SECOND REGULAR SESSION
SEVENTY-FIRST GENERAL ASSEMBLY
STATE OF COLORADO

PREAMENDED
This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading

SENATE BILL 18-143

LLS NO. 18-0684.01 Jennifer Berman x3286

SENATE SPONSORSHIP
Fenberg and Coram,

HOUSE SPONSORSHIP
Arndt and Wilson,

Senate Committees
Finance
Appropriations

House Committees

A BILL FOR AN ACT

CONCERNING MEASURES TO INCREASE REVENUE FOR THE PARKS AND WILDLIFE DIVISION, AND, IN CONNECTION THEREWITH, SETTING 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
"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.

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

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

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

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

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

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

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

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

(IV) Supporting access programs on public and private lands, including the renewal of existing high-priority leases that provide public
access for hunters, anglers, and outdoor recreationists;

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

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

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

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

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

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

SECTION 3. In Colorado Revised Statutes, 33-1-102, amend the introductory portion and (27) as follows:
33-1-102. Definitions. As used in this title TITLE 33, unless the context otherwise requires:

(27) "License", with regard to activities governed by articles 1 to 6 of this title TITLE 33, means a permit, stamp, card, certificate, tag, seal, preference point, or other document provided for by statute or commission rule or regulation and issued or required by the division authorizing the hunting, fishing, trapping, taking, transportation, or possession of wildlife or other activity for which express authorization is required by articles 1 to 6 of this title TITLE 33.

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

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

(f) (I) Receive and expend:

(A) Grants, gifts, sponsorships, contributions, donations, and bequests, including federal moneys, made available for the purposes for which the commission is authorized; and

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

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

33-1-112. Funds - cost accounting - definition - repeal. (3.5)(a) There is hereby created the wildlife management public education fund. Moneys in such fund shall consist
of the surcharge authorized by section 33-4-102 (8.5), such moneys as
any money the general assembly allocates to the fund, and moneys
money collected from gifts, donations, contributions, bequests, grants,
and funds or reimbursements made from other sources to the wildlife
management public education advisory council created in section
33-4-120.

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

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

33-4-102. Types of licenses and fees - rules. (1) Except as
otherwise provided in subsection (1.6) of this section, the division is
authorized to may issue the following resident and nonresident licenses
and shall collect the following fees: therefore:

<table>
<thead>
<tr>
<th>Fees</th>
<th>Resident</th>
<th>Nonresident</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) to (p)</td>
<td>Repealed.</td>
<td></td>
</tr>
<tr>
<td>(q) Bonus trout stamps</td>
<td>$11.00</td>
<td>$11.00</td>
</tr>
<tr>
<td>(r) to (u)</td>
<td>Repealed.</td>
<td></td>
</tr>
<tr>
<td>(v) 3-year possession/hunting raptor license</td>
<td>$100.00</td>
<td>Not available</td>
</tr>
<tr>
<td></td>
<td><strong>$150.00</strong></td>
<td></td>
</tr>
</tbody>
</table>
(w) Annual possession/hunting

raptor license     Not available     $55.00

$80.00

(x) Repealed.

(y) Peregrine falcon

capture license $200.00     Not available

$300.00

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

<table>
<thead>
<tr>
<th>Fees</th>
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<tbody>
<tr>
<td></td>
</tr>
<tr>
<td>Resident</td>
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<tr>
<td>--------</td>
</tr>
<tr>
<td>(a) Extra rod stamp</td>
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<tr>
<td></td>
</tr>
<tr>
<td>(b) Fishing - 1 day</td>
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<tr>
<td></td>
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<tr>
<td>(c) Fishing - 5 days</td>
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<tr>
<td></td>
</tr>
<tr>
<td>(d) Fishing - annual</td>
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<td></td>
</tr>
</tbody>
</table>

