



**AGENDA**  
**PARKS AND WILDLIFE COMMISSION MEETING**  
**January 9th-10th, 2019**

Hunter's Education Building  
 6060 Broadway  
 Denver, CO 80216  
 Phone: 303.291.7419

**Wednesday: January 9th**

<u>#</u>	<u>Time</u>		<u>AGENDA ITEM</u>
	8:00		Commissioners Breakfast Bighorn Conference Room, CPW
	8:00		Finance Sub-Committee Meeting Bighorn Conference Room, CPW
1	9:00	(I)	Pledge of Allegiance
2	9:05	(A) John Howard, Chairman	Approve Minutes of the November 15-16, 2018 Parks and Wildlife Commission Meeting
3	9:10	(I) John Howard, Chairman	Corrections to Agenda Corrections/Removal of Consent Agenda Topics
4	9:15	(I) John Howard, Chairman	Commissioner's Questions and Comments
5	9:30	(I) TBD, DNR Executive Director	Department of Natural Resources Update
6	9:40	(I) Kate Greenberg Dept. of Ag. Commissioner	Department of Agriculture Update
7	9:50	(I) Bob Broscheid, CPW Director	Director's Comments
8	10:10	(I) Justin Rutter, AD for Financial Services	Financial Update
	10:30		Break

## Final Regulations

9 10:45 (A) Danielle Isenhart,  
Regulations Manager

### **Chapter W-0 - "General Provisions" 2 CCR 406-0 (Step 2 of 2)**

Open for annual review of the entire chapter including, but not limited to:

- Adjusting the boundaries of Game Management Units (GMU) 56, 57, 58, 581, 69, 691, and 86 to focus on the Arkansas River as a boundary rather than U.S. Hwy 50.
- Adjusting the boundaries of GMUs 3 and 301 by removing Moffat County Road 158 from the boundary unit descriptions.
- Adjusting the boundaries of GMU RBS-05 in accordance with the Herd Management Plan.

10 10:50 (A) Danielle Isenhart,  
Regulations Manager  
Andy Holland,  
Big Game Mgr  
Mark Vieira,  
Carnivore and Furbearer Mgr

### **Chapter W-2- "Big Game" 2 CCR 406-2 (Step 2 of 2)**

Open for annual review of the entire chapter including, but not limited to:

- Annual changes to season dates, limited license areas, quotas and manner of take provisions for bighorn sheep and mountain goat.
- Annual changes to season dates, limited license areas, harvest limits and manner of take provisions for mountain lion.
- Changing the big game leftover draw to a big game secondary draw for the 2020 season by removing application restrictions and including bear and pronghorn to the existing species list one could apply for. (Pg. 21-22)
- Modifying big game application deadlines to 8:00 pm instead of midnight. (Pg. 12)
- Adding an opt-out option for the preference point fee for unsuccessful moose, Rocky Mountain bighorn sheep, and mountain goat applicants, allowing unsuccessful applicants to choose whether they want to pay to receive a preference point/weighted preference point per application. (Pg. 19-20)
- Adding a second Rocky Mountain bighorn sheep hunting season to S42 (Waterton Canyon Herd). (Pg. 39)
- Making all bear licenses in Data Analysis Units B2, B5, B10, B14, B15, B18 and B19 List B, and all private-land-only bear licenses in B1, B2, B4, B5, B10, B11, B14, B17, B18 and B19 List C starting in 2019. (Pg. 8-9)
- Separating GMU 9 antlered rifle deer hunts from GMUs 19 and 191, making one long extended season. (Pg. 82-83)
- Creating a special GMU 581 and GMU 69 antlerless deer hunt code around the city of Canon City to alleviate urban deer issues. (Pg. 91)

