

Updated the transferability of Activity Permits

FINAL REGULATIONS - CHAPTER W-16 - PARKS AND WILDLIFE PROCEDURAL RULES

ARTICLE IV – COMMERCIAL USE OF PROPERTY OWNED OR MANAGED BY THE DIVISION

#1610 – Definitions

- A. “Application Fee” means the fee charged by the Division for all permit applications. The Application Fee provides funds to the Division for the review and administration of permits.
- B. “Commercial Use” means any commercial purpose of any kind including but not limited to operating a commercial business; soliciting business; providing goods or services for compensation of any kind including trades or bartering; marketing a business or organization; activities or events which charge participants a fee to participate or attendees a fee to view; raising funds for charitable organization; or any other activity where anyone collects a fee or receives other compensation that is not strictly a sharing of, or is in excess of, actual expenses incurred for the purposes of the activity, service, or use. Commercial Use includes scientific, educational, therapeutic, not-for-profit, nonprofit, and community organization uses of CPW Property.
- C. “Commercial Use Fee” means the amount that will be charged to the permit holder for the permit itself. Commercial Use Fees will be established as provided by this regulation. The Commercial Use Fee is charged in addition to the Application Fee and Impact Fee.
- D. “CPW Property” means any real property owned, controlled, or managed by the Colorado Division of Parks and Wildlife including but not limited to state parks, wildlife areas, state fish units, recreation areas, state administrative areas, and water rights.
- E. “CPW Property Manager” means, for the purpose of this regulation only, the relevant decision making employee for the CPW Property affected by the Commercial Use request. The CPW Property Manager may be a Park Manager, Hatchery Manager, Area Wildlife Manager, or any other local or regional Division staff with delegated decision making authority for Commercial Use on a particular CPW Property.
- F. “Impact Fee” means an amount that will be charged to the permit holder to address specific impacts to the Division or the CPW Property as a result of the Commercial Use authorized by a permit. An Impact Fee may not be required in all circumstances and will vary from permit to permit. The Impact Fee is in addition to the Application Fee and Commercial Use Fee.
- G. “Incidental Commercial Use” means a commercial activity that may occur on CPW Property that is provided to recreational users when the provider does not advertise or solicit for business specifically for CPW Property, the provider maintains a separate place of business, and the service is not one for which the provider is required by law to obtain a guide or outfitter license. Examples of Incidental Commercial Use include, but are not limited to, emergency vehicle repairs, locksmiths, or tow services; food delivery services; transportation services; dog tracking services; or other similar incidental services.
- H. “Property Entry Fee” means the fee established by regulation which every attendee or vehicle is required to pay in order to enter the CPW Property. See CPW Regulations Chapter P-7-#742, and Chapter W-9.

## **#1611 – Commercial Use Prohibited**

- A. Commercial Use is prohibited on all CPW Property without written permission from CPW as permitted by Commission rule. See §33-6-113.5 & §33-15-114, C.R.S. These Regulations provide guidance on when Commercial Use may be permitted on CPW Property and the process for obtaining written permission for the Commercial Use.
- B. Incidental Commercial Use may be allowed on CPW Property by the CPW Property Manager as reasonably necessary to prevent any adverse impact on the CPW Property's intended purpose(s), CPW's mission, wildlife resources, or the CPW Property's primary management objectives, and to protect wildlife, wildlife habitat, and public health, safety, or welfare of property visitors.
- C. Commercial Use allowed under specific licensing or permitting requirements provided in different regulations is allowed in accordance with the terms and conditions of those regulations. Any Commercial Use provided for by such regulations must be conducted as required by the regulations and if conducted with the proper licenses as required by the regulations may not need to obtain an additional separate Commercial Use agreement or permit.
  - 1. Commercial fishing is permitted as provided in Chapter W-1 #102. Separate Commercial Use authorizations are not required to put a commercial fishing license to use on a CPW Property.
  - 2. Field trials and training of hunting dogs are licensed as provided in Chapter W-8. A field trial license holder under W-8 #802 must separately obtain a Commercial Use permit to charge participants in accordance with this regulation for all field trial events or hunting dog training events on CPW Property. An individual dog training permit holder under W-8 #803 is not required to obtain separate Commercial Use authorization under this regulation.

## **#1612 – Agreements**

- A. Commercial Use may be allowed on CPW Property through written agreements as provided by this regulation or as otherwise authorized by law.
- B. Concession Agreement
  - 1. A concession agreement is an agreement:
    - a. between the Division and a private individual or company (concessionaire)
    - b. with a term greater than one (1) year
    - c. for the concessionaire to provide goods or services on a CPW Property.
  - 2. Concession agreements may require investments of infrastructure on CPW Property in order for the concessionaire to provide the goods or services.
  - 3. Concession agreements may be negotiated by the Division.
  - 4. Concession agreements must be issued in accordance with state procurement and fiscal rules.

### C. Cooperative Agreement

1. The Commission may enter cooperative agreements with state and other agencies, educational institutions, municipalities, political subdivisions, corporations, clubs, landowners, associations, and individuals for the development and promotion of parks and outdoor recreation programs or wildlife programs. §§ 33-1-105(1)(e) & 33-10-107(1)(d), C.R.S. Cooperative Agreements that allow cooperating parties to charge third parties fees for participating in the authorized Commercial Use are permissible. Nothing in these regulations impairs the specific authority of the Commission pursuant to sections 33-1-105(1)(e) and 33-10-107(1)(d) C.R.S. to enter into cooperative agreements for the development and promotion of Division programs, or the general authority of the Commission pursuant to sections 33-1-104 and 33-10-106 C.R.S. to manage all CPW Properties for both commercial and noncommercial purposes. The authority granted to CPW Managers is intended to allow them to address events of limited and local impact, and is specifically intended to coexist with, and not to exclude, the Commission's statutory authorities.

### **#1613 – Commercial Use Permits**

#### A. The Division may allow Commercial Use on CPW Property through Commercial Use Permits as provided in this regulation.

1. Commercial Use Permits may be approved or denied by the Division as reasonably necessary to prevent any adverse impact on the CPW Property's intended purpose(s), CPW's mission, wildlife resources, or the CPW Property's primary management objectives, and to protect wildlife, wildlife habitat, and public health, safety, or welfare of property visitors.
2. Permits should ensure that authorized Commercial Uses will not have an adverse impact on the CPW Property's intended purpose(s), the mission of the Commission and Division, wildlife resources, health, safety, or welfare of property visitors, and should address special planning or scheduling for proper management.
3. Commercial Use Permits should not allow the use of a CPW Property in a manner which exceeds the CPW Property's established capacity or is contrary to the Property's primary management objective(s).
4. Commercial Use Permits may be considered based on a demonstrated need for the goods or services to be provided.
5. Commercial Use Permits should not unreasonably interfere with or degrade the quality of experience for the general public using the property.

#### B. Commercial Use Permits (Activity Permits and Event Permits)

1. Activity Permits are required for any Commercial Use that will occur on a routine or ongoing basis for up to one (1) year. Activity permits may not be valid for longer than one(1) year.
2. Event Permits are required for any Commercial Use that will occur one time or daily for a short period of consecutive days on specific date(s). If an applicant requests more than one event in

a calendar year separated by seven (7) days or more, each request will be handled as a separate event. CPW Property Managers may use Event Permits to authorize events or activities on the CPW Property that are not Commercial Uses but are not allowed under any other regulation. All other requirements for Event Permits in this regulation still apply to event permits for events or activities that are not for Commercial Uses. Event Permits may not be used where a separate regulation otherwise controls the event or activity.

### C. Commercial Use Permit Applications

1. An application for a Commercial Use Permit must be submitted to the CPW Property in writing and include the following:

a. Application:

1) Activity Permit: Submission of a completed application form provided by the Division. The application, at a minimum, must include an individual to contact for the Activity Permit and a reasonable description of the desired Commercial Use.

2) Event Permit: Submission of a completed application form provided by the Division. The application, at a minimum, must include an individual to contact for the Event Permit, the specific location of the Event, the anticipated number of attendees for the Event, the specific date(s) and time(s) of the Event, and a reasonable description of the Event.

a. Application fee.

b. Proof of general liability insurance naming the State of Colorado as an additional insured as determined by the CPW Property Manager.

c. Proof of additional insurance as determined by the CPW Property Manager.

d. Proof of appropriate certifications and licenses as determined by the CPW Property Manager.

e. Additional information or documents as determined by the CPW Property Manager.

f. Commercial Use Permit on a CPW Property not owned in fee title by CPW-: If the CPW Property where a Commercial Use Permit will be used is not owned in fee title by CPW, the Property Owner may require significant evaluation of the impacts of the Commercial Use Permit as part of the application process. If required by the Property Owner, the CPW Property Manager may retain third party consultants to evaluate the potential adverse impacts of the proposed Commercial Use and develop appropriate strategies to offset or mitigate such risks. The applicant shall be notified if the evaluation is required, and if the CPW Property Manager decides to retain a consultant, shall be given the opportunity to provide input concerning consultant selection and scope of work. The applicant shall be responsible for the actual costs associated with this consultant review.

## 2. Commercial Use Permit Application timing:

- a. Activity Permit applications should be submitted at least 90 days before the proposed start date for the Commercial Use. The Division may waive the 90-day application requirement or set an application date schedule in rare circumstances where arrangements can be made in a shorter time or a date schedule will not put undue administrative burden on the CPW Property Manager and the CPW Property Manager deems the shorter time or date schedule appropriate to meet the needs of the CPW Property.
- b. Event Permit applications should be submitted to the Division at least 90 days in advance of the proposed event. The CPW Property Manager may consider Event Permit applications less than 90 days in advance where arrangements can be made in a shorter time and the shorter time will not put undue administrative burden on the CPW Property Manager and the CPW Property Manager deems the shorter time appropriate to meet the needs of the CPW Property.