(d.5) YOUTH, AGES SIXTEEN
AND SEVENTEEN, FISHING - ANNUAL 8.00     NOT AVAILABLE

(e) Senior, AGES SIXTY-FIVE
AND OLDER, annual fishing   Free     Not available

8.00
<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Price 1</th>
<th>Price 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Small game hunting</td>
<td>20.00</td>
<td>55.00</td>
</tr>
<tr>
<td>2</td>
<td></td>
<td>28.00</td>
<td>80.00</td>
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<tr>
<td>3</td>
<td>Small game - 1 day</td>
<td>10.00</td>
<td>40.00</td>
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<tr>
<td>4</td>
<td></td>
<td>12.00</td>
<td>15.00</td>
</tr>
<tr>
<td>5</td>
<td>Furbearer license</td>
<td>25.00</td>
<td>200.00</td>
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<tr>
<td>6</td>
<td></td>
<td>28.00</td>
<td>250.00</td>
</tr>
<tr>
<td>7</td>
<td>(Deleted by amendment, L. 94, p. 1320, § 3, effective May 22, 1994.)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>(j) Turkey, fall</td>
<td>15.00</td>
<td>100.00</td>
</tr>
<tr>
<td>9</td>
<td></td>
<td>23.00</td>
<td>150.00</td>
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<tr>
<td>10</td>
<td>(j.3) Turkey, spring</td>
<td>20.00</td>
<td>100.00</td>
</tr>
<tr>
<td>11</td>
<td></td>
<td>28.00</td>
<td>150.00</td>
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<tr>
<td>12</td>
<td>(j.6) Turkey (youth)</td>
<td>10.00</td>
<td>75.00</td>
</tr>
<tr>
<td>13</td>
<td>Combination fishing and small game hunting</td>
<td>40.00</td>
<td>Not available</td>
</tr>
<tr>
<td>14</td>
<td></td>
<td>48.00</td>
<td></td>
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<tr>
<td>15</td>
<td>Pronghorn</td>
<td>30.00</td>
<td>270.00</td>
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<tr>
<td>16</td>
<td></td>
<td>38.00</td>
<td>395.00</td>
</tr>
<tr>
<td>17</td>
<td>Bear, fall</td>
<td>40.00</td>
<td>450.00</td>
</tr>
<tr>
<td>18</td>
<td></td>
<td>48.00</td>
<td>660.00</td>
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<tr>
<td>19</td>
<td>Repealed.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>Deer</td>
<td>30.00</td>
<td>270.00</td>
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<tr>
<td>21</td>
<td></td>
<td>38.00</td>
<td>395.00</td>
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<tr>
<td>22</td>
<td>Elk</td>
<td>45.00</td>
<td>450.00</td>
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<tr>
<td>23</td>
<td></td>
<td>53.00</td>
<td>660.00</td>
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<tr>
<td>24</td>
<td>Mountain goat</td>
<td>250.00</td>
<td>1,500.00</td>
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<thead>
<tr>
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<tbody>
<tr>
<td>1</td>
<td>Moose</td>
<td>300.00</td>
</tr>
<tr>
<td>2</td>
<td>(r)</td>
<td>250.00</td>
</tr>
<tr>
<td>3</td>
<td>(s)</td>
<td>300.00</td>
</tr>
<tr>
<td>4</td>
<td>Mountain lion</td>
<td>40.00</td>
</tr>
<tr>
<td>5</td>
<td>(t)</td>
<td>48.00</td>
</tr>
<tr>
<td>6</td>
<td>Rocky mountain bighorn sheep</td>
<td>250.00</td>
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<tr>
<td>7</td>
<td>(u)</td>
<td>300.00</td>
</tr>
<tr>
<td>8</td>
<td>Desert bighorn sheep</td>
<td>250.00</td>
</tr>
<tr>
<td>9</td>
<td>(v) (I)</td>
<td>300.00</td>
</tr>
<tr>
<td>10</td>
<td>Resident low-income</td>
<td>Free</td>
</tr>
<tr>
<td></td>
<td>senior lifetime fishing</td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>(II)</td>
<td></td>
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<td></td>
<td>(Deleted by amendment, L. 97, p. 766, § 1, effective May 1, 1997.)</td>
<td></td>
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<tr>
<td>12</td>
<td>(w)</td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>Youth big game</td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>(deer, elk, pronghorn)</td>
<td>10.00 each</td>
</tr>
<tr>
<td>15</td>
<td></td>
<td>14.00 EACH</td>
</tr>
<tr>
<td>16</td>
<td>(x)</td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Youth small game hunting</td>
<td>1.00</td>
</tr>
<tr>
<td>18</td>
<td></td>
<td>1.25</td>
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<tr>
<td>19</td>
<td>(y)</td>
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</tr>
<tr>
<td>20</td>
<td>(z)</td>
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<tr>
<td>21</td>
<td>stamp, purchased in</td>
<td></td>
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<tr>
<td>22</td>
<td>conjunction with the</td>
<td></td>
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<tr>
<td>23</td>
<td></td>
<td>10.00</td>
</tr>
<tr>
<td>24</td>
<td>(aa) &quot;Lifetime&quot; Colorado</td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>&quot;Lifetime&quot; Colorado</td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>wildlife habitat stamp</td>
<td>300.00</td>
</tr>
</tbody>
</table>
(bb) Migratory Waterfowl Stamp

10.00  10.00

(1.5) (a) With respect to the licenses authorized under subsections (1.4)(d.5) and (1.4)(e) of this section, the commission may raise the fees by rule as necessary to maintain sufficient funding for Colorado to remain eligible for federal funding made available to the states through the "Federal Aid in Sport Fish Restoration Act", 16 U.S.C. secs. 777 to 777k, as amended.

