

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 18-0684.01 Jennifer Berman x3286

SENATE BILL 18-143

SENATE SPONSORSHIP

Fenberg and Coram,

HOUSE SPONSORSHIP

Arndt and Wilson,

Senate Committees

Finance
Appropriations

House Committees

Agriculture, Livestock, & Natural Resources
Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO INCREASE REVENUE FOR THE PARKS AND**
102 **WILDLIFE DIVISION, AND, IN CONNECTION THEREWITH, SETTING**
103 **CERTAIN HUNTING, FISHING, PARKS, AND RECREATION FEES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Section 1 adds a nonstatutory short title.

Section 2 of the bill makes legislative findings.

Section 3 adds "preference point" to the documents listed under the definition of "license".

Sections 4 and 12 add "sponsorships", "contributions", and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
3rd Reading Unamended
April 19, 2018

HOUSE
2nd Reading Unamended
April 18, 2018

SENATE
3rd Reading Unamended
March 13, 2018

SENATE
Amended 2nd Reading
March 8, 2018

"donations" to the list of money transfers that the parks and wildlife commission (commission) is authorized to receive and expend.

Sections 5 and 9 change the name of the wildlife management public education advisory council to the wildlife council.

Section 6 raises the amount of residential and nonresidential license fees, stamp fees, and surcharges for certain hunting and fishing activities. Section 6 also: Authorizes the commission to apply a consumer price index adjustment to hunting and fishing fees; establishes an annual residential youth fishing fee; and, together with **section 7**, moves a reference to the state migratory waterfowl stamp fee amount.

Section 7 also allows the division of parks and wildlife (division) to grant up to 25% of the money derived from sales of the state migratory waterfowl stamp to nonprofit organizations implementing the North American waterfowl management plan.

Section 8 authorizes the commission to establish by rule a special licensing program for young adult hunters and anglers.

Section 10 requires the division to prepare reports on increased licensing fees and to present the reports to the agricultural committees in the house of representatives and the senate.

Section 11 removes the restriction on the commission's ability to raise or lower park fees and charges only if the commission reasonably anticipates that the annual revenues from the fees and charges will not increase by more than 20% above the annual amount earned from fees and charges as they existed on July 1, 2011. Section 11 also establishes a maximum fee increase that the commission may impose by rule for park passes in any one year as a one-dollar increase for a daily park pass and a \$10 increase for an annual park pass.

Section 13 removes the \$200,000 limitation on the amount that may be held in the stores revolving fund, which fund is maintained for acquiring stock for warehousing and distributing supplies for retail sales to visitors, and requires that the fund be continuously appropriated.

Section 14 removes the \$5 cap on the fee that the division may charge a person to replace a lost or destroyed pass or registration. The fee may be set by the commission by rule in an amount up to 50% of the cost of the original pass or registration.

Section 15 removes a requirement that an aspen leaf annual park pass be affixed to the vehicle for which the pass was issued.

Section 16 directs the commission to determine, by rule, how the columbine annual park pass will be displayed to enter a state park or recreation area.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Short title.** The short title of this act is the

1 "Hunting, Fishing, and Parks for Future Generations Act".

2 **SECTION 2. Legislative declaration.** (1) The general assembly
3 hereby finds and determines that:

4 (a) The people of Colorado seek to ensure that future generations
5 have access to the quality hunting, fishing, and outdoor recreational
6 opportunities that Coloradans enjoy today;

7 (b) Outdoor recreation significantly impacts Colorado's economy,
8 including annual economic benefits of \$919 million from hunting, \$1.9
9 billion from fishing, \$2.3 billion from wildlife viewing, and \$1 billion
10 from state park visitors;

11 (c) As an enterprise agency, the division of parks and wildlife and
12 the parks and wildlife commission have identified goals and objectives to
13 achieve by 2025 that can only be accomplished through increased funding
14 from user fees, including the following goals and objectives:

15 (I) Increasing the number of hunters and anglers in Colorado in
16 the face of national declines in hunting and fishing numbers through
17 investments in recruitment programs, such as hunter education and
18 Fishing is Fun, the development of the Cameo Shooting and Education
19 Complex, and grants for shooting ranges in all regions of the state;

20 (II) Partnering with stakeholders to develop strategies to engage
21 all outdoor recreationists, including hikers, bikers, climbers, and wildlife
22 watchers, in funding the division and commission, maintenance of state
23 lands and facilities, and management of wildlife;

24 (III) Recruiting and retaining qualified employees to manage
25 wildlife, park, recreational, and aquatic resources;

