



COLORADO

Parks and Wildlife

Department of Natural Resources

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TO: Agency Staff, Parks and Wildlife Commissioners, and Members of the Public
FROM: Krista Heiner, Regulations Manager
RE: November 2019 Parks and Wildlife Commission Meeting Regulations Summary
DATE: November 19, 2019

At the November 14-15, 2019 meeting, the Parks and Wildlife Commission heard proposed changes to regulations as follows:

FINAL REGULATIONS (PARKS and WILDLIFE):

Agenda Item 9 - Chapter P-7 - "Passes, Permits, and Registrations" - 2 CCR 405-7

The Commission approved proposed regulations including, but not limited to, the following:

- Setting the platform for the future issuance of electronic parks passes, including adding a definition of a "parks pass" to regulation.
- Creating a transferable annual parks pass.

Agenda Item 10 - Chapter W-0 - "General Provisions" 2 CCR 406-0, and those related provisions of Chapter W-2 ("Big Game" 2 CCR 406-2), Chapter W-3 ("Furbearers and Small Game, Except Migratory Birds" 2 CCR 406-3), Chapter W-15 ("Division 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-0

The Commission finalized regulations adjusting license fees and license agent commission rates according to adjustments to the Denver-Aurora-Lakewood Consumer Price Index.

Agenda Item 11 - Chapter W-0 - "General Provisions" - 2 CCR 406-0

The Commission approved proposed regulations including, but not limited to, the following:

- Updating the annual license year regulation to address dual license year concerns.

Agenda Item 12 - Chapter W-1- "Fishing" - 2 CCR 406-1

The Commission finalized regulations in its two-step annual review of the entire chapter including, but not limited to, consideration of regulations regarding season dates, bag and possession limits, licensing requirements, manner of take provisions and special conditions or restrictions applicable to waters of the state. Specific considerations include, but are not limited to, the following:

- Extending the spring fishing closure to March 15 through May 31 on Canyon Creek, Grizzly Creek, No Name Creek, Fourmile Creek, and Threemile Creek and their confluence with middle Colorado River and lower Roaring Fork River.
- Implementing a new spring and fall spawning closure on Elk Creek and its confluence with the Colorado River from March 15 through May 15 and from October 1 through November 30.



- Implementing artificial flies and lures only and catch and release regulations on a 2.1-mile stretch of the Uncompahgre River within the City of Montrose.
- Establishing a catch and release regulation for all bass and a bag and possession of one channel catfish on Valco Ponds #4-7.

Agenda Item 13 - Chapter W-3 - "Furbearers and Small Game, except Migratory Birds" - 2 CCR 406-3

The Commission finalized regulations in its two-step annual review of regulations regarding turkey hunting, including but not limited to, license areas and limited license numbers, season dates, and manner of take provisions for the 2020 turkey hunting seasons. Specific considerations include, but are not limited to, the following:

- Extending the spring turkey season through May 31 annually.
- Converting spring turkey hunting licenses for GMU 30 from limited to unlimited.
- Creating a new, private land only, limited spring turkey hunt code for GMU 23.

Agenda Item 14 - Chapter W-9 - "Wildlife Properties" - 2 CCR 406-9

The Commission approved proposed regulations including, but not limited to, the following:

- Establishing property-specific regulations and reservation requirements for Flanders Ranch State Wildlife Area.
- Adding Brett Gray Ranch, Queens and Pawnee Valley to the general State Trust Lands provisions index table.
- Revising current regulations to conform to state and federal disability law.

Agenda Item 15 - Chapter W-17 - "Damage Caused by Wildlife" 2 CCR 406-17 and those related provisions of Chapter W-0 ("General Provisions" 2 CCR 406-0) and Chapter W-3 ("Furbearers and Small Game, except Migratory Birds" 2 CCR 406-3) necessary to accommodate changes to or ensure consistency with Chapter W-17

The Commission approved proposed regulations including, but not limited to, the following:

- Establishing dispatch rules for live-trapped wildlife.
- Revising trapping regulations to maintain consistency with Colorado Department of Agriculture rules.
- Revising dog hazing of geese regulations to allow year round hazing as long as no geese are killed or injured in the process.

CITIZEN PETITION (WILDLIFE):

Agenda Item 18 - Chapter W-2 - "Big Game" - 2 CCR 406-2

The Commission advanced a Citizen Petition for Rulemaking related to big game, as follows:

- A Citizen Petition for Rulemaking requesting that the Commission make Game Management Unit (GMU) 83 limited for elk hunting during the second and third regular rifle seasons.