3. The Division may give preference to Activity Permit applications from applicants who have previously held an Activity Permit for the same type of activity and are in good standing when the CPW Property Manager deems such preference is appropriate when evaluating multiple applications for the same Commercial Use opportunity.

## 4. Commercial Use Permit Approval

- a. Upon approval of a Commercial Use Permit, a signed and approved permit will be delivered to the permit applicant. The final permit may include additional terms and conditions as reasonably necessary to prevent any adverse impact on the CPW Property's intended purpose(s), CPW's mission, wildlife resources, or the CPW Property's primary management objectives, and to protect wildlife, wildlife habitat, and public health, safety, or welfare of property visitors.
- b. Terms and conditions on permits should be tailored to the specific type of Commercial Use authorized by the permit.
- c. Terms and conditions may include requirements that the permit holder pay for and provide any services to be used by the participants including but not limited to sanitary services (trash receptacle and removal and portable toilets), signage, security, and EMS.
- d. Terms and conditions may include requirements established by the property owner in instances where CPW manages a property through a lease or other agreement with a third party.
- e. Approved Commercial Use Permits may include fees as provided by this regulation.
- f. Approved Event Permits will require separate vendors for the event to obtain individual Event Permits to participate in the event as a vendor.

## 5. Transferability

a. Activity Permits: Activity Permits are non-transferable without the Division's prior written authorization.

b. Event Permits: Event Permits are not transferable.

D. Permits may be granted, denied, revoked, suspended, annulled, limited, or modified by the Division if the Division concludes such action is reasonably necessary to prevent any adverse impact on the CPW Property's intended purpose(s), CPW's mission, wildlife resources, or the CPW Property's primary management objectives, or to protect wildlife, wildlife habitat, and public health, safety, or welfare of property visitors. The issuance of a permit is not guaranteed. Examples of reasons Commercial Use Permits may be denied, delayed, revoked, suspended, or annulled include, but are not limited to:

1. The provisions of this regulation #1613.A.1-5.
2. Failure to provide complete application materials.
3. Failure to submit application materials by the relevant deadline.
4. Failure to pay application or other fees required for the permit, including a history of failure to pay fees by the requester.
5. Failure to comply with the terms or conditions of a permit or any prior permit held by the requester. Permit holders may correct previous errors in permit compliance, but the Division is under no duty to issue new permits following corrections.
6. Failure to properly document and report the use of CPW Property as required by a permit.
7. Conducting activities or uses of CPW Property not expressly authorized by a valid Commercial Use Permit.

E. Administrative Procedure

1. A decision to grant, deny, revoke, suspend, annul, limit, or modify a Commercial Use Permit under this regulation is subject to the Colorado Administrative Procedures Act, §24-4-104, C.R.S.

## **#1614 – Fees**

A. Agreements

1. Concession Agreement: Fees for concession agreements shall be negotiated by the Division. Fees may include annual administration fees, commission fees based on a percentage of the

total gross receipts collected by the concessionaire, property or improvement rental fees, or any other fees deemed appropriate by the Division.

2. Cooperative Agreement: Fees for cooperative agreements shall be negotiated by the Division. Fees may include annual administration fees, fees associated with planned activities under the agreement, property or facility rental fees, or other fees deemed appropriate by the Division. Cooperative agreements may be entered on the basis of trades of goods or services with CPW as deemed necessary by the Division.

## B. Commercial Use Permits

1. Application Fee: All permits require a non-refundable application fee for CPW to process the permit application. The application fee shall be:

- a. Activity Permit: \$150.

- b. Event Permit: \$50.

2. Property Entry Fee: In addition to any other fees required for a permit, every attendee or vehicle may be required to pay the Property Entry Fee assessed on the public to enter the CPW Property. The Division may establish means to manage any administrative burden that may be incurred by the CPW Property as a result of issuing a permit. The CPW Property Manager may also make permit specific alternative arrangements as allowed by CPW regulations. See CPW Regulations Chapter P-7 #742, and Chapter W-9.

3. Permit Fees:

- a. Commercial Use Fee:

- i. A Commercial Use fee shall be charged by the Division for every permit unless a fee waiver is approved as provided by this regulation. The Commercial Use fee is intended to ensure that the Division realizes a reasonable rate of return over and above the administrative and property impact costs to the Division for allowing Commercial Use on a CPW Property. Commercial Use fees shall be implemented by the Division in a consistent and predictable manner according to the following restrictions.

- ii. The CPW Property Manager may require some or all of the Commercial Use fee as a non-refundable deposit to be paid in advance of use of the permit as reasonably necessary to ensure that Commercial Use Permits are reliably used.

- iii. The Commercial Use fees shall be:

- 1) Activity Permits: 5% of gross revenue earned by the permit holder under the permit.

- 2) Event Permits: 50% of the property entry fee per attendee under the permit.

- 4) 3) Any Commercial Use Permit for filming or photography shall be based on the number of people entering the property under the permit as follows:

- a. 1-2 people, camera and tripod only.....\$50.00/day
- b. 3-10 people.....\$150.00/day
- c. 11-30 people.....\$250.00/day
- d. 31-49 people.....\$500.00/day
- e. 50-74 people.....\$750.00/day
- f. Over 75 people.....\$1000.00/day

b. Impact Fees: In addition to the Commercial Use fee, the permit may require the permit holder to pay for the cost of any services that are necessary to facilitate the Commercial Use and prevent any negative impact on the CPW Property. Impact fees may include, but are not limited to, the costs of trash receptacles and trash removal, toilet facilities and clean up, property clean up services, security, additional hours for CPW staff that are not normally provided (e.g. additional ANS inspection hours), traffic control, or EMS services. Impact Fees ensure that CPW does not bear the cost of the Commercial Use of CPW Property.

4. Fee Waivers: Applicants for a Commercial Use permit may request a waiver of part or all of the fees required for permits. Waivers must be requested in writing with a statement explaining why the waiver should be granted. Fee waivers may be approved by the Division only in limited circumstances outlined below. Approved waivers will be noted on the final permit. Fees may be waived:

- a. For errors committed by the Division.
- b. For Division sponsored education, outreach, volunteer or safety activities or events.
- c. For supporting partner activities or events.
- d. For research activities that directly support the Division.
- e. For official business by other governmental agencies.
- f. The use allowed by the permit aligns with CPW's mission.
- g. The use allowed by the permit aligns with or enhances the CPW Property specific management objectives.

**#1615 - Cameo Shooting and Education Complex**

A. Purpose: Cameo Shooting and Education Complex ("Cameo") is a unique CPW Property. This regulation allows the unique Commercial Uses that occur at Cameo within the same framework provided in this regulation while allowing for the unique nature of this CPW Property.

B. Agreements

- 1. The Division may allow Commercial Use of Cameo under #1612 as provided in that regulation.

C. Permits

1. The Division may allow Commercial Use of Cameo under #1613 as provided in that regulation and this section.
2. Any Cameo Permit application will also require additional information to allow a vetting process to assure and maintain the legitimacy of a group who plans to hold events at Cameo. The additional information required may relate to firearms safety credentials for individuals in the group (if it involves firearms) or other important information as necessary to provide complete information specific to Commercial Use at Cameo to ensure the protection of public health, safety, and welfare of visitors.

#### D. Fees

1. The Division shall require fees consistent with #1614 for Commercial Use permits at Cameo with the following modifications.
2. Application Fees for Commercial Use permits at Cameo shall range from \$10 - \$100 depending on the size of the planned Commercial Use.
3. Property Entry Fees: Property Entry Fees for Cameo Commercial Use permits shall be as established by regulation. See Chapter P-7, #708.
4. Commercial Use Fees: Commercial Use fees specific to Cameo Commercial Uses shall be:
  - a. Single Bay Use /Location Use - \$10.00 per person per day or 10% of gross whichever is greater.
  - b. Multiple Bay Use - \$10.00 per person per day or 15% of gross whichever is greater.
  - c. Larger Events/ Sanctioned Matches - Pricing based on reasonable rate of return to the Division. Examples: IDPA/USPSA/Multi-gun matches = \$20.00/person. 3-D Archery shoot = \$10.00/person.
  - d. Local/State/Federal LEO or Military agencies conducting training and/or qualifications - \$10.00 per person per day. No charge for Classroom, Picnic Shelters, or Ballroom if added and otherwise available. LRP: Deposit of \$120.00, \$10.00 per person per day or \$120.00 per day whichever is greater.
  - e. Security company who's activity generates no income as a result of the use of the facility but who's activity is a necessary part of training or qualification of its employees - \$25.00 per attendee per day for single bay, \$50.00 per attendee per day for multiple bay, \$100.00 per day for classrooms.
  - f. Youth Consideration - \$3.00 per person per day. Qualification: Primarily Youth outreach events or other events that typically charge less for their youth participants.
  - g. Clays Events: Clays are retail items and the event rate is built into the clays pricing. This is a standard practice nationally –
    - i. Events - \$0.30 Per Clay + Taxes
    - ii. Fundraiser Events - \$0.25 Per Clay + Taxes

- iii. Tournament Events - \$0.20 Per Clay + Taxes. Qualifications: 15,000 clays per day, min 100 clays per shooter.
  - iv. Clays Training/Coaching - 15% of gross after subtracting the price of the clays (User Group pays for clays at \$0.30 + tax)
- h. LRP-Long Range Precision –
- i. Public Day Non Annual Pass Holder - \$20.00 per person per 2 hour time slot
  - ii. Public Day Annual Pass Holder - \$12.00 per person per 2 hour time slot per person
  - iii. Public Day Youth - \$3 per person per 2 hour time slot per person
  - iv. Non Public Day - Deposit of \$250.00, 20 per person per day or \$250.00 per day whichever is greater. Deposit is taken out of final fee
  - v. User Group - Deposit of \$250.00, 20 per person per day or \$250.00 per day whichever is greater
  - vi. Recurring Event - \$15 per person per day
- i. Ballroom (large warehouse/event space) - For stand alone ballroom usage, \$2.00 per person or \$400.00 whichever is greater. Ballroom use in association with major events for awards or banquets is typically included in the event permit pricing. For minor duration and smaller usage associated with larger events (registration/check in etc.)
- j. Classrooms –
- i. Classroom ONLY - \$10.00 per person per day or 15% of gross, whichever is greater
  - ii. Classroom W/ BAYS - One time \$25.00 charge per permitted event for events less than 15% of gross - Loft is included for large events or LRP events
  - iii. Classroom MEETING - \$25.00 Per Day if no gross just a meeting space
- k. Picnic Shelters 1 & 2 - \$120.00 if event is based primarily on use of the picnic pavilion. Picnic pavilion is Included with larger events using other facilities
- l. Bullseye Dry Camping - \$25.00 per night per spot, \$250.00 per night all 12 spots
5. Impact Fees: The Division may require Commercial Use permits at Cameo to include any appropriate Impact Fees.
6. Fee Waivers: The Division may allow fee waivers in accordance with these regulations.