26 (IV) Supporting access programs on public and private lands,
27 including the renewal of existing high-priority leases that provide public

1 access for hunters, anglers, and outdoor recreationists;

2 (V) Increasing and improving the state's big game populations
3 through investments in habitat and conservation, including increased
4 support for highway wildlife crossings to protect animals and motorists;

5 (VI) Identifying and beginning to plan the development of a new
6 Colorado state park and investing in other initiatives to increase park
7 visitation, maintain excellent customer service, and generate revenue;

8 (VII) Reducing the \$44.76 million maintenance and repair
9 backlog by 50% for the 11 dams owned and operated by the division that
10 pose the highest risks to life and property and establishing an appropriate
11 funding stream to continue maintenance of all of the division's 110 dams;

12 (VIII) Increasing the number of fish stocked in Colorado water to
13 more than 90 million through the development of a statewide hatchery
14 modernization plan, renovation of one of the state's 19 fish hatcheries,
15 and reduction in the maintenance backlog for all hatcheries, many of
16 which are 70 to 100 years old;

17 (IX) Reducing the division's known \$26 million large capital
18 construction and maintenance backlog by 50% and establishing a capital
19 development backlog strategic plan to provide a stable funding stream to
20 address future maintenance projects at state wildlife areas and state parks;
21 and

22 (X) Reducing the need to list additional state trust species under
23 the federal "Endangered Species Act of 1973", 16 U.S.C. sec. 1531 et
24 seq., by partnering with private landowners to improve species
25 distribution and abundance monitoring and disease prevention efforts.

26 **SECTION 3.** In Colorado Revised Statutes, 33-1-102, **amend** the
27 introductory portion and (27) as follows:

1 **33-1-102. Definitions.** As used in this ~~title~~ TITLE 33, unless the
2 context otherwise requires:

3 (27) "License", WITH REGARD TO ACTIVITIES GOVERNED BY
4 ARTICLES 1 TO 6 OF THIS TITLE 33, means a permit, stamp, card, certificate,
5 tag, seal, PREFERENCE POINT, or other document provided for by statute
6 or commission rule ~~or regulation~~ and issued or required by the division
7 authorizing the hunting, fishing, trapping, taking, transportation, or
8 possession of wildlife or other activity for which express authorization is
9 required by articles 1 to 6 of this ~~title~~ TITLE 33.

10 **SECTION 4.** In Colorado Revised Statutes, 33-1-105, **amend**
11 (1)(f)(I)(A) and (2) as follows:

12 **33-1-105. Powers of commission.** (1) The commission has
13 power to:

14 (f) (I) Receive and expend:

15 (A) Grants, gifts, SPONSORSHIPS, CONTRIBUTIONS, DONATIONS,
16 and bequests, including federal ~~moneys~~ MONEY, made available for the
17 purposes for which the commission is authorized; and

18 (2) Nothing in articles 1 to 6 of this ~~title shall be construed as~~
19 ~~authorizing~~ TITLE 33 AUTHORIZES the commission to change any penalty
20 prescribed by law for ~~the~~ A violation of ~~the provisions of~~ articles 1 to 6 of
21 this ~~title or to change the amount of any license fee established by statute~~
22 TITLE 33.

23 **SECTION 5.** In Colorado Revised Statutes, 33-1-112, **amend**
24 (3.5)(a) and (3.5)(b) as follows:

25 **33-1-112. Funds - cost accounting - definition - repeal.**

26 (3.5) (a) There is hereby created the wildlife management public
27 education fund. ~~Moneys~~ MONEY in ~~such~~ THE fund ~~shall consist~~ CONSISTS

1 of the surcharge authorized by section 33-4-102 (8.5), ~~such moneys as~~
 2 ANY MONEY the general assembly allocates to the fund, and ~~moneys~~
 3 MONEY collected from gifts, donations, contributions, bequests, grants,
 4 and funds or reimbursements made from other sources to the wildlife
 5 ~~management public education advisory~~ council created in section
 6 33-4-120.

7 (b) ~~Moneys~~ MONEY in the wildlife management public education
 8 fund ~~shall be~~ IS subject to annual appropriation and shall be used by the
 9 wildlife ~~management public education advisory~~ council for carrying out
 10 its duties as set forth in section 33-4-120, including ~~but not limited to,~~ the
 11 reasonable and necessary expenses incurred by council members in
 12 fulfilling their duties, as approved by the director.