\* Continued on following page

- Creating a late antlerless rifle deer season in DAU D-4 (GMUs 7, 8, 9, 19, 191). (Pg. 90)
- Eliminating late antlerless elk seasons in GMUs 68, 681, 79, 80, and 81. (Pg. 179)
- Including a portion of GMU 79 in the San Luis Valley damage elk hunt season. (Pg. 136, 174, 177)
- Including private lands in GMU 82 in the San Luis Valley damage elk hunt season, including an early bull season and an extended bull and cow season. (Pg. 136, 174, 167)
- Removing private land only designations from limited elk licenses in GMU 83. (Pg. 137, 167)
- Changing first season (excluding private land only) and fourth season either sex elk licenses in DAU E-16 to antlered and antlerless limited licenses, and limiting over-the-counter archery in DAU E-16 to antlered only. (Pg. 111, 112, 129)
- Designating late season antlerless elk licenses, and all general rifle antlerless elk licenses in GMU 38 as List B. (Pg. 7)
- Changing all antlerless licenses (except private-land only licenses) in elk DAUs E-12 and E-16 to List A licenses. (Pg.7)
- Converting GMU 55 & 551 fourth season either-sex rifle elk license hunt codes (EE05504R and EE55104R) to antlered only hunt codes. (Pg. 131, 141)
- Deleting the late season public land antlerless hunt code in GMU 61 (EF061L1R) and the late season private land hunt code in GMU 62 (EF062P5R). (Pg. 160, 179)
- Splitting GMU 53 and GMU 63 combined first season hunt codes (EF053O1R and EM053O1R) into separate applicable hunt codes. (Pg. 131, 133)
- Eliminating either-sex private land only elk tags in GMU 54 (EE054P1R and EE054P4R). (Pg. 157)
- Deleting the late season public land antlerless hunt code in GMU 70 (EF070L1R). (Pg. 179)
- Removing GMU 13-specific antlerless elk hunt codes in the second, third and fourth seasons and adding GMU 13 to hunt codes EF012O2R, EF012O3R and EF011O4R. (Pg. 123, 124)
- Closing the early antlerless cow elk season in GMU 45. (Pg. 117)
- Creating a separate hunt code, EF025O1R, for GMUs 25, 26 and 34 for the first rifle antlerless season. (Pg. 126)
- Expanding the private land only elk harvest opportunity in DAU E-8 and E-13 to include E-7 for the September 1-January 31 private land only season. (Pg. 150)
- Expanding the GMU 551 pronghorn archery hunt code to include GMU 55. ((Pg. 182)
- Designating new hunt codes for GMU 142 and removing the GMU from hunt codes AM12801M and AF12801M. (Pg. 186)
- Adding GMU 12 to hunt codes AM023P5R and AF023P5R. (Pg. 192)
- Adding late season private land only hunt codes to portions of DAU PH13. (Pg. 194)
- Reopening pronghorn buck hunting in GMU 10. (Pg. 187)

11 11:40 (A) Danielle Isenhart, Regulations Manager Chapter W-15 - "License Agents" 2 CCR 406-15, and Chapter P-7 ("Passes, Permits and Registrations" - 2 CCR 405-7) necessary to accommodate changes to or ensure consistency with Chapter W-15. (Step 1 of 1)  
Open for administrative changes to insert vendor commission rates for park products into the commission rate tables.

12 11:45 (I) Mark Leslie, NE Regional Manager Awards and Recognition  
Reid DeWalt, Assistant Director, Wildlife Natural Resources Order of Conservation award  
Jim Couch, Chairman of the Board, Ducks Unlimited, Canada

12:25 Recess for Lunch

Draft Regulations

13 1:30 (I) Danielle Isenhart, Regulations Manager Chapter W-11 - "Wildlife Parks and Unregulated Wildlife" 2 CCR 406-11 (Step 1 of 2)  
Open for consideration of draft regulations concerning a potential wildlife education license with associated restrictions, as originally requested through a Citizen Petition for Rulemaking.

Issue Identification

14 1:45 (I) Danielle Isenhart, Regulations Manager Chapter W-5 - "Small Game - Migratory Game Birds" 2 CCR 406-5. (Step 1 of 2)  
Open for consideration of annual changes to waterfowl and migratory bird hunting seasons and related provisions, including season dates, bag and possession limits and manner of take provisions. Specific considerations include, but are not limited to, the following:

- Whether or not to end the duck hunting seasons on January 31 annually in the Central Flyway and the Pacific Flyway Western Zone or continue to end the seasons on the last Sunday in January.
- Dividing the South Park/San Luis Valley goose zone in the Central Flyway portion of Colorado into separate South Park and San Luis Valley zones with different season dates.
- Managing Boyd Lake State Park waterfowl hunting on a first come, first served basis through the Hunting Reservation System.