(b) With respect to licenses authorized under subsection (1.4) of this section, the commission shall consider offering discounted licenses or license combinations for wildlife management or hunting and fishing recruitment purposes, including consideration of the creation of a resident low-income license.

(1.6) (a) By promulgation of appropriate rule, the commission may, from time to time, authorize the issuance of any of the licenses provided for in this section for a fee less than that specified in this section and may, by promulgation of appropriate rule, later raise such license fee up to an amount not to exceed the statutory limit, when, in the judgment of the commission, one of the following conditions applies:

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

(II) When the commission determines it is proper for management of the division or otherwise beneficial to the management of state wildlife resources. Licenses so discounted may be limited to...
certain geographic areas, by sex of the animal, or as otherwise deemed appropriate by the commission.

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

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

(b) The nonresident big-game fees for a fee or surcharge described in subsection (1.4) of this section shall annually be adjusted in accordance with changes articles 1 to 6 of this title 33, the commission may, by rule, adjust the fee or surcharge by an amount up to the total amount reflected by the annual percentage change in the United States Department of Labor's bureau of labor statistics consumer price index for the Denver-Boulder-Greeley consolidated metropolitan statistical area for all items and all urban consumers, and all goods or its successor index. Such the adjustment shall not be effective until the commission notifies the joint budget committee of such the adjustment.

(1.8) Any moneys realized as a result of the fee increases related to fishing specified in subsection (1.4) of this section shall be allocated
for use in the fisheries and hatcheries presently operated by the division.

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

**Fees**

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

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

(c) Field trial license ............................. 15.00 23.00

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

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

(f) Commercial wildlife park license, issued for the operation of privately owned wildlife parks and for related buying, selling, or trading of lawfully acquired wildlife or for charging customers to hunt on such a park ................................. 100.00 150.00

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

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

(i) Wildlife sanctuary license ................................. 100.00 150.00
(3) The fee for any license issued by the division for which a fee is not provided in subsection (1), (1.4), or (2) of this section shall not must not exceed forty one hundred dollars.

(8) In the event of the loss, theft, or destruction of a small game, fishing, furbearer, or combination small game and fishing license, the person to whom the license was issued may purchase a new license from any license agency or may obtain a duplicate license from the division upon payment of a fee, not to exceed five dollars, to be established by the commission by rule and regulation and completion of an affidavit as set forth below. In the event of the loss, theft, or destruction of any other wildlife license issued by the division, the person to whom the license was issued may receive a duplicate license from the division upon payment of a fee of up to fifty percent of the cost of the original license, not to exceed twenty-five dollars, as established by the commission by rule, and completion of an affidavit stating where and by whom said license was issued and the circumstances under which said license was lost, stolen, or destroyed. In the event the division determines that the original license has been lost or destroyed in the mail, the person to whom the license was issued may obtain a duplicate license from the division without charge by submitting to the division a signed affidavit stating that such license was never received.

(8.5) (a) Except for the annual Colorado wildlife habitat stamp, and the lifetime Colorado wildlife stamp, the migratory waterfowl stamp, and the youth small game hunting license, the commission shall, by rule, assess a surcharge of seventy-five in an amount not to exceed one dollar and fifty cents shall be assessed on each license listed in subsection (1.4) subSections (1) and (1.4) of this section that
is sold by the division or one of its license agents pursuant to section 33-4-101. Revenues derived from the assessment of such surcharge, together with any interest earned thereon, shall be deposited into the wildlife management public education fund created in section 33-1-112 (3.5)(a).

(11) With respect to licenses that are issued in limited numbers for the taking of game wildlife, the division is authorized to collect from each resident license applicant a nonrefundable processing fee not to exceed three dollars and from each nonresident license applicant a nonrefundable processing fee not to exceed twenty dollars, which fees the commission shall establish by rule.