13 **SECTION 6.** In Colorado Revised Statutes, 33-4-102, **amend** (1),
 14 (1.4), (1.6)(a), (1.6)(b), (2), (3), (8), (8.5)(a), and (11); **repeal** (1.8) and
 15 (14)(c); and **recreate and reenact, with amendments,** (1.5) as follows:

16 **33-4-102. Types of licenses and fees - rules.** (1) Except as
 17 otherwise provided in subsection (1.6) of this section, the division ~~is~~
 18 ~~authorized to~~ MAY issue the following resident and nonresident licenses
 19 and shall collect the following fees: ~~therefor:~~

	Fees	
	Resident	Nonresident
22 (a) to (p) Repealed.		
23 (q) Bonus trout stamps	\$11.00	\$11.00
24 (r) to (u) Repealed.		
25 (v) 3-year possession/hunting		
26 raptor license	\$100.00	Not available
27	<i>\$150.00</i>	

1	(w) Annual possession/hunting		
2	raptor license	Not available	\$55.00
3			\$80.00

4 (x) Repealed.

5	(y) Peregrine falcon		
6	capture license	\$200.00	Not available
7		\$300.00	

8 (1.4) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTIONS (1.5) AND
 9 (1.6) OF THIS SECTION, the division is ~~authorized to~~ MAY issue the
 10 following resident and nonresident licenses and shall collect the following
 11 fees: ~~therefor, except as otherwise provided pursuant to subsection (1.6)~~
 12 ~~of this section:~~

13		Fees	
14		Resident	Nonresident
15	(a) Extra rod stamp	\$ 5.00	\$ 5.00
16		\$ 9.00	\$ 9.00
17	(b) Fishing - 1 day	8.00	8.00
18		12.00	15.00
19	(c) Fishing - 5 days	Not available	20.00
20			30.00
21	(d) Fishing - annual	25.00	55.00
22		33.00	95.00
23	(d.5) YOUTH, AGES SIXTEEN		
24	AND SEVENTEEN, FISHING - ANNUAL	8.00	NOT AVAILABLE
25	(e) Senior, AGES SIXTY-FIVE		
26	AND OLDER, annual fishing	Free	Not available
27		8.00	

1	(f) Small game hunting	20.00	55.00
2		28.00	80.00
3	(g) Small game - 1 day	10.00	10.00
4		12.00	15.00
5	(h) Furbearer license	25.00	200.00
6		28.00	250.00
7	(i) (Deleted by amendment, L. 94, p. 1320, § 3, effective May 22,		
8	1994.)		
9	(j) Turkey, fall	15.00	100.00
10		23.00	150.00
11	(j.3) Turkey, spring	20.00	100.00
12		28.00	150.00
13	(j.6) Turkey (youth)	10.00	75.00
14		14.00	100.00
15	(k) Combination fishing and		
16	small game hunting	40.00	Not available
17		48.00	
18	(l) Pronghorn	30.00	270.00
19		38.00	395.00
20	(m) Bear, fall	40.00	450.00
21		48.00	660.00
22	(n) Repealed.		
23	(o) Deer	30.00	270.00
24		38.00	395.00
25	(p) Elk	45.00	450.00
26		53.00	660.00
27	(q) Mountain goat	250.00	1,500.00

1		300.00	2,210.00
2	(r) Moose	250.00	1,500.00
3		300.00	2,210.00
4	(s) Mountain lion	40.00	450.00
5		48.00	660.00
6	(t) Rocky mountain bighorn sheep	250.00	1,500.00
7		300.00	2,210.00
8	(u) Desert bighorn sheep	250.00	1,000.00
9		300.00	2,210.00
10	(v) (I) Resident low-income		
11	senior lifetime fishing	<u>Free</u>	Not available
12		<u>8.00</u>	
13	(II) (Deleted by amendment, L. 97, p. 766, § 1, effective May 1,		
14	1997.)		
15	(w) Youth big game		
16	(deer, elk, pronghorn)	10.00 each	100.00 each
17		14.00 EACH	
18	(x) Youth small game hunting	1.00	1.00
19		1.25	1.25
20	(y) Repealed.		
21	(z) Colorado wildlife habitat		
22	stamp, purchased in		
23	conjunction with the		
24	purchase of a hunting		
25	or fishing license	10.00	10.00
26	(aa) "Lifetime" Colorado		
27	wildlife habitat stamp	300.00	300.00

1 (bb) MIGRATORY WATERFOWL
2 STAMP **10.00** **10.00**

3 (1.5) (a) WITH RESPECT TO THE LICENSES AUTHORIZED UNDER
4 SUBSECTIONS (1.4)(d.5) AND (1.4)(e) OF THIS SECTION, THE COMMISSION
5 MAY RAISE THE FEES BY RULE AS NECESSARY TO MAINTAIN SUFFICIENT
6 FUNDING FOR COLORADO TO REMAIN ELIGIBLE FOR FEDERAL FUNDING
7 MADE AVAILABLE TO THE STATES THROUGH THE "FEDERAL AID IN SPORT
8 FISH RESTORATION ACT", 16 U.S.C. SECS. 777 TO 777k, AS AMENDED.

