

**JBC STAFF FISCAL ANALYSIS  
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE PARKS AND WILDLIFE COMMISSION'S AUTHORITY TO SET CERTAIN CHARGES ASSESSED ON PEOPLE ENGAGING IN ACTIVITIES REGULATED BY THE DIVISION OF PARKS AND WILDLIFE, AND, IN CONNECTION THEREWITH, SETTING CERTAIN HUNTING, FISHING, PARKS, AND RECREATION FEES AND FINES, CREATING AN AQUATIC NUISANCE SPECIES STICKER AND ASSOCIATED FEE STRUCTURE, AND REQUIRING REPORTING BY THE DIVISION OF PARKS AND WILDLIFE ON FEE AMOUNTS AND THE USE OF DIVISION-MANAGED LANDS BY NONCONSUMPTIVE USERS.

Prime Sponsors: Reps. Arndt and Wilson  
Sens. Coram and Fenberg

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Date Prepared: April 24, 2017

**Fiscal Impact of Bill as Amended to Date**

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 04/17/2017.

	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
<b>XXX</b>	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

The House Agriculture, Livestock, and Natural Resources Committee Report (04/17/2017) increases the maximum fee for certain nonresident hunting licenses. However, the amended fee increases are intended to match what the Division of Parks and Wildlife currently charge. The fiscal note assumed this amendment; therefore, the fiscal impact on state revenue remains unchanged from the current Fiscal Note. Separately, the Department of Natural Resources has informed Legislative Council Staff and JBC Staff that the anticipated expenditures associated with this bill (\$54,200 cash funds) can be absorbed within existing resources. As such, no appropriation clause is required.

**Amendments in This Packet for Consideration by Appropriations Committee**

Amendment	Description
L.008	Bill Sponsor amendment - changes fiscal impact

**Current Appropriations Clause in Bill**

The bill neither requires nor contains an appropriation clause for FY 2017-18.

**Description of Amendments in This Packet**

**L.008** Bill Sponsor amendment **L.008** (attached) removes the provision making search and rescue surcharges nonrefundable, which will maintain current statute and eliminates the \$1,400 increase in cash fund revenues that go to the Department of Local Affairs. Additionally, the amendment limits the amount of fine and surcharge revenues credited to the General Fund to \$220,424, which results in no increase in General Fund revenue subject to TABOR.

**Points to Consider***TABOR/ Excess State Revenues Impact*

The Joint Budget Committee has proposed a budget package for FY 2017-18 based on the March 2017 Legislative Council Staff revenue forecast. This bill is projected to increase General Fund revenue by \$275,000 and cash fund revenues that go to the Department of Local Affairs by \$1,400 for FY 2017-18, which would increase the amount required to be refunded under TABOR based on this revenue forecast. As TABOR refunds are paid from the General Fund, this bill would reduce the amount of General Fund available for other purposes.

*Technical Issue*

As noted on page 5 of the attached Fiscal Note, the revenue generated from hunting and fishing licenses is not subject to TABOR because the Division of Parks and Wildlife is an enterprise agency.