#### **ARTICLE IV - DIVISION AGENTS**

See also § 33-4-101, C.R.S. and § 33-12-104 (1) C.R.S., for statutory provisions applicable to Division agents.

#### **#1660 – Definitions**

- A. **"Division Product"** means any license, pass, permit, or registration which is sold through the Division of Parks and Wildlife integrated system.
- B. **"Accountable Inventory"** means equipment or stock which is assigned to agents and which they are responsible to return to the Division or the system agent upon request. Types of accountable inventory include, but are not limited to:
  - 1. **"Division Product Stock"** means the specialized paper stock used for the printing of Division products by a Division agent.
  - 2. **"Receipt Stock"** means the specialized paper stock used for the printing of receipts or affidavits by a license agent.
  - 3. **"Point of Sale (POS) Terminal"** means all machine components which license agents use to access the Division's electronic licensing system and conduct license transactions.
- C. **"Automatic Cash Handling" ("ACH")** means the direct electronic transfer of funds from one bank account to another,
- D. **"Division Agent"** means a business (sole proprietorship, partnership, or corporation) which is authorized to sell Division products from a specific location as an agent of the Division of Parks and Wildlife. Types of agencies are defined as follows:
  - 1. **"Retail Agent"** means a business which sells Division products for the Division from its retail store or other location of record.
  - 2. **"Consolidated Agent"** means a retail agent which sells Division products for the Division from two or more stores or other locations of record and which is licensed to conduct all business with the Division as a single entity.
  - 3. **"System Agent"** means the company contracted by the Division to operate its integrated parks and wildlife system, including, but not limited to, the provision of any accountable inventory or other necessary materials to retail agents; the maintenance of the electronic system and provision of electronic reports to the Division; the sale of Division products by telephone and through an internet site; the acceptance of applications through the internet site for the limited license drawings; and the printing and distribution of such licenses to the recipients (license fulfillment).
- E. **"Location of Record"** means the street address of the retail store or other specified business location(s) from which an agent sells Division products, as specified in the agent agreement or system agent contract.

## **#1661 - DIVISION AGENT ESTABLISHMENT - AGENT REQUIREMENTS AND APPLICATION PROCESSING**

- A. Agent Requirements and Function
  - 1. Division Agent Establishment

- a. Division agents will be established and authorized to sell Division products from a permanent location of record.
- b. Prior to the sale of electronic Division products, all retail agents must enter into a written contract (agent agreement) with the Division which specifies the terms of operation and the services to be provided by the agent and the Division, in accordance with applicable statutes, regulations, or policies of the Commission or Division.
- c. No Division product may be sold within the same portion of any business, building, or establishment where liquor is sold by the drink.
- d. Retail agents open for business must sell all license types available. Seasonal agents may restrict their hours of operation depending on the nature of their business according to their agent agreement.

## 2. Division Product Sales

- a. Retail agents must sell Division products from a location of record within the state of Colorado.
- b. The system agent may operate from a location of record within or outside of the state of Colorado.
- c. Retail agents who provide regular, established business hours will be provided with a minimum of one POS terminal. Consolidated agents who sell licenses to the general public during regular business hours will be provided with a minimum of one terminal per store.

## B. Application Processing

1. New applicants for a Division agent must apply to the Division at least 60 days prior to the desired opening date. Provided further, however, that new agent applications are not processed between August 15 and December 31 without demonstration of immediate need. In such cases, applications for transfer of an agency from one owner to another shall have priority.
2. Prior to the processing of any license agent application, the applicant is required to submit the following:
  - a. A completed application, on forms provided by the Division.
  - b. Proof of the required financial surety.
  - c. Proof of property insurance.
  - d. Verification that neither the applicant, nor any partner, officer, director or substantial shareholder thereof was the individual holder of any company, business, corporation or other entity which was a Division agent and which designation was either suspended or canceled for cause within the two-year period preceding the application date.
  - e. Except in the case of corporations, proof of lawful presence in the United States.

## **#1662 - FINANCIAL GUARANTY (SURETY)**

See also § 11-35-101 - 101.5, C.R.S. for general requirements concerning forms of surety.

**A. Amount and Proof of Surety**

1. Prior to the establishment of any Division agent, the applicant shall provide proof of financial surety, on forms provided by the Division, for a minimum period of twelve months. The initiation and expiration dates of the coverage must be stated on the surety certificate. A continuation certificate issued by the bonding company or financial institution or proof of other acceptable financial surety shall be required for renewal of the Division agent for each twelve-month period, and must be provided to the Division no later than thirty days prior to expiration. All surety certificates must be originals and signed by both the surety (or their legal designee) and the Division agent.
2. Division agents shall be bonded in the amount necessary to ensure remittance of all funds due the Division. New license agents shall be required to be bonded for a minimum of \$2000. After the first twelve months for a new agent, or considering the historical sales records for existing agents, the amount of financial surety required of each agent shall be sufficient to ensure payment for licenses sold for the highest ten consecutive days sales in the current bonding period. Consolidated agents shall be responsible for the remittance of funds collected by their outlets, and shall be required to bond in the amount necessary to cover each outlet in the agency as if they were licensed individually.
3. Division agents shall not sell Division products in amounts that would exceed their bond level. Agents shall be responsible for payment of revenues at more frequent intervals, via ACH, if necessary to restore available bond.
4. Division agents shall have the option to adjust their surety level on a quarterly basis as determined by the highest ten consecutive days in the quarter. Quarters shall begin on the first days of January, April, July, and October. Proof of such adjustment must be posted before sales can be made against the higher bond amount.

**#1663 - DIVISION AGENT OPERATION AND PERFORMANCE STANDARDS**

**A. Division Agent Operation and Performance Standards**

1. Division agents are required to meet the following standards at all times:
  - a. Maintain the required surety bond level.
  - b. Display and distribute all public information, such as brochures and placards, provided by the Division,
  - c. Maintain a file of receipts, affidavits, or any other document required in the agent agreement.
  - d. Keep all paper stock, POS terminals, and any other Division product equipment in a safe place and in good condition at the location of record, as specified in the agent agreement.

- e. Obtain insurance adequate to cover replacement of any POS terminals or other Division product-related equipment leased from the system agent.
- f. Sell all Division products and collect all donations specified in the agent agreement, and only at the location of record.
- g. Sell Division products only at face value, and only to those who are eligible to purchase them, in compliance with all applicable statutes and regulations.
- h. Establish an agent bank account with ACH capability which is electronically accessible to the Division.
- i. Deposit the state share of all Division product revenues in the agent bank account in the total amount due, in accordance with the schedule in the agent agreement.
- j. Immediately report the theft or loss of any accountable inventory.
- k. Attend any training required by the Division concerning applicable statutes and regulations and performance of agent duties, at the location specified by the Division.
- l. Comply with all statutory and regulatory requirements, all provisions of the agent agreement, and all directives of the Division, including, but not limited to, those provided via direct correspondence or in the Division Agent Manual.
- m. Provide reasonable access to any Division officer or other peace officer upon request during normal business hours for the purpose of inspection of equipment, materials, records, or other applicable license agent documents or information.
- n. Read and comply by any correspondence sent to the agency by the Division, including, but not limited to: electronic bulletins; agent bulletins; special communications by mail, email, or through the system; and non-compliance letters.
- o. Train all staff in the issuing of Division products as well as applicable policies and procedures prior to their use of the system.

## **#1664 - DIVISION AGENT STATUS**

### **A. Termination of Agents**

#### **1. Division Agent Termination**

- a. Division agents who wish to terminate their agency shall notify the Division in advance of such termination and the effective date; and shall reconcile with the Division as follows:
  - (1) All revenues due must be deposited in the agent account and all accountable inventory shall be returned to the Division, to the location or in the manner designated, within 10 business days after the termination date.

- (2) Agents which have purchased their POS terminal must allow the Division or its system agent to remove the integrated system software from the POS terminal within 3 business days after notification of the effective date of the termination.

## B. Transfer of Agencies

### 1. Division Agency Transfer

- a. Whenever a Division agent is to be sold, leased, or transferred in any manner, the new owner or person having control of the business may file an application to become a new Division agent. The new agent must qualify to be an agent and independently comply with all other provisions of the statutes and these regulations.

## C. Suspension and Cancellation of Agencies

See also §§ 24-4-104 C.R.S. for applicable statutes concerning appeals process.

### 1. Failure to Comply with Performance Standards

#### a. General Performance Standards

- i. Failure of a Division agent to comply with applicable rules and regulations of the Parks and Wildlife Commission or any lawful directives of the Director of Colorado Parks and Wildlife shall be grounds for an agent being declared delinquent, or for the suspension or cancellation of the Division agent.
- ii. When an agent does not comply with performance standards other than surety bond and payment of revenue, the agent shall be notified of the problem and the steps required to correct it. Any failure to correct the problem is grounds for revocation suspension, annulment, limitation, or modification of a Division agent.