9 (b) WITH RESPECT TO LICENSES AUTHORIZED UNDER SUBSECTION
10 (1.4) OF THIS SECTION, THE COMMISSION SHALL CONSIDER OFFERING
11 DISCOUNTED LICENSES OR LICENSE COMBINATIONS FOR WILDLIFE
12 MANAGEMENT OR HUNTING AND FISHING RECRUITMENT PURPOSES,
13 INCLUDING CONSIDERATION OF THE CREATION OF A RESIDENT
14 LOW-INCOME LICENSE.

15 (1.6) (a) By promulgation of appropriate rule, the commission
16 may, from time to time, ~~authorize the issuance of any of the licenses~~
17 ~~provided for in this section for~~ REDUCE a fee ~~less than that~~ specified in
18 this section and may, by promulgation of appropriate rule, later raise ~~such~~
19 THE license fee up to AN AMOUNT NOT TO EXCEED the statutory limit,
20 when, in the judgment of the commission, one of the following conditions
21 applies:

22 (I) ~~When~~ IF the commission determines that it would be beneficial
23 to issue ~~such~~ THE license in conjunction with another type of license and
24 creates a combination license;

25 (II) ~~When~~ IF the commission determines it is proper for
26 management of the division or otherwise beneficial to the management
27 of state wildlife resources. Licenses so discounted may be limited to

1 certain geographic areas, by sex OF THE ANIMAL, or as otherwise deemed
2 appropriate by the commission.

3 (III) ~~When~~ IF the commission determines that an activity is
4 regulated at both the state and federal levels and that issuance of a
5 multi-year state license or collection of a reduced state annual license fee,
6 or both, would help to coordinate ~~such~~ state and federal regulation and
7 reflect the administrative cost savings realized through ~~such~~ coordination.

8 (IV) ~~When the commission determines pursuant to section~~
9 ~~24-75-402 (3), C.R.S., that a reduction in the amount of the fee is~~
10 ~~necessary to reduce the uncommitted reserves of the fund to which all or~~
11 ~~any portion of the fee is credited. After the uncommitted reserves of the~~
12 ~~cash fund are sufficiently reduced, the commission by rule or as otherwise~~
13 ~~provided by law may increase the amount of the fee as provided in section~~
14 ~~24-75-402 (4), C.R.S.~~

15 (b) ~~The nonresident big game fees~~ FOR A FEE OR SURCHARGE
16 described in subsection (1.4) of this section ~~shall annually be adjusted in~~
17 ~~accordance with changes~~ ARTICLES 1 TO 6 OF THIS TITLE 33, THE
18 COMMISSION MAY, BY RULE, ADJUST THE FEE OR SURCHARGE BY AN
19 AMOUNT UP TO THE TOTAL AMOUNT REFLECTED BY THE ANNUAL
20 PERCENTAGE CHANGE in the United States DEPARTMENT OF LABOR'S
21 bureau of labor statistics consumer price index for the
22 Denver-Boulder-Greeley consolidated metropolitan statistical area for all
23 ITEMS AND ALL urban consumers, ~~and all goods~~ or its successor index.
24 ~~Such~~ THE adjustment ~~shall~~ IS not ~~be~~ effective until the commission
25 notifies the joint budget committee of ~~such~~ THE adjustment.

26 (1.8) ~~Any moneys realized as a result of the fee increases related~~
27 ~~to fishing specified in subsection (1.4) of this section shall be allocated~~

1 for use in the fisheries and hatcheries presently operated by the division.

