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**STATE OF COLORADO
DEPARTMENT OF LAW**

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Office of the Attorney General

RE: Compliance Report Pursuant to C.R.S. 24-76.5-103(9)

The Honorable Ray Scott, Chair
Senate Committee on State, Veterans and Military Affairs
State Capitol
Denver, CO 80203

The Honorable Sue Ryden, Chair
House Committee on State, Veterans and Military Affairs
State Capitol
Denver, CO 80203

Pursuant to 24-76.5-103(9), C.R.S., departments of the State are required to provide an annual report on or before January 15 of each year, detailing compliance with the verification of lawful presence requirements for those receiving a public benefit as defined by 8 U.S.C. sec. 1621. State agencies are required to verify the lawful presence in the United States of each natural person eighteen years of age or older who applies for State or local public benefits.

Department of Law activities meeting the definition of public benefit include grants, contracts, and licenses.

With regard to contracts and grants, the State Controller has issued special terms and conditions for all contracts and purchase orders to ensure compliance with these requirements for all state agencies. The Department is in compliance with verification of lawful presence for both grants and contracts through inclusion of these terms and conditions on all applicable purchasing documents.

With regard to licensing, the Department of Law's Consumer Credit Unit (CCU) enforces the Colorado Uniform Consumer Credit Code (UCCC) (consumer lending); Uniform Debt Management Services Act (credit counseling and debt settlement); Credit Services Organization Act (credit repair), Rental Purchase Agreement Act (rent-to-own), and Refund Anticipation Loans Act. That enforcement includes licensing and registration activities under three programs. The Uniform Consumer Credit Code ("UCCC") provides licensure for lenders consisting of payday lenders, mortgage companies, finance companies, and small installment and other lenders;

the Colorado Fair Debt Collection Practices Act ("CFDCPA") provides licensure for collection agencies; and the Debt-Management Services Act ("DMSA") provides registration for credit counseling and debt settlement companies.

Pursuant to the *Restrictions on Public Benefits Act* and in order to comply with the verification requirements, the CCU requires all sole proprietors who apply for licensure or registration to produce the identification as required by §24-76.5-103(4)(a). Further, each sole proprietor applicant is also required to submit an affidavit in compliance with §24-76.5-103(4)(b). For calendar year 2014, there was a single license issued to a sole proprietor operating a collection agency. This applicant was verified to be lawfully present.

Issued on this 15th day of January, 2015.



DAVID C. BLAKE
Chief Deputy Attorney General