

**RESOLUTION CONCERNING ADOPTION OF EMERGENCY RULE 24**

WHEREAS, Sections 9(2)(7)(b) of Article XVIII of the Colorado Constitution require the Colorado Limited Gaming Control Commission (“Commission”) to promulgate all necessary rules and regulations relating to the licensing of limited gaming, and to annually determine the amount of tax revenues attributable to extended and limited gaming; and

WHEREAS, the Commission promulgated Rule 24, Regulation 30-2403 – Determination of Tax Revenues Attributable to Extended and Limited Gaming in 2009; and

WHEREAS, the formula adopted therein is not currently workable due to the unanticipated drastic decline in gaming revenues rendering the extended limited gaming fund to decline into negative numbers; and

WHEREAS, section 44-30-702(5)(a), C.R.S. requires that on or before September 1, 2020, the state treasurer shall distribute the money in the extended limited gaming fund to the recipients; and

WHEREAS, a permanent change to Rule 24 would not be effective in time to meet the September 1, 2020 statutory distribution deadline given the process for notice and promulgation of the rule change pursuant to the provisions of section 24-4-103, C.R.S.; and

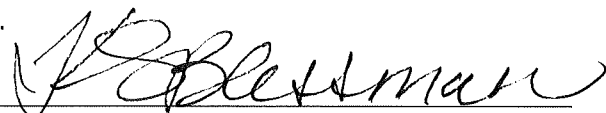
WHEREAS, the amendments to Rule 24 are necessary to carry out the purposes of the Sections 9(7) of Article XVIII of the Colorado Constitution Colorado; and

WHEREAS, notice of the amendments to Rule 24 was posted on the Division’s website on July 9, 2020 and a public rule-making hearing was conducted at the monthly Commission meeting on July 16, 2020.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Colorado Limited Gaming Control Commission, based on the facts recited above, as follows:

The immediate adoption of the amendments to Rule 24, as an emergency rule, is imperatively necessary to comply with state law and for the preservation of the public welfare by ensuring extended limited gaming funds are available to recipients as intended by the Colorado Constitution, and the delay resulting from strict compliance with the requirements of section 24-4-103, C.R.S., would be contrary to the public interest.

Resolved this 16 day of July, 2020.

  
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Kristen Blessman, Chairman  
Colorado Limited Gaming Control Commission