2 (2) Except as otherwise provided in subsection (1.6) of this
3 section, the division ~~is authorized to~~ MAY issue the following special
4 licenses and shall collect the following fees: ~~therefor:~~

5 **Fees**

6 (a) Scientific collecting license for the collection of wildlife
7 species outside of established seasons and bag limits . ~~\$20.00~~ **\$ 28.00**

8 (b) Importation license, issued for the purpose of importing
9 wildlife into the state. ~~50.00~~ **75.00**

10 (c) Field trial license ~~15.00~~ **23.00**

11 (d) Commercial lake license, issued for the operation of privately
12 owned lakes for purposes of charging customers to fish; ~~no~~ live fish or
13 viable gametes may NOT be sold or transported from the premises
14 ~~150.00~~ **200.00**

15 (e) Private lake license, issued for the operation of privately
16 owned lakes for the purpose of fishing when no fee is charged; ~~no~~ fish or
17 gametes may NOT be sold ~~or~~ AND live fish or viable gametes MAY NOT BE
18 transported from the premises. ~~10.00~~ **14.00**

19 (f) Commercial wildlife park license, issued for the operation of
20 privately owned wildlife parks and for related buying, selling, or trading
21 of lawfully acquired wildlife or for charging customers to hunt ~~on such~~
22 ~~a~~ AT THE park ~~100.00~~ **150.00**

23 (g) Noncommercial park license, issued to persons who wish to
24 keep lawfully acquired native birds except raptors as pets. ~~20.00~~ **28.00**

25 (h) (Deleted by amendment, L. 91, p. 199, § 4, effective June 7,
26 1991.)

27 (i) Wildlife sanctuary license ~~100.00~~ **150.00**

1 (3) THE FEE FOR any license issued by the division for which a fee
2 is not provided in subsection (1), (1.4), or (2) of this section ~~shall not~~
3 MUST NOT exceed ~~forty~~ ONE HUNDRED dollars.

4 (8) ~~In the event of the loss, theft, or destruction of a small game,~~
5 ~~fishing, furbearer, or combination small game and fishing license, the~~
6 ~~person to whom the license was issued may purchase a new license from~~
7 ~~any license agency or may obtain a duplicate license from the division~~
8 ~~upon payment of a fee, not to exceed five dollars, to be established by the~~
9 ~~commission by rule and regulation and completion of an affidavit as set~~
10 ~~forth below.~~ In the event of the loss, theft, or destruction of any ~~other~~
11 WILDLIFE license issued by the division, the person to whom the license
12 was issued may receive a duplicate license from the division upon
13 payment of a fee of UP TO fifty percent of the cost of the original license,
14 not to exceed twenty-five dollars, AS ESTABLISHED BY THE COMMISSION
15 BY RULE, and completion of an affidavit stating where and by whom ~~said~~
16 THE license was issued and the circumstances under which ~~said~~ THE
17 license was lost, stolen, or destroyed. In the event the division determines
18 that the original license has been lost or destroyed in the mail, the person
19 to whom the license was issued may obtain a duplicate license from the
20 division without charge by submitting to the division a signed affidavit
21 stating that ~~such~~ THE license was never received.

22 (8.5) (a) Except for the annual Colorado wildlife habitat stamp,
23 ~~and~~ the lifetime Colorado wildlife stamp, THE MIGRATORY WATERFOWL
24 STAMP, AND THE YOUTH SMALL GAME HUNTING LICENSE, THE COMMISSION
25 SHALL, BY RULE, ASSESS a surcharge ~~of seventy-five~~ IN AN AMOUNT NOT
26 TO EXCEED ONE DOLLAR AND FIFTY cents ~~shall be assessed~~ on each license
27 listed in ~~subsection (1.4)~~ SUBSECTIONS (1) AND (1.4) of this section that

1 is sold by the division or one of its license agents pursuant to section
2 33-4-101. Revenues derived from the assessment of ~~such~~ THE surcharge,
3 together with any interest earned ~~thereon~~ ON THE REVENUES, shall be
4 deposited ~~in~~ INTO the wildlife management public education fund created
5 in section 33-1-112 (3.5)(a).

6 (11) With respect to licenses ~~which~~ THAT are issued in limited
7 numbers for the taking of game wildlife, the division ~~is authorized to~~ MAY
8 collect from each RESIDENT license applicant a nonrefundable processing
9 fee not to exceed ~~three~~ TEN dollars AND FROM EACH NONRESIDENT
10 LICENSE APPLICANT A NONREFUNDABLE PROCESSING FEE NOT TO EXCEED
11 TWENTY DOLLARS, WHICH FEES THE COMMISSION SHALL ESTABLISH BY
12 RULE.