15	1:55	(I) Danielle Isenhardt, Regulations Manager	<p><b>Chapter W-9 - "Wildlife Properties" 2 CCR 406-9. (Step 1 of 2)</b></p> <p>Open for annual review of the entire chapter including, but not limited to, generally applicable and property-specific requirements for, or restrictions on use of, wildlife properties controlled by the Division, including State Trust Lands leased by the Division. Specific considerations include, but are not limited to, the following:</p> <ul style="list-style-type: none"> <li>• Allowing hunting reservations to be made online on a first come, first serve basis through the new Hunting Reservation System starting in the fall of 2019.</li> <li>• Adding or removing site-specific regulations for outdated or missing State Wildlife Areas in the Gunnison Basin.</li> <li>• Standardizing closure dates for State Wildlife Areas throughout the Gunnison Basin based on type of species protection.</li> <li>• Standardizing public access dates for leased State Trust Lands within the Gunnison Basin.</li> <li>• Removing duplicative property specific regulations, already covered by general SWA provisions.</li> <li>• Creating regulations for the Hayden Shooting Range to increase public safety and reduce fire danger.</li> </ul>
16	2:05	(A) Jeff Ver Steeg, Assistant Director, Research Policy & Planning	Species Conservation Trust Fund
17	2:15	(A) Brian Dreher, SE Senior Terrestrial Biologist	RBS-05: Draft Buffalo Peaks/Mount Silverheels/Tenmile Bighorn Sheep HMP (Step 2 of 2)
18	2:30	(I) Brent Frankland Terrestrial Biologist	D-26 Herd Management Plan - Saguache Deer Herd (step 1 of 2)
19	2:40	(I) Brent Frankland Terrestrial Biologist	E-26 Herd Management Plan - Saguache Elk Herd (Step 1 of 2)
20	2:50	(I) Shannon Schaller, Terrestrial Biologist	E-18 Kenosha Pass Elk Herd Management Plan (Step 1 of 2)
21	3:00	(I) Bryan Posthumus, NE Region Hunting and Angling Outreach Coordinator	Novice Hunter Program 5-year Pilot Summary
	3:15		<b>Break</b>

22	3:30	(I)	JT Romatzke, Northwest Regional Mgr	Cameo - Financial Prospectus
23	3:45	(I/A)	Emily Orbanek Parks & Wildlife Program Mgr, GOCO	GOCO 101
24	4:00	(I/A)	Katie Lanter, Policy and Planning Supervisor	Policies: Sponsorship & Commission Operations
	4:15			Recess
	6:30			Commission Dinner

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### Thursday: January 10<sup>th</sup>

7:30 Commissioners Breakfast  
Bighorn Conference Room - CPW

<u>#</u>	<u>Time</u>			<u>AGENDA ITEM</u>
25	8:30	(I)	Mike Quartuch, Human Dimensions Specialist / Researcher	Hunter Perspectives about CWD and management: Preliminary Survey Results
26	8:50	(A)	Matt Eckert, Terrestrial Programs Supervisor	Chronic Wasting Disease Response Plan (Step 2 of 2)
27	9:20	(I)	Andy Neinas, Chairman of the Wildlife Council	Wildlife Council 2019 Overview
28	9:35	(I)	Brian Dreher, SE Senior Terrestrial Biologist	L-19 Mountain Lion Plan for DAU L-19 (step 2 of 2)
29	9:50	(I)	Dean Riggs Deputy Regional Mgr NW David Singer Environmental Section Mgr, CDOT	Colorado Wildlife & Transportation Alliance - Update

10:25

Break

30 10:40

Public Comments, Input and Presentations

31 11:00 (A) John Howard,  
Chairman

Consent Agenda

32 11:05 (I/A) Jake Matter,  
Assistant Attorney  
General

Legal Report

- Executive Session as authorized by the Open Meetings Law, § 24-6-402(3)(a)(II), CRS, to (1) receive legal advice on the meanings of “take” and “possession” as used in § 33-1-102 (34) & (43), CRS, (2) to discuss the specific claims and defenses at issue in *Colorado Parks and Wildlife vs. Five Star Feedlot, Inc.*, 2016CV30022 (Yuma County), 2018CA1131 (Colo. App.), and (3) to receive legal advice and a status update on the cases captioned *In the Matter of the Estate of Lester Dan Lacy, III*, (El Paso County Dist. Ct. 2018PR30665) and *In the Matter of the Estate of Lester Dan Lacy, III*, (Okla. County Dist. Ct. PB-2018-731).

11:30

Adjourn

“Except the time indicated for when the meeting is scheduled to begin, the times indicated on the Commission agenda for each agenda item are approximate and subject to change. Generally, upon completion of each agenda item, the Commission will immediately move to the next agenda item. However, the order of the agenda items is tentative and, when necessary to accommodate the public and Commission’s schedules, the order of the agenda items is also subject to change.”

“Members of the public wishing to provide comment to the Parks and Wildlife Commission on any topic not otherwise on the agenda can do so during the “Public Presentations” agenda item. However, comments are limited to no more than 3 minutes of time in which to address the Commission and all persons must submit a “Request to Speak before the Parks and Wildlife Commission” (blue) slip indicating the topic for comment prior to the start of the “Public Presentations” agenda item.

Persons wishing to provide a presentation to the Parks and Wildlife Commission that exceeds 3 minutes in length or requires the use or provision of specialized equipment (slide show, power point, video, etc.) must submit a written request to the Chairman of the Commission at least thirty days in advance of the Commission meeting setting forth the subject matter of the presentation, the time requested and the equipment needed for the presentation. The granting of such requests is up to the discretion of the Chairman of the Commission.