#### b. Performance Standards for Surety and Monies Due the Division

- i. When, through agent error, the Division does not receive ACH revenues due to it, the following actions shall be taken:
  - (1) For the first failed ACH transaction within a twelve-month period, the agent shall be notified of a new date for an ACH transaction and shall deposit the required amount of funds in the agent account by that date.
  - (2) For a second failed ACH transaction within the same twelve-month period, the agent's POS terminal shall be disabled until the funds, including any interest due, have been received. The agent shall be notified of the date for another ACH transaction and shall deposit the required amount of funds in the agent account by that date.
  - (3) For a third failed ACH transaction within the same twelve-month period, the agent's POS terminal shall be disabled and the agent may be revoked. All funds due the Division must be immediately remitted to the Division in certified funds.
- ii. When an agent's surety bond is not current, the agent shall be notified of the need to

provide a current certificate and shall have fifteen business days to provide the required proof. The agent's POS terminal shall be disabled until the certificate is received. If no bond certificate is received, the agent may be revoked.

c. Consolidated Agent Suspension or Revocation

- i. One or more outlets (stores) of a consolidated agency may be suspended or revoked without suspension or revocation of the entire agency.

**#1665 – AGENT COMMISSION RATES**

See also §33-4-101 C.R.S. relative to CPW agents and §33-4-102(1.6)(b) C.R.S. for price indexing information for nonresident big game licenses.

A. Commission Rates for Retail Agents:

1. Division agents shall be paid a 4.75% commission for each license sold electronically, except for those licenses with commissions as shown below in Table A.4.
2. Division agents shall be paid a 5% commission for each pass sold electronically.
3. Division agents who sell registrations shall be paid a flat rate of \$1.00 per registration issued.
4. Other Commission Rates:

<b>Table A.4: Division Product Type</b>	<b>2024 Commission</b>	<b>% of license price in 2024</b>	<b>2023 Commission</b>	<b>% of license price in 2023</b>
Second Rod Stamp	\$0.73	6.7%	\$0.69	6.7%
Resident Fishing - 1 day	\$0.98	6.7%	\$0.92	6.7%
Nonresident Fishing – 1 day	\$1.22	6.7%	\$1.16	6.7%
Fishing - 5 day	\$2.44	6.7%	\$2.31	6.7%
Resident Small Game - 1 day	\$0.98	6.7%	\$0.92	6.7%
Nonresident Small Game – 1 day	\$1.22	6.7%	\$1.16	6.7%
Nonresident Deer	\$17.27	3.6%	\$16.36	3.6%
Nonresident Pronghorn	\$17.27	3.6%	\$16.36	3.6%
Nonresident Bear	\$9.00	3.6%	\$3.98	3.6%
Nonresident Mountain Lion	\$18.00	3.6%	\$13.93	3.6%
Nonresident Antlerless Elk	\$28.86	3.6%	\$27.33	3.6%
Nonresident Either-sex Elk	\$28.86	3.6%	\$27.33	3.6%
Nonresident Antlered Elk	\$28.86	3.6%	\$27.33	3.6%
Nonresident Rocky Mtn Bighorn Sheep	\$96.63	3.6%	\$91.52	3.6%
Nonresident Desert Bighorn Sheep	\$96.63	3.6%	\$91.52	3.6%
Nonresident Goat	\$96.63	3.6%	\$91.52	3.6%
Nonresident Moose	\$96.63	3.6%	\$91.52	3.6%

All 2023 licenses sold through March 2024 shall be sold at the 2023 license fee and commission rates.

B. Commission Rates for the System Agent: The system agent shall be paid the commissions shown in the Table B.1 below for each license sold through the system:

1. Commission pricing for any CPW Commissionable Product sold through IPAWS

<b>Table B.1: Commission Rates</b>	<b>IPAWS Products</b>
a. Contractor Commission Fee percent commission rate to cover AWO System operation and maintenance cost for those products less than \$100 and not listed below in c.	3.7%
b. Contractor Commission Fee flat fee commission rate to cover AWO System operation and maintenance cost for those products \$100 or greater and not listed below in c.	\$4.25
c.1. All Wildlife Applications, regardless of Product Cost.	\$4.25
c.2. Parks variable cost products, regardless of actual Product Cost.	3.7%
<b>Breakout Costs</b>	
Contractor credit card fee	2.2%
Contractor fulfillment fee	\$1.45

#### #1666 – REGISTRATIONS-ONLY AGENTS

1. Registration-only agents: except for agents exempted from surety requirements in accordance with C.R.S. 33-12-104(9) when cash sales are made to financially secured agents they shall be subject to the following conditions:
  - a. Purchase of accountable inventory registrations shall be made at the designated Division office or by submitting funds by mail to the designated address. Funds submitted for purchase must be in the exact amount of the Division’s share for the number of registrations;
  - b. All mail orders shall be placed on forms supplied by the Division.
  - c. Redemption of unsold registrations may be made at the designated Division office or by submitting unsold registrations to the Division by mail.
  - d. The termination procedures of registration agents who purchase registrations for cash shall include having the agent turn over to the Division or its representative all unsold registrations.
  - e. Yearly submit final payment and return all unused accountable inventory by no later than November 15. Registrations may be carried over from year to year unless otherwise notified by the Division, in which case instructions will be given as to return/payment deadlines.

#### ARTICLE VI – REFUNDS, REIMBURSEMENT AND RESTORATION OF PREFERENCE POINTS

##### #1670 Refunds and Restoration of Preference Points

See also §§ 33-4-102 (6) for statutory provisions related to refunds

**A. General Refund Procedures** – Except as provided herein, anyone may request and be given a refund for a license no later than fourteen (14) days prior to the opening day of the applicable turkey season for turkey licenses or thirty (30) days prior to the opening day of the season for which the license was issued for all other licenses, minus a \$15.00 processing fee. The \$15.00 processing fee will not be charged for refunds requested on youth licenses, in the case of Division error, or if any of the following circumstances prevent the license holder from exercising the intended benefits of the license: extreme medical circumstances involving the license holder or a license holder's immediate family member, death of the license holder, death of the license holder's immediate family member, military orders, or jury duty. Requests must have a valid U.S. postmark, or be submitted at a Division office at least fourteen (14) days prior to the opening day of the applicable turkey season or thirty (30) days prior to the opening day of any other season for which the license was issued. Youth are exempt from the (14) days prior requirement for turkey licenses and the (30) days prior requirement for big game licenses and may submit a request up to the day before the start of the season.

1. All refunds shall be requested on a form provided by or in the format requested by the Division.
2. All requests for license refunds must be accompanied by the entire license and carcass tag when applicable.
3. Refunds may be requested by mail or in person at any Division office.
4. Refunds shall only be issued to the person whose credit card was used or name appears on the license.
5. Licenses purchased through non-Division license agents will be refunded at cost less license agent fee.
6. No refunds shall be made in any circumstance where the license holder was hunting in the field during an active season for the license and designated species as specified in Commission rules and regulations.
7. No refunds shall be made on any special licenses listed in 33-4-102(2), C.R.S., or any auction or raffle licenses as provided for in 33-4-116 or 33-4-116.5, C.R.S., or on any exchanged license, or on any license that costs less than \$15.00 with the exceptions of resident youth turkey and resident youth big game licenses, or to any person whose license privileges have been suspended by the Commission.
8. When the \$15.00 processing fee exceeds the original refund amount, no refund shall be issued and the remainder of the processing fee shall be waived.
9. All limited licenses returned to the Division for a refund or preference point restoration will be available for reissue after the request has been processed using the current leftover list and following all other license purchase regulations, except for the following limited licenses:
  - a. Turkey, deer, elk, pronghorn and bear hunt codes which required five (5) or more resident preference points to draw as determined by the current year's limited license draw;

- b. Bighorn sheep, mountain goat, and moose licenses;
  - c. All public Ranching for Wildlife licenses.
10. The following limited licenses returned for refund or preference point restoration will be reissued by the Division manually:
- a. Turkey, deer, elk, pronghorn and bear hunt codes which required five (5) or more resident preference points to draw as determined by the current year's limited license draw;
  - b. Bighorn sheep, mountain goat, and moose licenses;
  - c. All public Ranching for Wildlife licenses.

If the next in line regular draw list applicant accepts one of the aforementioned first choice licenses that has been returned and reissued, all accumulated preference points for that species become void. If a license cannot be manually reissued to one of the first five people on the regular draw list, the license will become available for reissue using the current leftover license list. Public Ranching for Wildlife licenses will not be reissued within fourteen (14) days of the start date for the respective hunt code or be available for sale off the leftover license list.

11. Requests for refunds after the opening of the season will be accompanied by a signed affidavit that the license has not been used and circumstances precluded the licensee from being able to use the license. In addition, to be eligible for a refund the failure to apply for a refund less than thirty (30) days prior to the opening day of the season for which the license was issued cannot be due to a lack of diligence on the part of the licensee. The Division's License Administration Manager will render a decision on the refund request on behalf of the Division and the Commission and such decision shall constitute final agency action. Circumstances for which reimbursement will be considered shall be limited to:
- a. Extreme medical circumstances involving the license holder or a license holder's immediate family member;
  - b. Death of the license holder or death of a license holder's immediate family member;
  - c. Active and reserve members of the United States armed forces whose military orders overlap with the season dates of the returned license; or
  - d. Individuals on jury duty whose jury duty service overlaps with the season dates of the returned license.