13 (14) (c) ~~The annual fee for a license for a wildlife sanctuary shall~~
14 ~~not exceed one hundred dollars.~~

15 **SECTION 7.** In Colorado Revised Statutes, 33-4-102.5, **amend**
16 (3) and (5) as follows:

17 **33-4-102.5. Issuance of migratory waterfowl stamp -**
18 **prohibition against hunting without stamp.** (3) (a) ~~The fee for each~~
19 ~~stamp shall be five dollars, and The stamp shall remain~~ IS valid through
20 the last day of June following its issuance. ~~Each stamp shall be validated~~
21 ~~by the signature of the licensee written across the face of the stamp.~~

22 (b) ~~Notwithstanding the amount specified for the fee in paragraph~~
23 ~~(a) of this subsection (3), the commission by rule or as otherwise provided~~
24 ~~by law may reduce the amount of the fee if necessary pursuant to section~~
25 ~~24-75-402 (3), C.R.S., to reduce the uncommitted reserves of the fund to~~
26 ~~which all or any portion of the fee is credited. After the uncommitted~~
27 ~~reserves of the fund are sufficiently reduced, the commission by rule or~~

1 ~~as otherwise provided by law may increase the amount of the fee as~~
2 ~~provided in section 24-75-402 (4), C.R.S.~~ THE DIVISION MAY GRANT UP
3 TO TWENTY-FIVE PERCENT OF THE FUNDS DERIVED FROM THE SALE OF
4 STATE MIGRATORY WATERFOWL STAMPS TO APPROPRIATE NONPROFIT
5 ORGANIZATIONS FOR IMPLEMENTATION OF THE NORTH AMERICAN
6 WATERFOWL MANAGEMENT PLAN. THE NONPROFIT ORGANIZATIONS SHALL
7 USE THE FUNDS FOR THE DEVELOPMENT OF WATERFOWL PROPAGATION
8 AREAS WITHIN THE DOMINION OF CANADA OR THE UNITED STATES THAT
9 SPECIFICALLY PROVIDE WATERFOWL FOR THE CENTRAL FLYWAY, PACIFIC
10 FLYWAY, OR BOTH. A NONPROFIT ORGANIZATION GRANTED MONEY
11 PURSUANT TO THIS SUBSECTION (3)(b) SHALL NOT USE THE MONEY FOR
12 LOBBYING OR ANY OTHER POLITICAL PURPOSE.

13 (5) All ~~moneys~~ MONEY received pursuant to the issuance of the
14 migratory waterfowl stamp shall be used for the sole benefit of migratory
15 waterfowl ~~habitats~~ HABITAT CONSERVATION AND RELATED CAPITAL
16 IMPROVEMENTS and ~~shall be~~ IS subject to an annual appropriation.

17 **SECTION 8.** In Colorado Revised Statutes, 33-4-117, **amend** (1);
18 and **add** (7) as follows:

19 **33-4-117. Youth and young adult licenses - terminally ill**
20 **hunters - special restrictions and privileges - rules.** (1) A person under
21 ~~the age of~~ eighteen years OF AGE may obtain a youth small game hunting
22 license, issued pursuant to section 33-4-102 (1.4)(x), ~~for a fee of one~~
23 ~~dollar~~ upon showing a hunter education certificate as required by section
24 33-6-107 (8). The ~~one-dollar~~ fee FOR THE LICENSE, AS ESTABLISHED IN
25 SECTION 33-4-102 (1.4)(x), includes the search and rescue fund surcharge
26 imposed under section 33-1-112.5 (2)(a).

27 (7) THE COMMISSION MAY ESTABLISH BY RULE A SPECIAL

1 LICENSING PROGRAM FOR YOUNG ADULT HUNTERS AND ANGLERS. IF THE
2 COMMISSION ESTABLISHES A SPECIAL LICENSING PROGRAM, THE
3 COMMISSION SHALL DEFINE "YOUNG ADULT" BY RULE, BUT SHALL NOT
4 DEFINE "YOUNG ADULT" IN A MANNER THAT INCLUDES ADULTS
5 TWENTY-TWO YEARS OF AGE OR OLDER.

6 **SECTION 9.** In Colorado Revised Statutes, 33-4-120, **amend**
7 (1)(a) as follows:

8 **33-4-120. Wildlife council - creation.** (1) (a) The director of the
9 division shall appoint nine individuals, at least three of ~~which~~ WHOM are
10 from the western slope, to act as the wildlife ~~management-public~~
11 ~~education-advisory~~ council, referred to in this section as the "council".
12 The council ~~shall have~~ HAS statewide responsibility and authority.

