



**STATEMENT OF BASIS, PURPOSE AND STATUTORY AUTHORITY  
FOR AMENDMENTS TO  
THE DIVISION OF OIL AND PUBLIC SAFETY  
EXPLOSIVES REGULATIONS, 7 CCR 1101-9**

**Basis and Purpose**

These regulations are promulgated to establish rules for the use, manufacture, possession, sale, storage, transport, or disposal of explosives materials or blasting agents in the interest of the life, health, and safety of employees and the general public, as well as the protection of property.

To this end, a procedure for the granting of explosives permits is contained herein whereby the opportunity to use, manufacture, possess, sell, store, transport, or dispose of explosives materials is restricted to such permittees and conditioned upon satisfactory continued compliance with these rules and regulations. Failure to comply with these rules and regulations subjects the permittee to suspension, denial, or revocation of the permit.

Adoption of these rules and regulations is intended to greatly clarify the Division of Oil and Public Safety requirements pertaining to the use of explosive materials, to ease the burden on the permittee where interpretation has been necessary, and to better incorporate the numerous requirements from other governmental agencies. These rules and regulations provide for uniformity of compliance and elimination of numerous areas of confusion and duplication in an effort to better serve and protect the public.

These amendments address the following articles of the regulations:

- Article 1 General Provisions:
  - Section 1-5 - Language was added to codes incorporated by reference to further clarify where to find the publications and codes.
- Article 3 Explosives Permit:
  - Section 3-3 - Language was added to clarify where to find the ATF publication P 5400.
  - Section 3-4 – The procedures regarding suspension and revocation of an explosives permit were rewritten in accordance with Title 24 Article 4 Sections 103 and 104, Rulemaking and Licensing Procedures.
- Article 6 Use of Explosive Material:
  - Section 6-1 - Language regarding adherence to more stringent federal and local standards was removed.

**Statutory Authority**

The amendments to these regulations are created pursuant to Section 9-7-105, C.R.S. (2004) of the Colorado Revised Statutes.

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Director  
Division of Oil and Public Safety

2/28/19  
Date