## **B. Other Refunds**

1. Refunds or antlerless licenses may be issued in any unit approved by the Division for the same species in the same year to hunters who harvest a deer, elk or moose in which Chronic Wasting Disease (CWD) is detected through the Division's CWD monitoring or testing programs. Where

there is no open season or insufficient time remains to reasonably exercise the benefits of a license granted in the same year, the Division may issue the licensee an antlerless license for the same species in the following year in the same Game Management Unit where the CWD detected animal was harvested, or if antlerless hunting is not permitted in the applicable GMU, the Division may designate a substitute GMU. If the season closes prior to October 31 in the unit, the license will be valid through October 31. The provisions of this regulation shall apply to any hunter who harvests a moose after January 1, 2006 in which CWD is detected. Licenses issued pursuant to this provision shall not be considered part of the quota otherwise established by the Commission for that GMU.

2. Except for cases of Division error, no refunds shall be issued for any annual license, one-day, or five-day license, mountain lion license or preference point fee.

### **C. Restoration of Preference Points**

1. License preference points used to obtain the license will not be restored except as follows:
  - a. No later than fourteen (14) days prior to the opening day of the applicable turkey season for turkey licenses or thirty (30) days prior to the opening day of the season for all other licenses, preference points may be restored to the pre-drawing level in lieu of a refund at the licensee's request.
  - b. Less than fourteen (14) days prior to the opening day of the applicable turkey season for turkey licenses or thirty (30) days prior to the opening of the season for all other licenses, the License Administration Manager may restore license preference points to the pre-drawing level and/or issue a monetary refund if any of the following circumstances prevent the license holder from exercising the intended benefits of the license:
    1. Extreme medical circumstances involving the license holder or a license holder's immediate family member;
    2. Death of a license holder's immediate family member;
    3. Active and reserve members of the United States armed forces whose military orders overlap with the season dates of the returned license; or
    4. Individuals on jury duty whose jury duty service overlaps with the season dates of the returned license.

- D. Requests for refunds and/or restoration of license preference points due to extreme medical circumstances involving the license holder or a license holder's immediate family member, the death of a license holder's immediate family member, military orders that prevents the service member from exercising the intended benefits of the license or jury duty will be accompanied by sufficient evidence demonstrating that the license has not been used and circumstances precluded the licensee from being able to use the license. In addition, sufficient documentation is required to prove extreme medical circumstances, death, military orders or jury duty service.

### **E. Time Restriction**

1. A refund or preference point restoration will be denied when the request is submitted more than thirty (30) days after the opening of the season for which the license was issued. Provided further that all time limits will be extended for active and reserve members of the United States armed forces whose military service requirements precluded their application for a refund or preference point restoration within said periods.
2. When additional documentation is requested and required by the Division to approve a refund and/or restoration of preference points request, the requestor will have thirty (30) days from the mailing date indicated on the notification letter to submit all the required documentation. If required documentation is not submitted prior to the 30-day deadline, the request will be considered closed and denied. No requests from the previous year will be considered after January 31, annually.

#### **F. Director Disaster Relief Authority**

1. When, in the determination of the Director, existing Parks and Wildlife regulations will have a significant negative impact following a natural disaster that displaces persons from their homes, or closes areas to public access and results in a time-critical demand for use of park resources or a complete (or near complete) loss of hunting opportunity, the Director is authorized to take emergency administrative actions, including, but not limited to:
  - a. Issuance of license fee refunds.
  - b. Restoration of preference points.
  - c. Exchange of big game hunting licenses for leftover or over-the-counter licenses.
  - d. Issue similar guaranteed licenses for another license year.
  - e. Suspension of length of stay camping limits on Division-owned or controlled properties.
  - f. Imposition of administrative requirements associated with the application for relief granted under this section.

#### **#1671 – Sponsorships and Waivers**

- A.** Area Wildlife Managers may provide state wildlife area access or entry licenses or permits issued pursuant to 33-4-102(3), C.R.S up to \$500 in value per fiscal year, per Area, to be used as sponsorships as a part of a fundraiser, promotion or marketing effort for local community supporting partners.
- B.** Any state wildlife area access or entry license or permit fee issued pursuant to 33-4-102(3), C.R.S. may be waived for Division sponsored education, outreach, volunteer or safety activities (events); for supporting partner activities (events) and research activities that directly support the Division; for official business by other governmental agencies conducted on state wildlife areas or for Division administrative purposes.

#### **#1672 - Reimbursement for processing costs associated with CWD positive animals**

**A. Costs incurred for processing CWD positive animals**

1. Hunters may request reimbursement from the Division for the reasonable costs actually incurred when processing any animal that:
  - a. receives a positive test result from a USDA approved contract laboratory using a USDA approved test;
  - b. is untestable as a result of any act or omission of the Division; or
  - c. is untestable for any reason and was required to be submitted for testing by regulation.
2. All requests for reimbursement shall be submitted on the forms provided by the Division and accompanied by receipts supporting the amount of reimbursement requested, except that reimbursement for processing shall be allowed without receipts in the amount of \$50. Reimbursement with receipts is limited to no more than \$100 per animal for private processing supplies or \$200 per animal for commercial processing except for moose. The maximum reimbursement for commercial processing for moose is \$250.00.

**#1673 – Alcohol**

- A. Upon recommendation of the park manager or area wildlife manager, the region manager may establish and enforce a temporary closure or restriction on any lands and waters under the supervision, administration, or jurisdiction of the Division to alcohol consumption when the region manager concludes that the closure or restriction is necessary to assure the health, safety and welfare of the public, users or staff, or protection of resources. The park manager or area wildlife manager and the region manager shall consider factors, including but not limited to, the effect or potential effect of alcohol consumption on employee and user safety, property appearance, atmosphere, noise levels, conflicts with other uses or users, the demand for law enforcement, the potential impacts to park or wildlife resources and the demand on Division staff.
- B. Whenever such temporary closure or restriction is instituted, the area(s) involved shall be posted indicating the nature and purpose of the closure.

**ARTICLE VI - Reasonable Accommodations for Persons with Disabilities**

**#1680 – Reasonable Accommodations**

- A. The Director shall have the authority to grant variances from the regulations adopted by the Parks and Wildlife Commission, including but not limited to manner of take and access accommodations, for the sole purpose of providing reasonable accommodations to persons with disabilities.
- B. Application for such accommodations must be made on a form available from and submitted to the Division at least 30 days prior to the requested effective date.
- C. Such applications will be reviewed on a case-by-case basis and supporting documentation may be required. If an accommodation is authorized, the applicant will be provided with a special permit

listing the accommodation and any conditions of its use.

1. When shooting from a motor vehicle is authorized, the permittee is authorized to discharge a firearm or release an arrow from a stationary motor vehicle only after all forward motion has ceased and the motor has been turned off or is incapable of forward motion. No shooting may be done from a public road.
- D. Permits are free of charge, and valid for the time period designated on the permit. Permits shall be presented for inspection upon request by an officer of the Division.
- E. Hunters with permits must be accompanied by another person when necessary to ensure that the wildlife taken is retrieved and properly prepared for human consumption. Such person may dispatch wounded wildlife when so authorized as a condition of the permit.
- F. Persons provided with any accommodation under this regulation shall comply with all other applicable laws and regulations. Permits allow variances only from regulations specifically addressed and only in the manner and under the circumstances set forth therein.
- G. A service animal is defined as any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability including a physical, sensory, psychiatric, intellectual, or other mental disability. Other species of animals, whether wild or domestic, trained or untrained, are not service animals for the purposes of this definition. The work or tasks performed by a service animal must be directly related to the handler's disability. The crime deterrent effects of an animal's presence and the provisions of emotional support, well-being, comfort, or companionship do not constitute work or tasks for the purposes of this definition.

## **ARTICLE VIII - Backcountry Search and Rescue**

### **#1681. Rules and Operating Procedures for use of funds credited to the BSAR fund pursuant to §33-1-112.5(1)(c)(II) C.R.S.**

- A. The Backcountry Search and Rescue (BSAR) fund shall be administered by the Division of Parks and Wildlife (Division) pursuant § 33-1-112.5. C.R.S. and these regulations.
- B. DEFINITIONS
1. Operational Expenses: Are those reasonable costs incidental to BSAR activities including, but not limited to: fuel, operating costs, repair, maintenance and rental of motor vehicles, fixed-wing aircraft, helicopters, snowmobiles, boats, horses, generators and any other equipment necessary or appropriate for conducting BSAR activities; reimbursement of mileage at the appropriate state rate; meals and room rental for personnel and any other similar expenses. Operational expenses do not include any salary, overtime or stipend paid to any person permanently employed by a BSAR agency or political subdivision of the state. Operational expenses do not include indirect operating expenses, such as stand-by costs of vehicles and equipment owned by a unit of local government.
  2. Eligible agency: Is a public or volunteer association providing specialized search and rescue services and resources authorized by a county sheriff or political subdivision.
  3. Eligible person: Is a person in possession of: a current and valid Colorado Parks and Wildlife (CPW) hunting or fishing license; a vessel, snowmobile or off-highway vehicle currently registered through the Division of Parks and Wildlife or a current and valid Colorado Outdoor Recreation Search and Rescue Card.

4. Eligible BSAR Incident: Mobilization of persons or agencies with specialized search and rescue skills authorized by a County Sheriff or political subdivision of the State of Colorado for one or multiple purposes in section §33-1-102(1.3)(a),(b),(c), or (f), C.R.S.
5. Eligible Reimbursement Request: Request for payment of operational expenses of an eligible BSAR incident for an eligible person as certified by the sheriff of the county in which the incident took place.