The Commission decided to advance this citizen petition, but amended regulations related to limited elk hunting in GMU 83 will be implemented through a staff issue paper, which was submitted separately (see Agenda Item 19).

ISSUE IDENTIFICATION (PARKS and WILDLIFE):

Agenda Item 19 - Chapter W-2 - "Big Game" - 2 CCR 406-2

The Commission heard and forwarded-on proposed regulations in its annual review of the entire chapter including, but not limited to, the following:

- Limiting second and third rifle elk seasons in GMU 83.
- Expanding the Rabbit Mountain antlerless elk hunt code boundary.
- Converting certain antlered elk hunt codes in E-2 to either-sex elk hunt codes, and creating a separate hunt code for GMU 214.
- Adding GMU 591 to the list of elk antler point restricted units.
- Separating GMUs 59 and 581 for private-land-only antlerless elk hunt codes and eliminating unnecessary hunt codes for E-23.
- Adding archery, muzzleloader and rifle antlerless moose hunt codes east of the Peak-to-Peak Highway in GMU 38.
- Separating GMU 361 from GMU 36 for antlered moose hunt codes and creating antlerless moose hunt codes for both units.
- Converting the antlered moose license in GMU 65 to an either-sex license.
- Adding a ram bighorn sheep archery season to S-66.
- Eliminating the ewe bighorn sheep season in S-35.
- Creating two ram bighorn sheep rifle seasons in S-15 and changing the dates of the ewe bighorn sheep season in S-15 accordingly.
- Adding a second archery season for bighorn sheep in S-69.
- Adding a rifle hunt code for ram bighorn sheep in S-70 and removing S-70 from the current archery hunt code.
- Creating nanny-only mountain goat licenses for all rifle seasons in G-10.
- Combining the four individual nanny-only mountain goat rifle seasons in G-15 into one nanny-only season concurrent with the four either-sex mountain goat rifle seasons in G-15.
- Opening GMU 471 to mountain lion hunting, combining GMU 45 and 44 into one hunt code, and combining GMUs 47, 43 and 471 into one hunt code.
- Splitting GMU 76 from GMUs 79 and 791 to create two separate mountain lion hunt codes.
- Creating list B, private-land-only, mule-deer-only, antlered rifle licenses for a subunit of GMU 951.
- Adding private-land-only, either-sex deer hunt codes for GMUs 62, 64, 65 and 411.
- Adding second and third season rifle antlerless deer hunt codes in GMUs 55, 66, 67 and 551.

The Commission directed staff to implement both the proposed list B, private-land-only, mule-deer-only antlered rifle license program in a subunit of GMU 951, and the proposed private-land-only, either-sex deer hunt codes for GMUs 62, 64, 65 and 411, as one-year pilot programs.

Agenda Item 20 - Chapter W-2 - "Big Game" - 2 CCR 406-2

The Commission discussed proposed regulations limiting archery elk licenses in E-16, E-24, E-30, and E-31, and associated 2020-2024 Big Game Season Structure (BGSS) changes.

The Commission voted to approve an amendment to the 2020-2024 archery elk season structure. The amended 2020-2024 archery elk season structure now reads:

"Unlimited either-sex, antlered, and antlerless archery elk licenses are available in certain units. Either-sex and sex-specified archery elk licenses can be limited geographically to meet biological or social management objectives. Over-the-Counter (OTC) List B archery elk antlerless licenses are only valid in units that also have List B rifle elk antlerless licenses."

The Commission also approved an administrative clean-up related to season dates for the plains muzzleloader deer season. The amended plains muzzleloader deer season dates now include:

- 2020 - 10/10 - 10/18
- 2021 - 10/09 - 10/17
- 2022 - 10/08 - 10/16
- 2023 - 10/14 - 10/22
- 2024 - 10/12 - 10/20

Regarding archery elk licenses in E-16, E-24, E-30, and E-31, the Commission instructed staff to draft final regulatory language pursuant to the staff-proposed alternative one, which would create limited sex-specific (limited bull/limited cow) licenses for archery elk hunting in those units.

Agenda Item 21 - Chapter P-7 - "Passes, Permits and Registrations" - 2 CCR 405-7

The Commission heard and forwarded-on proposed regulations in its annual review of the entire chapter including, but not limited to, the following:

- Increasing fees for daily vehicle park passes by \$1.

