



225 North Main Street
Pueblo, CO 81003-3032

**Colorado Lottery
Emergency Rule:**

Amended rule, 1 CCR 206-1

Rule 14.A Colorado Lottery Multi-State Jackpot Game, "Powerball®"

Statement of Emergency Justification and Adoption

Pursuant to section 24-4-103, 24-35-208(1)(a) and (i), C.R.S., we, the Colorado Lottery Commission, hereby adopt the aforementioned amended rule, which is attached hereto.

Section 24-4-103(6), C.R.S., authorizes the Colorado Lottery Commission to adopt a temporary or emergency rule if the Colorado Lottery Commission finds that the immediate adoption of the rule is imperatively necessary to comply with a state law or for the preservation of public health, safety, or welfare and compliance with the requirements of section 24-4-103, C.R.S., would be contrary to the public interest.

We find that the immediate adoption of the amended rules is necessary to comply with the laws of the State Lottery Division and the Colorado Lottery's obligations under its agreement with Multi-State Lottery Association ("MUSL").

Statutory Authority

The statutory authority for the rule is found at subsections 24-35-201, 24-35-208 (1) (a), (i), and (2), and 24-35-212 and 24-35-212.5.

Purpose


The primary purpose necessitating the amendment to 1CCR 206-1 on an emergency basis is to bring the Colorado Lottery Rules into conformance with MUSL's amended rule governing the Powerball® game. Namely, the MUSL has modified its rules to set aside funds from the grand prize pool when the jackpot is accumulating at a higher rate and place a portion of those funds into a grand prize carry forward pool in order to adequately fund future lower jackpots.

MUSL's amended rule will go into effect on February 3, 2016. There is inadequate time for this rule to be adopted on a permanent basis. Although this same rule is currently noticed for permanent rulemaking, the permanent rule will not be effective before February 3, 2016. Therefore, the Colorado Lottery Commission is adopting this rule on an emergency basis.

This emergency rule will be effective on February 3, 2016. The prior version of rule 14.A will remain in effect until that date. New emergency rule 14.A is hereby adopted. This emergency rule will remain in effect between February 3, 2016 until replaced by the permanent rule.



Frances Koncilja
Chair, Colorado Lottery Commission



Date