C. LIMITATION OF PAYMENT OF REQUESTS FOR REIMBURSEMENT

1. The Backcountry Colorado Search and Rescue Fund will make no payment for BSAR expenses already paid or reimbursed by another source such as victims compensation, private insurance, or donations made for the purpose of paying for a specific search. Donations of a general nature, not covering expenses of a specific search, shall be excluded from this limitation. Should an eligible agency receive payment from another source after having received payment from the BSAR Fund for the same BSAR Incident, that agency shall reimburse the BSAR Fund an amount equal to the amount of payment received from the other source.
2. No reimbursement requests shall be paid for BSAR activities for which a river outfitter is liable pursuant to the provisions of section §33-32-108(2), C.R.S., unless such liability has been lawfully discharged.
3. Searches for or recovery of property are not eligible incidents and are not reimbursable through the BSAR Fund.
4. The Division shall not make payment when an insurance policy exists that will cover costs incurred. Payments may be used to pay insurance deductibles.
5. The Division shall not make payment to victim's compensation, individuals, or eligible persons. Payments are solely made to eligible agencies for costs incurred by those agencies or subdivisions in performing BSAR incidents.
  - a. Costs may include those for contracted resources or expenses incurred and requested for reimbursement by volunteers.
6. The BSAR Fund is not an insurance fund for eligible persons. It does not pay subjects. It does not cover medical expenses or medical transport fees. The use of an air ambulance as a search and rescue incident resource is not considered medical transport. All or portions of air ambulance bills considered elements of an "eligible search and rescue incident" as defined herein, are eligible for payment by the BSAR Fund.
7. The Division will not make payment for the search, rescue, or recovery of persons engaged in illegal activities or persons eluding law enforcement authorities.

D. INCIDENT REIMBURSEMENT PROCEDURES:

1. General request provisions:
  - a. All reimbursement requests from eligible agencies having incurred reimbursable costs in a BSAR incident within the State of Colorado must be filed with the sheriff in the county where the BSAR activities occurred.
  - b. The sheriff shall be responsible for certifying and submitting the request for reimbursement to the Division, and for the proper distribution of BSAR Fund money to all agencies and political subdivisions approved for reimbursements.
  - c. All such reimbursement requests must be certified and submitted to the Division within 60 days of the completion of the search and rescue operation.
    - i. The 60-day filing requirement may be waived for good cause shown. Failure to submit a certified reimbursement request within 60 days of the completion of a BSAR operation because of other reasons not due to the filer's lack of diligence shall be

considered “good cause.”

- ii. Reimbursement requests received after June 30 of any year will be processed in the following fiscal year and are subject to the funding levels of that fiscal year.
- iii. As soon as practical after submission, the Division shall consider each reimbursement request. The Division shall review each request to determine if the actual operating costs requested are reimbursable pursuant to statute, regulations and procedures. In no event shall any payment be made that is not authorized by statute.

2. Payment provisions:

- a. Upon receipt of a BSAR incident reimbursement request, the Division shall determine if all expenditures requested for reimbursement are eligible. If the Division determines all expenditures requested are reimbursable, it shall submit a request to the Division Accounting Office for issuance of a payment.
- b. Partially completed reimbursement requests or requests omitting required reimbursement information will be returned to the Sheriff.
- c. At the end of the State Fiscal Year, as funds are available, all eligible reimbursement requests for ineligible persons shall be paid pursuant to §33-1-112.5(6), C.R.S.

E. BACKCOUNTRY SEARCH AND RESCUE COUNCIL

- 1. The Backcountry Search and Rescue Council will be composed of the following members:
  - a. 3 - elected county sheriffs
  - b. 2 - members of Colorado Search and Rescue Association
  - c. 2 - employees of the Division
  - d. 2- At-large members
- 2. All council members must be appointed to the council by the Division Director
- 3. The Backcountry Search and Rescue Council shall meet to discuss reimbursements and the distribution of grant funds from the BSAR fund in accordance with §33-1-112.5, CRS, in conjunction with analysis and consultation with Division staff.
  - a. The Division Director, or their designee, will give final approval for all reimbursements and distribution of funds.

**ARTICLE IXVIII - GRAY WOLF INJURIOUS HAZING AND LETHAL TAKE PERMITS**

**#1690 - PROCEDURES FOR APPLYING FOR AND APPEALING A DENIED GRAY WOLF PERMIT**

- A. Applications to conduct activities requiring express authorization from the Division under state law, including Chapter W-10, #1000.A.11 or #1001.B or #1001.C, such as applications for authorization to injuriously or lethally take gray wolves, including retroactive authorization for take of wolves caught in the act of attacking livestock or working dogs, must be filed in the relevant CPW Area Office or via email at [wolf.permits@state.co.us](mailto:wolf.permits@state.co.us) on an application form provided by the Division. The relevant CPW Area Office means the CPW office having administrative responsibility over some or all of the lands where the claimed wolf depredation at issue occurred, or is occurring, as shown on the Areas, Districts, and Office Locations map on the CPW website, available at [https://cpw.state.co.us/learn/Maps/CPW\\_Districts.pdf](https://cpw.state.co.us/learn/Maps/CPW_Districts.pdf).
- B. The Region Manager responsible for the lands identified in the application will review such an application promptly and after consulting with the Director of the Division, will issue a written notice of the action taken by the agency. If the application for authorization is denied, the grounds therefor shall be given to the applicant (“Region Manager Decision”). The giving of such notice shall be via mail to the same address as shown on the application. Such notice will be provided via email if the applicant provided an email address on their permit application. If mailed, the Region Manager Decision must contain a certificate of mailing evidencing when the decision was

mailed to the applicant and is effective upon mailing. If emailed, the Region Manager Decision is effective upon transmission by the Division.

- C. Subject to paragraph G below, if the application is denied in the Region Manager Decision, the applicant may appeal the Region Manager Decision to the Commission by filing a written notice of appeal with the Commission within 45 days from the effective date of the Region Manager Decision. The notice of appeal must be sent to “CPW Wolf Permit Appeals – Attention Commission Appeals” 6060 Broadway, Denver, CO 80216. If a timely appeal is not made to the Commission, the Region Manager Decision shall become final.
- D. The notice of appeal must contain contact information for the applicant, state the legal and factual reasons why the application should be granted, and identify the relief sought by the applicant. The notice of appeal must contain all documents and information necessary for the applicant to meet their burden of proof.
- E. The Commission will review the appeal at its next regularly scheduled meeting and issue a written decision (“Commission Decision”). Provided, however, the applicant may request an earlier hearing. The Division Director or their designee will notify the applicant of the Commission Decision in the same manner as provided for in the Region Manager Decision. If mailed, the Commission Decision is effective upon mailing. If emailed, the Commission Decision is effective upon transmission by the Division Director or their designee. At the time of filing the appeal, the applicant may provide other written materials in support of their appeal but, unless ordered by the Commission Chair, oral testimony will not be accepted.
- F. The Commission Decisions constitute final agency action.
- G. Nothing in these rules enables any person to file a notice of appeal over a Region Manager Decision denying a permit application seeking retroactive authorization for take of gray wolves caught in the act of attacking livestock or working dogs pursuant to chapter W-10, #1001.B; such a decision constitutes final agency action subject only to appeal as authorized by § 24-4-106, CRS (judicial review).

**Basis and Purpose:**

**Commercial Use of Property Owned or Managed by the Division**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16 and to update the regulations to create a consistent and transparent process for customers. The proposed changes eliminate the variations to establish a consistent process and set of regulations to control all commercial use on all properties owned or managed by CPW. These regulation changes address how commercial use is allowed on CPW properties, establish commercial use permits for the Division to manage most commercial uses on CPW properties, set fees that may be charged by the Division for all commercial uses, and establish property specific requirements and fees for the highly unique Cameo Shooting and Education Complex.

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing [dnr\\_cpw\\_planning@state.co.us](mailto:dnr_cpw_planning@state.co.us) or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Wildlife Act, § 33-1-101 to 33-6-209, C.R.S., specifically including, but not limited to: § 33-6-106, C.R.S. and §33-1-106(1)(a), C.R.S.**

**EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO ON THIS 14TH DAY OF NOVEMBER 2024.**

**APPROVED:  
Dallas May  
Chair**

**ATTEST:  
Karen Bailey  
Secretary**

**FINAL REGULATIONS - CHAPTER P-1 - PARKS AND OUTDOOR RECREATION LANDS**  
**ARTICLE I - GENERAL PROVISIONS APPLICABLE TO ALL PARKS AND OUTDOOR RECREATION**  
**LANDS AND WATERS**  
**# 100 - PARKS AND OUTDOOR RECREATION LANDS**

**A. Definitions**

1. "Parks and Outdoor Recreation Lands" shall mean, whenever used throughout these regulations, all parks and outdoor recreation lands and waters under the administration and jurisdiction of the Division of Parks and Wildlife.
2. "Wearable Personal Flotation Device" shall mean a U.S. Coast Guard approved personal flotation device that is intended to be worn or otherwise attached to the body. A personal flotation device labeled or marked as Type I, II, III, or V (with Type I, II, or III performance) is considered a wearable personal flotation device as set forth in the Code of Federal Regulations, Title 33, Parts 175 and 181(2014).

**B.** When these regulations provide that an activity is prohibited except as posted or permitted as posted, the Division will control these activities by posting signs identifying the prohibited or authorized activities, specifying the affected area and the basis for the posting. The Division will apply the following criteria in determining if an activity will be restricted or authorized pursuant to posting:

1. Public safety or welfare.
2. Potential impacts to wildlife, parks or outdoor recreation resources.
3. Remediation of prior impacts to wildlife, parks or outdoor recreation resources.
4. Whether the activity will unreasonably interfere with existing authorized activities or third party agreements.
5. Whether the activity will provide additional public benefits.

**C. It shall be prohibited:**

1. To enter, use or occupy Parks and Outdoor Recreation Lands when same are posted against such entry, use or occupancy. (Access to Parks and Outdoor Recreation lands and waters is generally allowed between 5:00 a.m. and 10:00 p.m. daily. Restricted access generally will be allowed during other hours for camping and fishing.)
2. To remove, destroy, mutilate, modify or deface any structure, water control device, poster, notice, sign or marker, tree, shrub or other plant or vegetation, including dead timber and forest litter, or any object of archaeological, geological, historical, zoological or natural/environmental value or interest on Parks and Outdoor Recreation Lands. (This regulation does not include removal of firewood from designated firewood areas, noxious

weeds as defined by statute, or recreational gold mining within the Arkansas Headwaters Recreation Area, except where prohibited as indicated by posted signs.)

