

An Act

SENATE BILL 18-143

BY SENATOR(S) Fenberg and Coram, Aguilar, Court, Guzman, Jahn, Jones, Kerr, Merrifield, Todd;
also REPRESENTATIVE(S) Arndt and Wilson, Becker K., Bridges, Coleman, Esgar, Exum, Gray, Hamner, Hansen, Herod, Hooton, Jackson, Kennedy, Kraft-Tharp, Lee, Lontine, McKean, McLachlan, Melton, Michaelson Jenet, Pettersen, Roberts, Rosenthal, Valdez, Young, Duran.

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

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

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;

Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(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 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~~ MONEY, 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~~ A 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~~ MONEY in ~~such~~ THE fund ~~shall consist~~ CONSISTS 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: ~~therefor~~:

Fees	
Resident	Nonresident

(a) to (p) Repealed.

(q) Bonus trout stamps	\$11.00	\$11.00
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(r) to (u) Repealed.

(v) 3-year possession/hunting raptor license	\$100.00 \$150.00	Not available
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(w) Annual possession/hunting raptor license	Not available	\$55.00 \$80.00
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(x) Repealed.

(y) Peregrine falcon capture license	\$200.00 \$300.00	Not available
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(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: ~~therefor, except as otherwise provided pursuant to subsection (1.6) of this section:~~

	Fees	
	Resident	Nonresident
(a) Extra rod stamp	\$ 5.00 \$ 9.00	\$ 5.00 \$ 9.00
(b) Fishing - 1 day	8.00 12.00	8.00 15.00
(c) Fishing - 5 days	Not available	20.00 30.00
(d) Fishing - annual	25.00	55.00

	<i>33.00</i>	<i>95.00</i>
(d.5) YOUTH, AGES SIXTEEN AND SEVENTEEN, FISHING - ANNUAL	<i>8.00</i>	NOT AVAILABLE
(e) Senior, AGES SIXTY-FIVE AND OLDER, annual fishing	Free <i>8.00</i>	Not available
(f) Small game hunting	20.00 <i>28.00</i>	55.00 <i>80.00</i>
(g) Small game - 1 day	10.00 <i>12.00</i>	10.00 <i>15.00</i>
(h) Furbearer license	25.00 <i>28.00</i>	200.00 <i>250.00</i>
(i) (Deleted by amendment, L. 94, p. 1220, § 3, effective May 22, 1994.)		
(j) Turkey, fall	15.00 <i>23.00</i>	100.00 <i>150.00</i>
(j.3) Turkey, spring	20.00 <i>28.00</i>	100.00 <i>150.00</i>
(j.6) Turkey (youth)	10.00 <i>14.00</i>	75.00 <i>100.00</i>
(k) Combination fishing and small game hunting	40.00 <i>48.00</i>	Not available
(l) Pronghorn	30.00 <i>38.00</i>	270.00 <i>395.00</i>
(m) Bear, fall	40.00 <i>48.00</i>	450.00 <i>660.00</i>

(n) Repealed.		
(o) Deer	30.00 38.00	270.00 395.00
(p) Elk	45.00 53.00	450.00 660.00
(q) Mountain goat	250.00 300.00	1,500.00 2,210.00
(r) Moose	250.00 300.00	1,500.00 2,210.00
(s) Mountain lion	40.00 48.00	450.00 660.00
(t) Rocky mountain bighorn sheep	250.00 300.00	1,500.00 2,210.00
(u) Desert bighorn sheep	250.00 300.00	1,000.00 2,210.00
(v) (I) Resident low-income senior lifetime fishing	Free 8.00	Not available
(II) (Deleted by amendment, L. 97, p. 766, § 1, effective May 1, 1997.)		
(w) Youth big game (deer, elk, pronghorn)	10.00 each 14.00 EACH	100.00 each
(x) Youth small game hunting	1.00 1.25	1.00 1.25
(y) Repealed.		

(z) Colorado wildlife habitat stamp, purchased in conjunction with the purchase of a hunting or fishing license	10.00	10.00
(aa) "Lifetime" Colorado wildlife habitat stamp	300.00	300.00
(bb) MIGRATORY WATERFOWL STAMP	<i>10.00</i>	<i>10.00</i>

(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~~ REDUCE a fee ~~less than that~~ specified in this section and may, by promulgation of appropriate rule, later raise ~~such~~ THE 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~~ IF 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~~ IF 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~~ IF 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 IS 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~~ MAY issue the following special licenses and shall collect the following fees: ~~therefor~~:

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~~ AT THE 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~~ THE license was issued and the circumstances under which ~~said~~ THE 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~~ THE 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~~ THE surcharge, together with any interest earned ~~thereon~~ ON THE REVENUES, shall be deposited ~~in~~ INTO the wildlife management public education fund created in section 33-1-112 (3.5)(a).

(11) With respect to licenses ~~which~~ THAT are issued in limited numbers for the taking of game wildlife, the division ~~is authorized to~~ MAY collect from each RESIDENT license applicant a nonrefundable processing fee not to exceed ~~three~~ TEN 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~~ IS 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 moneys~~ 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~~ IS 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 ~~which~~ 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~~ HAS 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:

33-9-102. Powers and duties of commission - rules. (4) (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~~ MONEY, 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 FUND shall be maintained to acquire stock for warehousing and distributing supplies for retail sales to visitors. The ~~moneys~~ MONEY 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. ~~and~~ Nothing contained in this subsection (4) ~~shall authorize~~ AUTHORIZES 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~~ THE AMOUNT NEEDED 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 THE 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 THE 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 OR 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.



Kevin J. Grantham
PRESIDENT OF
THE SENATE



Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

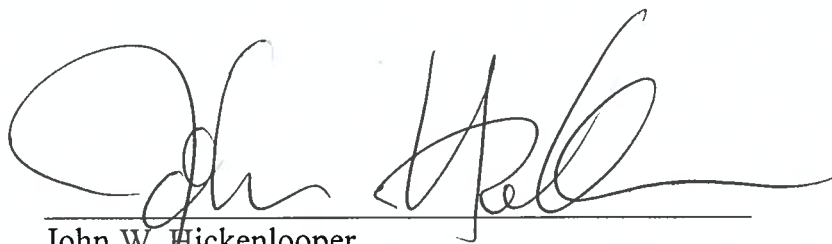


Effie Ameen
SECRETARY OF
THE SENATE



Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED 12:19 PM May 4, 2018



John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO