

CYNTHIA H. COFFMAN
Attorney General

MELANIE J. SNYDER
Chief Deputy Attorney General

LEORA JOSEPH
Chief of Staff

FREDERICK R. YARGER
Solicitor General



**STATE OF COLORADO
DEPARTMENT OF LAW**

RALPH L. CARR
COLORADO JUDICIAL CENTER
1300 Broadway, 8th Floor
Denver, Colorado 80203
Phone (720) 508-6000

Revenue and Utilities Section

October 4, 2018

Colorado Secretary of State
Licensing and Enforcement Division
Administrative Rules Program
1700 Broadway, Suite 200
Denver, CO 80290

RE: Correction of Colorado Racing Commission Rules 1 CCR 208-1 (Racing)
Pursuant to House Bill 18-1024
SOS Tracking Nos: 2018-00539

To whom it may concern:

On March 7, 2018, Governor Hickenlooper signed into law House Bill 18-1024, *Concerning the Nonsubstantive Relocation of Laws Related to the Regulation of Racing from Title 12, Colorado Revised Statutes, to a New Title 44 as part of the Organizational Recodification of Title 12*. House Bill 18-1024 serves the purpose of removing the statutory provisions for the Colorado Racing industry from Article 60 of Title 12 to Article 32 of Title 44. This relocation of the enabling statutes for the Racing industry renders all references to Article 60 of Title 12 within 1 CCR 208-1 no longer accurate. As a result, the proposed correction updates all statutory references from Article 60 of Title 12 contained in 1 CCR 208-1 to Article 32 of Title 44. The effective date for this update is October 1, 2018.

Pursuant to section 24-4-103(11)(I)(B), C.R.S., the following corrections to the above-referenced 1 CCR 208-1 are occasioned by the General Assembly's relocation of Article 60 of Title 12 and such corrections meet the conditions specified in section 24-4-103(11)(I)(B), C.R.S. and are nonsubstantive in nature.

TABLE OF NON-SUBSTANTIVE CHANGES REQUESTED FOR 1 CCR 208-1

<u>Rule</u>	<u>Current Page Number</u>	<u>Title 12</u>	<u>Title 44</u>
Def. – Bet Solicitation	2	12-60-507(l)(h)	44-32-507(1)(h)
Def. – Commission	2	12-60-102(5)	44-32-102(4)
Def. – Cross Simulcasting	3	12-60-102(6)	44-32-102(5)
Def. – Director	3	12-60-102(7)	44-32-102(6)
Def. – Division	3	12-60-102(8)	44-32-102(7)

Def. – Gainful Employment	4	12-60-507(1)(v)	44-32-507(1)(v)
Def. – Host Track	5	12-60-102(12)	44-32-102(9)
Def. – In-State Host Track	5	12-60-102(13) and (14)	44-32-102(10) and (11)
Def. – Out-of-State Host Track	5	12-60-102(18) and (19)	44-32-102(15) and (16)
Def. – Housing Kennel	5	12-60-501(1)(b)	44-32-501(1)(b)
Def. – Housing Stable	5	12-60-501(1)(b)	44-32-501(1)(b)
Def. – Illegal Enterprise	5	12-60-507(l)(h)	44-32-507(1)(h)
Def. – Kennel	6	12-60-501(1)(b)	44-32-501(1)(b)
Def. – Licensee	6	12-60-102(17)	44-32-102(14)
Def. – Misrepresentation	7	12-60-507(1)(d)	44-32-507(1)(d)
Def. – Pari-Mutuel Wagering	8	12-60-102(20.5)	44-32-102(18)
Def. – Person	8	12-60-102(21)	44-32-102(19)
Def. – Pool-Selling	8	12-60-507(l)(h)	44-32-507(1)(h)
Def. – Racing Animal	10	12-60-507(1)(o)	44-32-507(1)(o)
Def. – Racing Animal	10	12-60-507(1)(o)	44-32-507(1)(o)
Def. – Source Market Fee	12	12-60-202(3)(h)	44-32-202(3)(h)
Def. – Touting	13	12-60-507(l)(h)	44-32-507(1)(h)
Def. – Unjustifiably	13	12-60-507(1)(s)	44-32-507(1)(s)
3.105	19	12-60-202(3)(h)	44-32-202(3)(h)
3.302	20	12-60-507(1)(l)	44-32-507(1)(l)
6.714	88	12-60-507(2)	44-32-507(3)
9.300	107	12-60-701(2)(B)	44-32-701(2)(b)
9.314	107	12-60-704	44-32-705(1)
9.316	107	12-60-701(2)(b)	44-32-701(2)(b)
9.318	107	12-60-704(2)	44-32-705(2)
9.400	108	12-60-701(2)(a)(II)(B)	44-32-701(2)(a)(II)(B)
9.400:1	108	12-60-602(5)(a)(III)	44-32-602(4)(a)(I)
9.410	108	12-60-701(2)(a)(II)(B)	44-32-701(2)(a)(II)(B)
9.410	108	12-60-702(1)(e)(II)	44-32-702(1)(e)(I)
10.202	113	12-60-501(2)(d)	44-32-501(2)(d)
10.206	113	12-60-501(2)(d)	44-32-501(2)(d)
10.206	113	12-60-202(3)(h)	44-32-202(3)(h)
10.206	113	12-60-205	44-32-205
11.302	115	12-60-702	44-32-702(1)(f)
11.310	115	12-60-509(2.5)(a)	44-32-510(2.5)(a)
11.312	115	12-60-509(2)	44-32-510(2)
11.330	116	12-60-702(1)	44-32-702(1)
11.330	116	12-60-702(1)	44-32-702(1)
11.330	116	12-60-702(1)	44-32-702(1)
11.540	121	12-60-507(1)(k)	44-32-507(1)(k)
12.128	128	12-60-205	44-32-205
12.420	137	12-60-703	44-32-703

Included within the Department of Revenue's filing dated October 2, 2018 is a chart containing these corrections for 1 CCR 208-1.

Page 3

Thank you in advance for your assistance. Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

FOR THE ATTORNEY GENERAL

A handwritten signature in cursive script, appearing to read "Bradford Jones", written in dark ink.

BRADFORD JONES, Reg. No. 42583
Assistant Attorney General
Revenue & Utilities Section
1300 Broadway, 8th Floor
Denver, CO 80203
Telephone: 720-508-6355
E-Mail: bradford.jones@coag.gov;

cc: Daniel Hartman, Director of the Division of Racing Events
Zach Ceriani, Legal Assistant to the Division of Racing Events and
Marijuana Enforcement Divisions