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

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

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

(b) Notwithstanding the amount specified for the fee in paragraph (a) of this subsection (3), the commission by rule or as otherwise provided by law may reduce the amount of the fee if necessary pursuant to section 24-75-402 (3), C.R.S., to reduce the uncommitted reserves of the fund to which all or any portion of the fee is credited. After the uncommitted reserves of the fund are sufficiently reduced, the commission by rule or
as otherwise provided by law may increase the amount of the fee as provided in section 24-75-402 (4), C.R.S. The division may grant up to twenty-five percent of the funds derived from the sale of state migratory waterfowl stamps to appropriate nonprofit organizations for implementation of the North American waterfowl management plan. The nonprofit organizations shall use the funds for the development of waterfowl propagation areas within the dominion of Canada or the United States that specifically provide waterfowl for the central flyway, Pacific flyway, or both. A nonprofit organization granted money pursuant to this subsection (3)(b) shall not use the money for lobbying or any other political purpose.

(5) All money received pursuant to the issuance of the migratory waterfowl stamp shall be used for the sole benefit of migratory waterfowl habitats, habitat conservation and related capital improvements and shall be subject to an annual appropriation.

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

33-4-117. Youth and young adult licenses - terminally ill hunters - special restrictions and privileges - rules. (1) A person under the age of eighteen years of age may obtain a youth small game hunting license, issued pursuant to section 33-4-102 (1.4)(x), for a fee of one dollar upon showing a hunter education certificate as required by section 33-6-107 (8). The one-dollar fee for the license, as established in section 33-4-102 (1.4)(x), includes the search and rescue fund surcharge imposed under section 33-1-112.5 (2)(a).

(7) The commission may establish by rule a special
LICENSING PROGRAM FOR YOUNG ADULT HUNTERS AND ANGLERS. IF THE COMMISSION ESTABLISHES A SPECIAL LICENSING PROGRAM, THE COMMISSION SHALL DEFINE "YOUNG ADULT" BY RULE, BUT SHALL NOT DEFINE "YOUNG ADULT" IN A MANNER THAT INCLUDES ADULTS TWENTY-TWO YEARS OF AGE OR OLDER.

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

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

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

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

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

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

(C) A LIST OF NONPROFIT ORGANIZATIONS THAT, IN THE PREVIOUS
TWELVE MONTHS, RECEIVED GRANT MONEY FROM THE SALE OF STATE MIGRATORY WATERFOWL STAMPS FOR IMPLEMENTATION OF THE NORTH AMERICAN WATERFOWL MANAGEMENT PLAN PURSUANT TO SECTION 33-4-102.5 (3)(b) AND AN EXPLANATION OF EACH GRANT AWARD MADE.

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

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

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

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


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

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

(c) The maximum increase in fees that the Commission may approve by rule for park passes in any one year is as follows:

(I) For a daily park pass, one dollar; and

(II) For an annual park pass, including an Aspen Leaf Annual Pass and a Columbine Annual Pass, ten dollars.

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

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

(e) (I) Receive and expend:

(A) Grants, gifts, sponsorships, contributions, donations, and bequests, including federal moneys, made available for the purposes for which the commission is authorized; and

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

33-10-111.5. Parks and outdoor recreation emergency reserve cash fund - stores revolving fund - created. (4) There is hereby created a stores revolving fund, in the amount of two hundred thousand dollars, which amount shall be maintained to acquire stock for warehousing and distributing supplies for retail sales to visitors. The moneys in such the fund shall under no circumstances be used for the payment of operating expenses but shall be maintained intact as a revolving fund.
of two hundred thousand dollars, composed of the following assets: Cash, accounts receivable, and inventory supplies is continuously appropriated to the division for the purchase of stock for retail sales to visitors. The purpose of the fund is to provide better budgetary control. Nothing contained in this subsection (4) shall authorize the division to make any purchases or acquisitions in any manner except as provided by law. Any surplus in the revolving fund in excess of two hundred thousand dollars shall revert for stock purchases reverts to the parks and outdoor recreation cash fund at the close of each fiscal year.

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

33-12-101. Passes and registrations - rules - definition. (3) In the event of loss or destruction of a pass or registration, the person to whom the document was issued, upon payment of a fee of up to fifty percent of the cost of the original document, but not to exceed five dollars as established by the commission by rule, may obtain a replacement pass or registration by signing an affidavit stating where and by whom said document was issued and the circumstances under which the document was lost or destroyed. If the division determines that a pass or registration has been lost or destroyed in the mail, the person to whom the document was issued may obtain a replacement pass or registration without charge by signing an affidavit stating that such document was never received. The division shall supply agents selling such documents with affidavit forms for obtaining a replacement pass or registration.

SECTION 15. In Colorado Revised Statutes, 33-12-103, amend
(3) as follows:

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

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

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

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

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

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

SECTION 18. Act subject to petition - effective date. This act
takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.