3. To remove, destroy or harass any wildlife or livestock on Parks and Outdoor Recreation Lands. (Hunting will be allowed in areas designated by the Division during hunting seasons.)

#### **CAMPING**

4. To camp or to park a motor vehicle, trailer or camper on Parks and Outdoor Recreation Lands with the intention (or for the purpose) of camping other than on areas designated for camping; or to leave a set-up camp, motor vehicle, trailer or camper unattended for more than twenty-four (24) hours, unless otherwise posted.
  - a. No individual may camp or park a motor vehicle, trailer or camper on a state park for more than fourteen (14) days in any twenty-eight (28) day period on a single park, except that extensions totaling no more than a maximum of fourteen (14) additional days may be permitted by the park manager, as a one-time exception. For the purposes of this regulation, an individual is defined as any person who has occupied a site, whether or not they are formally listed on the reservation as the reserving party or primary occupant. This limit does not apply to multiple sites reserved for the same day by an individual or group pursuant to regulation # 704(2).

#### **LITTERING**

5. To leave fish or fish entrails or debris in or on the ice-covered or open waters of lakes, reservoirs or streams located within Parks and Outdoor Recreation Lands.
6. To leave any residentially or commercially generated garbage or trash or any other litter generated outside a park or recreation area anywhere within a park or recreation area.

#### **FIRES**

7. To build or tend fires within Parks and Outdoor Recreation Lands, except in fully enclosed vehicles; or in designated sites in Division-furnished grills or fireplaces; or in hibachis, charcoal grills, stoves and other metal containers, unless otherwise prohibited by these regulations.
8. To allow a fire to burn in a careless manner; to leave any fire unattended; or to fail to completely extinguish any fire on Parks and Outdoor Recreation Lands.
9. To discharge or use fireworks of any kind or nature within Parks and Outdoor Recreation Lands (except special displays approved by the Director; subject to provisions of local political subdivision regulations).

#### **COMMERCIAL USE**

10. To use Parks and Outdoor Recreation Lands for a commercial purpose, except as allowed by Chapter W-16 #1610-1615.

- ~~a. Special resource use which shall be authorized by the Commission on a case-by-case basis at a public meeting of the Commission (i.e., mining, timber cutting, grazing, haying, and other similar uses.)~~
- ~~b. Uses authorized pursuant to concession contracts issued in accordance with state procurement and fiscal rules; or~~
- ~~c. Pursuant to a cooperative agreement with the Division or special activities permit issued by the Division. Commercial use which conflicts with area management plans will not be approved.~~
- ~~d. For incidental commercial services that:
 
  - ~~(1) Are provided by a commercial entity that is providing services incidental to the public use and operation of a State Park. Such services include: renting of pack animals or their services to remove harvested animals; vehicle and vessel repair; locksmith and tow services; vessel launch, retrieval or recovery services; product deliver services; and ride sharing or taxi services;~~
  - ~~(2) The commercial entity does not solicit for business at, or use the name of, a State Park(s) for advertising;~~
  - ~~(3) The commercial entity maintains a separate place of business; and~~
  - ~~(4) The incidental commercial service is not one for which the provider is required by law to obtain a guide or outfitter license.~~
  - ~~(5) Incidental commercial services does not include commercial boat launch and load services at Navajo State Park.~~~~

**BOAT DOCKS**

- 11. To fish from boat ramps or boat docks located within Parks and Outdoor Recreation Lands or to otherwise use such ramps or docks in a manner contrary to the intended use.

**GLASSWARE**

- 12. For any person to carry or possess any glassware within the confines of a public swimming area, bathing area or designated water skiing beach.

**NIGHT ACTIVITY**

- 13. To occupy a parking site with a motorized vehicle between the hours of 10:00 p.m. and 5:00 a.m., unless such person and all other occupants arriving in such vehicle are actively engaged in fishing or boating.

**SWIM BEACH**

- 14. For any person:
  - a. To build or tend any kind of fire on any swim beach.
  - b. To fish from any swim beach.

- c. To allow any child under the age of 13 years to be on a swim beach unless accompanied by an adult.
- d. Definitions as used in this regulation, unless the context requires otherwise:
  - (1) "Swim Beach" - For the purpose of this regulation, "swim beach" means a portion of a natural or impounded body of water designated for swimming, recreational bathing or wading.

**AIRCRAFT**

- 15. To land or take off with any type of aircraft on any Parks and Outdoor Recreation lands and waters, except as specifically authorized by these regulations or in case of emergency. "Aircraft" means any device or equipment that is used or intended to be used for manned flight or to otherwise hold humans aloft for any period of time, including powerless flight, and specifically includes, but is not limited to, airplanes, helicopters, gliders, hot air balloons, hang gliders, parachutes, parasails, kite boards, kite tubes, zip lines and other similar devices or equipment.

**ANIMALS/PETS**

- 16. To allow any dog or other pet on Parks and Outdoor Recreation Lands, unless the same shall be under control and on a leash not exceeding six (6) feet in length. This requirement for dogs or other pets to be on a six-foot leash shall not apply when the animal is confined in a vehicle or vessel or within the boundaries of the designated dog off leash area at Chatfield State Park or the designated dog off leash area at Cherry Creek State Park. Further, it shall be unlawful to allow a dog or other pet within any area used as a swimming or water-ski beach. Any person having a dog or other pet creating a nuisance or disturbance or who fails to properly control a dog or other pet may be evicted from the park or recreation area. This provision shall not apply to dogs while being used in hunting, field trials, or while being trained on lands open to such use.
- 17. To bring horses, mules, donkeys or burros into or allow same on Parks and Outdoor Recreation Lands, except on areas or trails designated for such use.
- 18. To turn livestock onto or allow grazing on Parks and Outdoor Recreation Lands without permission from the Commission.
- 19. For any handler of any dog to fail to immediately collect, remove, and properly dispose of all dog or pet feces from, or near, any developed park sites including campgrounds, picnic area, dog training areas, and designated trails.

**DUMP STATIONS/OTHER UTILITIES**

- 20. To empty wastewater holding tanks, fill water holding tanks or otherwise use any parks and outdoor recreation dump station or utility without a valid park pass and valid camping permit or camping reservation.

**BEARS**

- 21. Where necessary to prevent or address bear/human interactions or related issues, the park manager may designate all or a portion of any state park where: food, trash and equipment used to cook or store food must be kept sealed in a hard-sided vehicle, in a

camping unit that is constructed of solid, non-pliable material, or in a food storage box provided by the park for those persons entering the park in something other than a hard-sided vehicle or appropriate camping unit. This restriction does not apply to food that is being transported, consumed, or prepared for consumption. A hard-sided vehicle is defined as: the trunk of an automobile, the cab of a pickup truck, the interior of a motor home, fifth wheel, camping trailer or pickup camper. A hard-sided vehicle does not include any type of tent, pop-up campers or pickup campers with nylon, canvas, or other pliable materials, car top carriers or camper shells on the back of pickup trucks.

#### **QUIET HOURS**

22. Quiet hours will be enforced from 10:00 p.m. until 6:00 a.m.; and all generators, loud radios or other loud noises that may disturb the peace are prohibited during these hours.

#### **ABANDONED PROPERTY**

23. It shall be unlawful to leave any personal property unattended on Parks and Outdoor Recreation land or water for more than twenty-four (24) hours.
  - a. If such property is left unattended for more than twenty-four (24) hours, it will be considered abandoned.
  - b. Removal and storage will be at the expense of the owner.
  - c. All abandoned personal property, other than motor vehicles, which is not claimed within six months shall be sold for cash to the highest bidder at a public auction, notice of which (including time, place, and a brief description of such property) shall be published at least once in a newspaper of general circulation in the county wherein said public auction is to be held at least ten days prior to such auction. All funds generated shall be deposited in the Parks Cash Fund.
  - d. Abandoned motor vehicles will be handled in accordance with Article 4, Part, 18 of Title 42, C.R.S.

#### **MODELS**

24. It shall be unlawful to operate radio-controlled and/or fuel-propelled models, except in designated areas.

#### **CLIMBING HARDWARE**

25. It shall be unlawful to place fixed or permanent rock climbing hardware, unless the climber first obtains a Special-Activities Permit from the park manager. Removal of previously placed fixed or permanent climbing hardware is prohibited.

#### **PARKING**

26. To park a motor vehicle, trailer or camper in any area other than a designated parking area.

#### **BIKING**

27. To bike in any area other than in a designated biking area or on a designated road or trail.

## ALCOHOL

28. Consumption of alcoholic beverages on lands and waters under the supervision, administration, and/or jurisdiction of the Division is permitted with the following exceptions:
- a. It shall be prohibited to consume alcoholic beverages on any archery or firearm range unless specifically authorized by a concession contract, cooperative agreement or special activities permit, and then only allowed in areas specifically designated by the contract, agreement, or permit.
  - b. It shall be prohibited to sell and/or dispense alcoholic beverages on any lands and waters under the supervision, administration, and/or jurisdiction of the Division unless specifically authorized by a concession contract, cooperative agreement, or special activities permit, and then only allowed in areas specifically designated by the contract, agreement, or permit and the applicant party has obtained all appropriate licenses and permits to sell and/or dispense alcoholic beverages.
  - c. It shall be prohibited to be present on any lands and waters under the supervision, administration, and/or jurisdiction of the Division when under the influence of alcohol or any controlled substance to the degree that may endanger oneself or another person, damage property or resources, or may cause unreasonable interference with another person's enjoyment of any lands or waters under the supervision, administration, and/or jurisdiction of the Division.