CITIZEN PETITIONS (WILDLIFE):

Agenda Item 26 - Chapter W-0 - "General Provisions" - 2 CCR 406-0 and those related provisions of Chapter W-3 ("Furbearers and Small Game, except Migratory Birds" 2 CCR 406-3) necessary to accommodate changes to, or ensure consistency with, Chapter W-0

The Commission advanced a Citizen Petition for Rulemaking related to a new discounted license combination, as follows:

- A Citizen Petition for Rulemaking requesting that the Commission create a reduced price senior small game and fishing combination license.

The Commission instructed staff to develop additional pricing scenarios for the senior small game and fishing combination license and analyze their financial impact.

Agenda Item 27 - Chapter W-2 - "Big Game" - 2 CCR 406-2

The Commission denied separate Citizen Petitions for Rulemaking related to big game, as follows:

- Two separate Citizen Petitions for Rulemaking requesting that the Commission allow the use of stone broadheads/projectiles for archery hunting.
- A Citizen Petition for Rulemaking requesting that the Commission allow the use of an atlatl for big game hunting during archery and other big game seasons.

The Commission requested that staff evaluate the ability of indigenous communities to hunt with traditional methods under current regulations, and report to the Commission.

Agenda Item 28 - Chapter W-2 - "Big Game" - 2 CCR 406-2 and those related provisions of Chapter W-16 ("Parks and Wildlife Procedural Rules" - 2 CCR 406-16) necessary to accommodate changes to, or ensure consistency with, Chapter W-2

The Commission advanced a Citizen Petition for Rulemaking related to reissuing licenses, as follows:

- A Citizen Petition for Rulemaking requesting that the Commission allow the sale of all returned big game licenses at all licensing vendors and online, even after a season has started.

The Commission instructed staff to work with the petitioner to undertake a more comprehensive review of the reissue process in the next year.

CONSENT AGENDA (WILDLIFE):

Chapter W-0 - "General Provisions" - 2 CCR 406-0 and those related provisions of Chapter W-5 ("Small Game - Migratory Birds" 2 CCR 406-5) and Chapter W-2 ("Big Game" 2 CCR 406-2) necessary to accommodate changes to or ensure consistency with Chapter W-0

The Commission forwarded-on proposed regulations in its annual review of the entire chapter including, but not limited to, the following:

- Adding the letter X to the list of hunt code manners of take to denote season choice licenses.
- Authorizing the use of a TAN number as valid documentation of Colorado Waterfowl and Federal Duck Stamp purchase for up to 14 days from date of purchase.
- Updating the counties listed for the boundary description of GMUs 20 and 521.
- Modifying the GMU boundaries for S-11, S-13, S-17 and S-26 to follow roads and trails rather than river drainages.
- Combining mountain goat units G-3 and G-13 into a single GMU that matches the current boundary for sheep unit S-11 and updating the related hunt codes.

Chapter W-2 - "Big Game" 2 CCR 406-2

The Commission forwarded-on proposed regulations in its annual review of the entire chapter including, but not limited to, the following:

- Designating all general bear licenses in B-6 as list B, and all private-land-only bear licenses as list C.
- Amending the boundary description for the private-land-only deer hunt codes in GMU 38.
- Converting archery deer licenses in D-15 from either-sex to antlered.
- Increasing the late antlerless elk hunt season length in the Jefferson County portion of GMU 38 from December 1st to January 31st to September 1st to January 31st.
- Extending the closing date for the private-land-only antlerless elk hunt in GMUs 3, 4, 5, 301 and 441 to December 31st, removing GMU 214 from EF003P5R and removing GMU 441 from EF014P5R.
- Adding a private-land-only late antlerless elk season in GMU 42.
- Removing the elk 4-point antler restriction for all San Luis Valley game damage hunt codes.
- Removing the GMU boundary split for antlerless elk in the 2nd, 3rd and 4th rifle seasons in GMU 521, and updating the applicable hunt codes.
- Removing the private-land-only either-sex elk hunt code in GMU 38.
- Separating GMUs 50 and 501 from current moose hunt codes and creating new moose hunt codes that include GMUs 50, 51, 59, 501, 511, and 581.
- Creating antlerless moose licenses for GMU 76.
- Extending the pronghorn season in GMUs 9 and 191 to the end of January.