

**DEPARTMENT OF PUBLIC SAFETY
DIVISION OF FIRE PREVENTION AND CONTROL**

8 CCR 1507-34

COLORADO FIREFIGHTER SAFETY AND DISEASE PREVENTION FUND

STATEMENT OF BASIS, STATUTORY AUTHORITY, AND PURPOSE

Pursuant to Section 24-33.5-1203.5, C.R.S., the Director of the Colorado Division of Fire Prevention and Control shall promulgate rules as necessary to carry out the duties of the Division of Fire Prevention and Control. Further, Section 24-33.5-1231(3), C.R.S. also tasks the division with promulgating rules to structure the grant application process for the firefighter safety and disease prevention fund. This rule is proposed pursuant to this authority and is intended to be consistent with the requirements of the State Administrative Procedure Act, Section 24-4-101, et seq., C.R.S.

The purpose of this rule change is to update and clarify the provisions in the rule pertaining to auditing and inspection following grant awards. Further, in order to increase consistency across DFPC's rules, this rule change updates the provisions regarding inquiries to the Division and removes the provision regarding severability.

Mike Morgan, Director
Colorado Department of Public Safety
Division of Fire Prevention and Control

Date of Adoption

**DEPARTMENT OF PUBLIC SAFETY
DIVISION OF FIRE PREVENTION AND CONTROL
RULES AND REGULATIONS
CONCERNING
8 CCR 1507-34
COLORADO FIREFIGHTER SAFETY AND DISEASE PREVENTION FUND**

APPLICABILITY

These rules and regulations govern applications and funding awards associated with the Colorado Firefighter Safety and Disease Prevention Fund.

ARTICLE 1 – AUTHORITY TO ADOPT RULES AND REGULATIONS

- 1.1 The Director of the Division of Fire Prevention and Control is authorized by the provisions of Section 24-33.5-1203.5, C.R.S., to promulgate rules in order to carry out the duties of the Division of Fire Prevention and Control.
- 1.2 Section 24-33.5-1231, C.R.S. establishes the duty of the Director of the Division of Fire Prevention and Control to promulgate rules governing the award of grants from the Local Firefighter Safety and Disease Prevention Fund.

ARTICLE 2 – DEFINITIONS

2.1 The definitions provided in 24-33.5-1202, C.R.S., apply to these rules. The following definitions also apply:

“Applicant” means an entity that applies for funding.

“Board” means the Fire Service Training and Certification Advisory Board established in 24-33.5-1204, C.R.S.

“Director” means the Director of the Division of Fire Prevention and Control in the Department of Public Safety.

“Division” or “DFPC” means the Division of Fire Prevention and Control in the Department of Public Safety.

ARTICLE 3 – GRANT TYPES AND APPLICATION PROCESS

3.1 The following funding opportunities are available through the Division:

- 3.1.1 Firefighter equipment, training and services related to firefighter safety; and
- 3.1.2 Firefighter equipment, training and services related to firefighter disease prevention

3.2. Application Requirements

3.2.1 Applicants must submit written application to the Division during the posted application acceptance period. Applications submitted prior to or after the application acceptance period will not be eligible for award consideration.

3.2.2 Applications will be reviewed and awarded in the following sequence:

- A. Peer-review process: Utilizing established scoring and grading criteria, the Division will facilitate a peer review process with grant reviewers from the Colorado State Fire Chiefs, Colorado Professional Fire Fighters Association, and the Colorado State Fire Fighters Association, in equal representation.
- B. Technical review: A technical application review will be conducted to ensure requested equipment is NFPA compliant and of reasonable cost.
- C. Grant Award: The Director will make awards based on the findings of the fire service needs assessment and the findings of the peer and technical reviews. A governing body's efforts to finance equipment and training designed to increase firefighter safety other than through an award of this grant will also be taken into consideration. Other criteria, if any, will be identified in the grant application.

ARTICLE 4: AWARD OF GRANTS

4.1 Grant recipients will be notified in writing that they have been chosen to receive grant funding.

4.2 The Division shall spend grant money in one of three ways:

4.2.1 The Division will buy the equipment identified in the grant application on behalf of some grant recipients to take advantage of group or bulk pricing discounts.

4.2.2 The Division will reimburse an award recipient for money spent on firefighter equipment, training, and services related to firefighter safety and/or disease prevention pursuant to the award recipient's grant application.

4.2.3 The Division will award grant funds to an award recipient so that the recipient can use the grant funds to purchase firefighter equipment, training, and services related to firefighter safety and/or disease prevention pursuant to the award recipient's grant application.

4.3 Any financial records related to grant funds must be maintained by the grant recipient and available for audit by the Division or designee for a period of five (5) years after the date of the grant award letter. Any equipment purchased with grant funds must be available for inspection by the Division or designee for a period of 10 years after the date of the grant award letter.

4.4 Grant recipients must seek prior approval from the Division to use grant money for any purchase not identified in the award recipient's grant application and outlined in the grant award.

ARTICLE 5: SEVERABILITY

~~5.1 If any provision or application of these rules is held invalid, all other provisions and applications of these rules will remain in effect.~~

ARTICLE 56: INQUIRIES

56.1 Questions, clarification, or interpretation of these Rules should be addressed in writing to: Professional Qualifications & Training Section Chief, Colorado Division of Fire Prevention and Control, 690 Kipling St, Suite 2000, Denver, CO 80215. Telephone number: (303) 239-4600. All questions or requests for interpretation of these rules should be submitted in writing to the Colorado Division of Fire Prevention and Control, Professional Qualifications and Training Section Chief.

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