the Executive Director of the Department of Public Safety. The Executive Director shall hold a hearing to review such notice or order and take final action in accordance with Title 24, Article 4, C.R.S.. Final agency action shall be subject to judicial review pursuant to Title 14, Article 4, C.R.S..

The reference to Title 14, Article 4 in the last sentence of Section 11.2 should be changed to Title 24, Article 4. Given that the entirety of Section 11.2 outlines the procedure to appeal a notice of violation under the rules, and that Section 11.2 specifically mandates that the Executive Director of the Department of Public Safety's review constitutes final agency action, the reference to Title 14, Article 4 as support for the process for judicial review is obviously incorrect. The provisions of Title 24, Article 4, clearly address judicial review of final agency action and correcting this obvious typographical error will not constitute a substantive change to the above-referenced rules. Therefore, we respectfully request that you make this non-substantive change to the above-referenced rules.

Sincerely,

FOR THE ATTORNEY GENERAL
/S/ INGRID C BARRIER

INGRID CARLSON BARRIER