13 **SECTION 10.** In Colorado Revised Statutes, **add** 33-4-121 as
14 follows:

15 **33-4-121. Reporting by division - license fee increases -**
16 **division-managed lands - repeal.** (1) (a) (I) BY NOVEMBER 1, 2019,
17 AND BY EACH NOVEMBER 1 OF EACH YEAR THEREAFTER, THE DIVISION
18 SHALL PREPARE A WRITTEN REPORT ON:

19 (A) THE IMPACT THAT LICENSE FEE INCREASES, AS ESTABLISHED
20 ON THE EFFECTIVE DATE OF THIS SECTION OR BY THE COMMISSION
21 PURSUANT TO SECTION 33-4-102 (1.5)(a), HAVE HAD ON THE TOTAL
22 NUMBER OF SALES OF LICENSES;

23 (B) AN ACCOUNTING OF PROGRAM EXPENDITURES MADE WITH THE
24 INCREASED FEES AND THE IMPACT OF THOSE EXPENDITURES ON THE
25 ACHIEVEMENT OF THE DIVISION'S GOALS AND OBJECTIVES AS SET FORTH IN
26 SECTION 2 OF SENATE BILL 18-143, ENACTED IN 2018; AND

27 (C) A LIST OF NONPROFIT ORGANIZATIONS THAT, IN THE PREVIOUS

1 TWELVE MONTHS, RECEIVED GRANT MONEY FROM THE SALE OF STATE
2 MIGRATORY WATERFOWL STAMPS FOR IMPLEMENTATION OF THE NORTH
3 AMERICAN WATERFOWL MANAGEMENT PLAN PURSUANT TO SECTION
4 33-4-102.5 (3)(b) AND AN EXPLANATION OF EACH GRANT AWARD MADE.

5 (II) THE DIVISION SHALL MAKE THE REPORT AVAILABLE TO THE
6 PUBLIC AND SHALL SEND EACH REPORT TO THE AGRICULTURE, LIVESTOCK,
7 AND NATURAL RESOURCES COMMITTEE IN THE HOUSE OF
8 REPRESENTATIVES AND THE AGRICULTURE, NATURAL RESOURCES, AND
9 ENERGY COMMITTEE IN THE SENATE, OR THEIR SUCCESSOR COMMITTEES.

10 (b) ON OR BEFORE MARCH 1, 2022, AND ON OR BEFORE MARCH 1,
11 2025, THE DIVISION SHALL PRESENT ITS FINDINGS FROM, AND A SUMMARY
12 OF, ITS MOST RECENT REPORT PREPARED PURSUANT TO SUBSECTION (1)(a)
13 OF THIS SECTION TO A JOINT SESSION OF THE AGRICULTURE, LIVESTOCK,
14 AND NATURAL RESOURCES COMMITTEE IN THE HOUSE OF
15 REPRESENTATIVES AND THE AGRICULTURE, NATURAL RESOURCES, AND
16 ENERGY COMMITTEE IN THE SENATE, OR THEIR SUCCESSOR COMMITTEES.

17 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

18 **SECTION 11.** In Colorado Revised Statutes, 33-9-102, **amend**
19 (4) as follows:

20 **33-9-102. Powers and duties of commission - rules.**

21 (4) (a) ~~Except as provided in paragraph (b) of this subsection (4),~~ In
22 promulgating a rule to increase or decrease a park fee or charge under
23 articles 10 to 32 of this ~~title~~ TITLE 33, the commission shall consider the
24 effect that the change in the fee or charge would have on park usage, the
25 demand for the service for which the fee or charge is used, and
26 opportunities to implement differential pricing.

27 (b) ~~The commission may raise or lower park fees and charges~~

1 ~~described in paragraph (a) of this subsection (4) if the commission~~
2 ~~reasonably anticipates that the total annual revenues realized from such~~
3 ~~fees and charges will not increase by more than twenty percent over the~~
4 ~~annual amount earned from fees and charges as they existed on July 1,~~
5 ~~2011.~~

6 (c) THE MAXIMUM INCREASE IN FEES THAT THE COMMISSION MAY
7 APPROVE BY RULE FOR PARK PASSES IN ANY ONE YEAR IS AS FOLLOWS:

8 (I) FOR A DAILY PARK PASS, ONE DOLLAR; AND

9 (II) FOR AN ANNUAL PARK PASS, INCLUDING AN ASPEN LEAF
10 ANNUAL PASS AND A COLUMBINE ANNUAL PASS, TEN DOLLARS.

