

CITIZEN PETITION FORM

	Date: 1/7/2021
Issue:	Fall turkey license is not a qualifying license.
<p>Which rule are you seeking to create or revise? Please include a copy of the rule you are proposing to create or change, preferably with the change made in redline format.</p> <p>► QUALIFYING LICENSES On sale starting March 1 All applicants must first purchase or hold a qualifying hunting license for the current license year BEFORE applying for either the primary or secondary big game draws. Online draw applications will not be accessible until you purchase your qualifying license. Qualifying licenses are 2020 annual resident and nonresident small game, annual resident combo small game/fishing, NEW annual resident senior combo small game/fishing (these licenses are valid March 1, 2020–March 31, 2021), annual resident and nonresident spring turkey, resident veteran lifetime combo small game/fishing and NEW resident first responder lifetime combo small game/fishing. Licenses must be valid for the current 2020 license year and are available for purchase starting March 1. A 2020 Habitat Stamp will be automatically added when purchasing your qualifying license, if applicable. I am proposing Fall Turkey be added to the list of Qualifying licenses and or be able to use an unfilled Spring Turkey license in the fall season.</p>	
<p>Why are you seeking to create or revise this rule? Please include a general statement of the reasons for the requested rule or revision and any relevant information related to the request.</p> <p>I am seeking the revision of this rule due to the purchasing of two spring turkey licenses in the past two years and not going out and hunting once. My wife has no interest in hunting small game and no time due to kids wrapping up the school year and other things going on that time of year to spring turkey hunt. She loves to deer and elk hunt every year, so we set the time aside to hunt in the fall. She has shown interest in turkey hunting, but like listed earlier, does not have the time to hunt in the spring. She would like to hunt in the fall but sees it as a waste of money to be required to purchase a spring turkey license that she can't use and then pay for another one in the fall. The financial aspect is the same for CPW. Please consider this change for I have spoken to many others that share the same idea. Thanks,</p> <p>Clint Webb</p>	
Petitioner's name:	Clint Webb



COLORADO

Parks and Wildlife

Department of Natural Resources

Director's Office
6060 Broadway
Denver, CO 80216
P 303.297.1192

TO: Mr. Clint Webb

RE: January 7, 2021 petition related to Colorado Parks and Wildlife regulation W-2, #206.B.d.1.d regarding qualifying licenses for the big game draw

Dear Mr. Webb:

Colorado Parks and Wildlife (CPW) is in receipt of your January 7, 2021 petition requesting the Parks and Wildlife Commission (Commission) amend Ch. W-2, #206.B.1.d to include fall turkey licenses as a qualifying license for the big game primary draw. The Commission will consider your petition at its scheduled meeting on May 5, 2021. For the reasons explained below, the Division of Parks and Wildlife (Division) opposes your petition and will recommend the Commission deny it.

The Commission's regulation concerning citizen petitions is W-16, #1606. The Commission's policy implementing this regulation is available at:

https://cpw.state.co.us/Documents/Commission/policy_procedures/POLICY-Public_Rulemaking_Petitions.pdf. The policy states, among other things, "If the Division opposes the petition, Division staff will recommend placing the petition on the consent agenda for denial with a memo from the Director or Division personnel explaining such opposition." *Id.*, ¶ IV(B). Denial of a petition constitutes final action by the Commission. *Id.*, p. 3. The Division recommends the Commission deny your petition. If adopted, this recommendation will become the order of the Commission denying the petition and will be effective upon mailing.

Chapter W-2, #206.B.1.d states "to be eligible for any big game license draw an individual must have first purchased either a lifetime resident combination license, a first responder lifetime resident combination license, an annual small game license, an annual small game/fishing combination license, an annual senior small game/fishing combination license, a senior lifetime fishing upgrade to an annual combination small game/fishing license, or an annual spring turkey license valid for the same license year as the big game license for which they are applying" (emphasis added).

When the Commission adopted the above rule in November 2018, the Commissioners specifically discussed and subsequently supported requiring a qualifying license be purchased for the current year in order to apply for a big game license (as opposed to requiring a qualifying license from the previous license year). Since the primary big game application drawing deadline is the first Tuesday in April annually, and fall turkey licenses are not awarded or available to purchase until June at the earliest, there is no way to include a fall turkey license from the same license year as a qualifying license for the primary draw. A fall

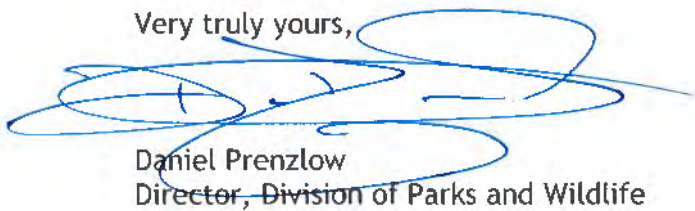


turkey license is allowed as a qualifying license for the secondary draw however, since those applications are not due until the end of June.

Moreover, CPW's current computer system cannot "look back" to the prior license year to determine whether an individual previously purchased an otherwise qualifying license. Creating such functionality within CPW's computer system would be costly. Additionally, to avoid confusion with the spring turkey season, the Division does not support putting fall turkey licenses for the current license year on sale before the big game primary license draw deadline. For all of these reasons, the Division recommends the Commission deny your petition for rulemaking.

Thank you for your interest in CPW and your interest in this important topic.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Daniel Prenzlöw", is written over a blue circular stamp. The signature is stylized and somewhat illegible due to the overlapping lines of the stamp.

Daniel Prenzlöw
Director, Division of Parks and Wildlife