In all cases, the Parks and Wildlife Commission appreciates and encourages the provision of written materials on the subject matter of the comment or presentation prior to the meeting in question.”

*NOTE: All programs, services and activities of Colorado Parks and Wildlife are operated in compliance with the Americans with Disabilities Act. If you need an accommodation as a result of a disability, please submit your request to Tracy Gripp, Colorado Parks and Wildlife, 6060 Broadway, Denver, CO 80216 or 303-291-7485 or [tracy.gripp@state.co.us](mailto:tracy.gripp@state.co.us). To assure that Colorado Parks and Wildlife can meet your needs, please notify Tracy Gripp of your request at least seven working days prior to the scheduled event.*

31 (A) Consent Agenda

Proposed Parks and Wildlife Commission Consent Agenda  
January 9-10, 2019

In order to increase the Parks and Wildlife Commission’s efficiency and allow more time for consideration of wildlife policy and contested issues, the listed items are noticed for action by the Commission as part of the January, 2019 “Consent Agenda.”

*Note: The process for placing matters on the Consent Agenda is as follows:*

*The Director identifies matters where the recommended action follows established policy or precedent, there has been agreement reached or the matter is expected to be uncontested and non-controversial. Staff will provide written memos to the Parks and Wildlife Commission members explaining the matters on the Consent Agenda. Copies of the memos will be available to the public.*

*Matters on the Consent Agenda are noticed for hearing at the same time and in the same manner as other agenda items. If a member of the Commission requests further consideration of an item on the consent agenda, that item will be withdrawn from the Consent Agenda and discussed and acted upon as determined by the Commission. The Consent Agenda may be voted on without the necessity of reading individual items. Any Commission member may request clarification from the Director for any matter on the Consent Agenda.*

Issues Identification

31.1 (A) Chapter W-9 - “Wildlife Properties” 2 CCR 406-9

Open for annual review of the entire chapter including, but not limited to the following:

- Requiring a reservation for turkey, small game and waterfowl hunting on Centennial Valley State Wildlife Area.
- Updating property use regulations on Webster State Wildlife Area, by reopening the property seasonally to hunting turkey, small game and waterfowl on Wednesdays, Saturdays, Sundays and legal holidays. Also prohibiting the use of center fire rifles and muzzleloaders on the property.
- Updating property use regulations on Brower State Wildlife Area to close the property seasonally and to allow access to the property to only those individuals who are hunting with a valid hunting license.
- Modifying Mitani-Tokuyasu State Wildlife Area closure and parking regulations.
- Updating the boat ramp closure regulations and hand-launched vessel restrictions for Jumbo Reservoir.
- Changing the opening date for the Bosque Del Oso State Wildlife Area from April 1 to May 1.

Game Damage Claims

31.2 (A) Denial

	Polly Hill /		
18-Y19-10	Lazy 3X Sheet	\$4,287.64	Sheep by Bear
DWM Crane / AWM Del Piccolo / RM Dorsey			

Game Damage Claims over \$20K

31.3 (A) Approval

	Rex Tuttle/		
06-Y19-01	Tuttle Livestock	\$24,212.49	Sheep by Bear
DWM Jones, Martinez, Pollock/ AWM de Vergie / RM Romatzke			

Real Estate

31.4 (A) Project # Project Name

- |    |        |    |  |
|----|--------|----|--|
| a. | 17-073 | NW | Piceance SWA - Lopez - New Lease               |
| b. | 18-022 | SE | Monument Lake SWA - New Lease                  |
| c. | 18-045 | NE | Wray SFU - Grazing Lease                       |
| d. | 18-046 | NE | Contract - CPW - SLB - Storage Lease Agreement |



### License Suspension Appeals

\* A "yes" vote will result in the original suspension handed out by the Hearings Office being upheld.

31.5	(A)	<u>Name</u> Pfeifer, Michael	<u>Case #</u> DEN 8201	<u>Suspension</u> 2-Year Suspension
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### Habitat Partnership Program Committee Nominations

31.6	(A)	<u>Name</u>	<u>Representing</u>	<u>Committee Name</u>	<u>Background</u>	<u>Starting Date</u>
	a.	Clayt Cooper	Livestock Growers	Republican Rivers	Replaces Kenny Rogers	Upon Appointment
	b.	Jesse Montoya	Livestock Growers	San Juan Basic	Replaces Sandy Young	Upon Appointment
	c.	Tyrel Woodward	Sportsman	Arkansas River	Replaces Ted Grover	Upon Appointment
	d.	Toni Toelle	BLM	Northwest Colorado	Replaces Mark Lowery	Upon Appointment

### Herd Management Plans

31.7	(A)	PH-13 Tobe Pronghorn Herd Management Plan (Step 2 of 2)
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End of Consent Agenda