11 **SECTION 12.** In Colorado Revised Statutes, 33-10-107, **amend**
12 (1)(e)(I)(A) as follows:

13 **33-10-107. Powers of commission - rules - definitions.** (1) The
14 commission has power to:

15 (e) (I) Receive and expend:

16 (A) Grants, gifts, SPONSORSHIPS, CONTRIBUTIONS, DONATIONS,
17 and bequests, including federal ~~moneys~~ MONEY, made available for the
18 purposes for which the commission is authorized; and

19 **SECTION 13.** In Colorado Revised Statutes, 33-10-111.5,
20 **amend** (4) as follows:

21 **33-10-111.5. Parks and outdoor recreation emergency reserve**
22 **cash fund - stores revolving fund - created.** (4) There is hereby created
23 a stores revolving fund, ~~in the amount of two hundred thousand dollars,~~
24 which ~~amount~~ FUND shall be maintained to acquire stock for warehousing
25 and distributing supplies for retail sales to visitors. The ~~moneys~~ MONEY
26 in such THE fund ~~shall under no circumstances be used for the payment~~
27 ~~of operating expenses but shall be maintained intact as a revolving fund~~

1 of two hundred thousand dollars, composed of the following assets: Cash,
2 accounts receivable, and inventory supplies IS CONTINUOUSLY
3 APPROPRIATED TO THE DIVISION FOR THE PURCHASE OF STOCK FOR RETAIL
4 SALES TO VISITORS. The purpose of the fund is to provide better budgetary
5 control. and Nothing contained in this subsection (4) shall authorize
6 AUTHORIZES the division to make any purchases or acquisitions in any
7 manner except as provided by law. Any surplus in the revolving fund in
8 excess of two hundred thousand dollars shall revert THE AMOUNT NEEDED
9 FOR STOCK PURCHASES REVERTS to the parks and outdoor recreation cash
10 fund at the close of each fiscal year.

11 **SECTION 14.** In Colorado Revised Statutes, 33-12-101, **amend**
12 (3) as follows:

13 **33-12-101. Passes and registrations - rules - definition.** (3) In
14 the event of loss or destruction of a pass or registration, the person to
15 whom the document was issued, upon payment of a fee of UP TO fifty
16 percent of the cost of the original document, but not to exceed five dollars
17 AS ESTABLISHED BY THE COMMISSION BY RULE, may obtain a replacement
18 pass or registration by signing an affidavit stating where and by whom
19 said THE document was issued and the circumstances under which the
20 document was lost or destroyed. If the division determines that a pass or
21 registration has been lost or destroyed in the mail, the person to whom the
22 document was issued may obtain a replacement pass or registration
23 without charge by signing an affidavit stating that such THE document
24 was never received. The division shall supply agents selling such
25 documents with affidavit forms for obtaining a replacement pass or
26 registration.

27 **SECTION 15.** In Colorado Revised Statutes, 33-12-103, **amend**

1 (3) as follows:

2 **33-12-103. Aspen leaf annual pass - aspen leaf lifetime pass -**
3 **rules - report.** (3) Each aspen leaf annual pass ~~issued shall be affixed to~~
4 ~~the vehicle for which it was issued in the manner prescribed by rule~~
5 ~~promulgated by the commission.~~ Each OR aspen leaf lifetime pass shall
6 be displayed by the person to whom it was issued, in the manner
7 prescribed by the commission by rule, when the person enters a state park
8 or state recreation area.

9 **SECTION 16.** In Colorado Revised Statutes, 33-12-103.5,
10 **amend** (2)(b) as follows:

11 **33-12-103.5. Columbine annual pass - rules.** (2) (b) The
12 commission, by rule, shall provide ~~for a transferable~~ THE MANNER BY
13 WHICH A columbine annual pass ~~that is valid when temporarily affixed to~~
14 ~~any vehicle used to bring such pass holder into a park~~ SHALL BE
15 DISPLAYED BY THE PERSON TO WHOM IT WAS ISSUED WHEN THE PERSON
16 ENTERS A STATE PARK OR STATE RECREATION AREA.

17 **SECTION 17.** In Colorado Revised Statutes, **add 33-12-106.5 as**
18 **follows:**

19 **33-12-106.5. Alternative means of park entrance - fees -rules.**
20 **(1) AN INDIVIDUAL ENTERING A STATE PARK OR STATE RECREATION AREA**
21 **BY MEANS OTHER THAN BY MOTOR VEHICLE MUST PURCHASE A PASS IN**
22 **ACCORDANCE WITH COMMISSION RULES.**

23 **(2) THE COMMISSION, BY RULE, SHALL ESTABLISH FEES FOR DAILY**
24 **AND ANNUAL PASSES FOR INDIVIDUALS ENTERING A STATE PARK OR STATE**
25 **RECREATION AREA BY MEANS OTHER THAN BY MOTOR VEHICLE. THE**
26 **COMMISSION MAY ESTABLISH EXEMPTIONS FROM SUCH FEES.**

27 **SECTION 18.** Act subject to petition - effective date. This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part will not take effect
7 unless approved by the people at the general election to be held in
8 November 2018 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.