

**NOTICE OF EXTENSION OF PUBLIC COMMENT PERIOD  
TO CONSIDER AMENDMENTS TO THE  
REGULATIONS CONCERNING EMPLOYMENT SECURITY, 7 CCR 1101-2**

Notice is given of the extension of the public comment period to afford all interested parties an opportunity to be heard prior to the adoption of proposed amendments to the Colorado Code of Regulations (CCR), Regulations Concerning Employment Security, 7 CCR. 1101-2 as described below. The Executive Director of the Department of Labor and Employment has the authority to promulgate rules pursuant to the Colorado Revised Statutes (CRS) as set forth in section 8-72-102, CRS, as well as section 24-4-103, CRS.

The Unemployment Insurance Program (Program) held a rulemaking hearing on September 15, 2011, to provide stakeholders with the opportunity to comment and provide testimony on proposed changes to rules regarding appeals, good cause, and employee misclassification.

The Program acknowledges the proposed rules address significant and complex issues. In recognition of this fact and based on public comments received during and after the hearing, the Program will provide additional time and opportunity to comment on the proposed changes to the proposed rules. Specifically, the public record will remain open, and a second hearing will be held.

Date and Time of Second Hearing: November 21, 2011  
10:00 a.m.

Place of Hearing: 633 17<sup>th</sup> Street  
12 Floor Conference Room, 12A  
Denver, CO 80202

The second public hearing will be held in accordance with the provisions of the Colorado Administrative Procedures Act, section 24-4-103, CRS. Any interested party is invited to appear at the hearing and testify or to submit written data, arguments, or position papers to Ellen Golombek, Executive Director, Colorado Department of Labor and Employment, 633 17<sup>th</sup> Street, Suite 1200, Denver, CO 80202. All written submissions should be submitted to the Executive Director's Office no later than five days prior to the hearing on November 21, 2011.

The topics to be considered during the extended comment period are:

**Appeals**

To amend the rules related to unemployment insurance appeals for clarity and further discussion regarding transcripts of hearings.

**Good Cause**

To amend the rules related to good cause for clarity.

**Employee Misclassification**

To adopt rules allowing the Unemployment Insurance Program to fine an employer who is found to have willfully disregarded the law when misclassifying an employee as an independent contractor.

The Program strongly urges stakeholders to take advantage of the extended comment period to provide additional information, recommendations, and data on the issues covered in the proposed rules that may impact them. The Program strives to promote regulations that maximize the efficiency and effectiveness of Colorado's unemployment insurance system. The Program believes extending the comment period allows stakeholders to provide more valuable information that will help the Program achieve these goals.