## SWIMMING

29. To swim on state-park managed properties:
- a. From sunset to sunrise.
  - b. Within or 150 feet from:
    - i. any boat ramp,
    - ii. marina,
    - iii. breakwater,
    - iv. dock,
    - v. buoy-designated hazard or keep-out,
    - vi. any dam inlet or outlet structure, and
    - vii. where prohibited as posted.
  - c. For any child under the age of 13 unless accompanied by an adult.
  - d. As prohibited in #100.D of these regulations at:
    - i. Barr Lake State Park,
    - ii. Eleven Mile State Recreation Area,
    - iii. Golden Gate Canyon State Park,
    - iv. Highline Canal State Trail,

- v. James M. Robb – Colorado River State Park within East and West Lake of the Wildlife Area Section,
- vi. Lathrop State Park, except at the designated swim beach at Martin Lake,
- vii. and
- viii. Spinney Mountain State Recreation Area.

**PARK-SPECIFIC RESTRICTIONS**

**D. In addition to the general land and water regulations, the following restrictions shall also apply:**

**1. Arkansas Headwaters Recreation Area**

- a. Except in established campgrounds where toilet facilities are provided, all overnight campers must provide and use a portable toilet device capable of carrying human waste out of the Arkansas Headwaters Recreation Area. Contents of the portable toilet must be emptied in compliance with law and may not be deposited within the Arkansas Headwaters Recreation Area, unless at a facility specifically designated by the Arkansas Headwaters Recreation Area.
- b. Building or tending fires is allowed pursuant to regulation # 100b.7., except at the Arkansas Headwaters Recreation Area fire containers must have at least a two inch rigid side. Fire containers must be elevated up off the ground.
- c. Swimming is permitted in the Arkansas River from the confluence of the East Fork/Lake Fork of the Arkansas within the boundaries of the Arkansas Headwaters Recreation Area. All persons swimming within designated whitewater parks and all persons under the age of 13 swimming anywhere in the Arkansas River within the Arkansas Headwaters Recreation Area must wear a properly fitting U.S. Coast Guard approved wearable personal flotation device.
- d. No motorboats shall be permitted on the Arkansas River from the confluence of the East Fork/Lake Fork of the Arkansas to the west end of Pueblo Reservoir.
- e. Innertubes, air mattresses, and similar devices are permitted on the Arkansas River from the confluence of the East Fork/Lake Fork of the Arkansas within the boundaries of the Arkansas Headwaters Recreation Area. All occupants of these devices must wear a U.S. Coast Guard approved wearable personal flotation device.
- f. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.
- g. Recreational gold mining within the Arkansas Headwaters Recreation Area is allowed, except where prohibited as indicated by posted signs.

**2. Barr Lake State Park**

- a. No dogs or other pets shall be permitted in the wildlife refuge area.
- b. Visitors shall be required to remain on designated trails and boardwalks in the wildlife refuge area.
- c. No fishing or boating shall be permitted in the wildlife refuge area.
- d. Visitors shall be required to remain on the designated trails on Barr Lake Dam.
- e. No horses shall be permitted on the Barr Lake Dam.
- f. Only hand-propelled craft, sailboats and boats with electric trolling motors or gasoline motors of 10 horsepower or less shall be permitted.
- g. Only shotguns loaded with birdshot may be used for waterfowl hunting during the regular waterfowl hunting seasons, in the areas and at the times posted.

- h. Shotguns loaded with birdshot may also be used for dove hunting in the areas and at the times posted.
- i. All hunters must register prior to beginning hunting and check out at the conclusion of hunting, at the hunter registration area.
- j. Swimming is prohibited.

**3. Boyd Lake State Park**

- a. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.

**4. Cameo Shooting and Education Complex**

- a. Public access is allowed only from sunrise to sunset, except as otherwise authorized by an approved ~~Special Activity or~~ Commercial Use Permit.
- b. All fires may be prohibited, as posted, to comply with current burn restrictions.
- c. Camping is prohibited, except when authorized by an approved ~~Special Activity or~~ Commercial Use Permit, and then only allowed in areas specifically designated on the permit.
- d. Dogs are prohibited outside of vehicles, unless specifically authorized by an approved ~~Special Activity or~~ Commercial Use Permit, and then only allowed in areas specifically designated on the permit.
- e. Hunting is prohibited, except in the area north of, and no closer than 100 yards of, the Coal Canyon Main Canyon Divide.
- f. All persons must adhere to range safety rules, as posted.
- g. The possession of marijuana is prohibited.
- h. Biking is allowed in designated areas only, as posted.

**5. Castlewood Canyon State Park**

- a. No dogs or other pets shall be permitted in the East Canyon area.
- b. No horses shall be permitted in the East Canyon area.
- c. It shall be unlawful to climb, traverse, or rappel, on or from rock formations in the East Canyon area.
- d. Visitors shall be required to remain on the designated trails in the East Canyon area.

**6. Chatfield State Park**

- a. Entrance to and exit from the dog off leash areas are permitted only at designated access points.
- b. A handler may bring a maximum of three dogs at one time into the designated dog off leash area.
- c. Handlers must possess a leash and at least one waste bag for each dog in the designated dog off leash area.
- d. Sport dog trainers shall obtain a special use permit to access and use the designated upland and flat-water sport dog training areas.
- e. Handlers in the dog off leash area and the sport dog training areas must have a visible and valid dog off leash annual pass or dog off leash daily pass.
- f. Fishing is prohibited on the ponds within the dog off leash area.

- g. Only pistols or other mechanisms incapable of discharging live ammunition may be used at the dog training area.
- h. A valid permit is required to launch or land any hot-air balloon.
- i. Only float tubes or craft propelled by hand shall be permitted on the ponds within the park, excluding the main reservoir.

**7. Cherry Creek State Park**

- a. Entrance to and exit from the dog off leash areas is permitted only at designated access points.
- b. A handler may bring a maximum of three dogs at one time into the designated dog off leash area.
- c. Handlers must possess a leash and at least one waste bag for each dog in the designated dog off leash area.
- d. Sport dog trainers shall obtain a special use permit to access and use the designated upland sport dog training area.
- e. Handlers in the dog off leash area and the sport dog training area must have a visible and valid dog off leash annual pass or dog off leash daily pass.
- f. Use of shotgun shells on the trap/skeet range with shot size larger than size 7 is prohibited.
- g. Only pistols or other mechanisms incapable of discharging live ammunition may be used at the dog training area.

**8. Cheyenne Mountain State Park**

- a. Dogs and other pets shall be prohibited except leashed dogs and pets shall be permitted in the developed areas of the park and on the following select trails only: Acorn Alley, Bobcat Way, Raccoon Ridge, and that portion of Soaring Kestral west of the eastern most intersection with Bobcat Way. All visitors that have dogs or other pets on the select trails must have in their possession at least one waste bag per animal.
- b. Smoking shall be limited to developed areas only and shall not be permitted in the backcountry, or on the archery range, parking lot or trail system.
- c. Hunting shall be prohibited.
- d. It shall be unlawful to climb, traverse or rappel on or from rock formations.
- e. Any person 17 years of age or older who is shooting on the field/3D portion of the archery range must obtain and maintain on one's person a proper and valid daily or annual Cheyenne Mountain Park archery range individual permit.
- f. Public access is prohibited on the archery range from sunset to sunrise.
- g. Any person 16 years of age or younger entering the archery range must be under adult supervision at all times.
- h. Broadheads, crossbows, and firearms, including, but not limited to, BB guns, pellet guns, and air rifles, are prohibited on the archery range.
- i. No dogs or other pets shall be permitted on the archery range.

**9. Crawford State Park**

- a. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.

**10. Eldorado Canyon State Park**

- a. The use of all portable grills and stoves (including, but not limited to, charcoal, gas, and wood) is prohibited outside of designated high-use pads.

- b. During the period beginning the Tuesday after Labor Day and continuing through March 31, only hand-held bows and shotguns loaded with birdshot may be used for hunting during hunting seasons in the western portion of the parks known as crescent meadows.
- c. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only primitive weapons (hand-held bow and muzzle-loading rifles) may be used to hunt big game animals in the western portion of Eldorado Canyon State Park known as Crescent Meadows.
- d. During the period of May 1 through October 1 on every Saturday, Sunday and federal or state holiday, no motorized vehicle shall enter, park or use any facilities of Eldorado Canyon State Park from 5:30 am until 5:30 pm unless such use is by the authority of a valid day use reservation issued through the approved reservation system by Colorado Parks and Wildlife.
  - (1) Day use reservations may be made by phone or online (cpw.state.co.us).
  - (2) Reservations may not be made more than 1 month in advance of the date.
  - (3) Visitors who wish to cancel a reservation must do so no later than 24 hours before the reservation.
  - (4) Day use reservations are limited to one reservation per person per day. Each person is limited to a maximum of four reservations each month.
  - (5) The individual named on the reservation must be in the motor vehicle. Reservations are non-transferable and cannot be traded, sold or auctioned.
  - (6) In addition to a valid day use reservation, a valid vehicle pass, as required by regulation #700, shall be required for each motor vehicle for each day of entry.

**11. Eleven Mile State Recreation Area**

- a. It shall be unlawful, except by law enforcement officers on official duty, to operate or park snowmobiles on land or on the frozen water surface of the reservoir, unless otherwise posted at the park entrances.
- b. It shall be unlawful to operate or occupy boats on the surface of the reservoir from one-half hour after sunset until one-half hour before sunrise.
- c. It shall be unlawful to enter upon, use or occupy the islands on the reservoir.
- d. It shall be unlawful to enter, use or occupy the lands or waters of Eleven Mile State Recreation Area lying to the east of the restrictive buoy line.
- e. Water skiing is prohibited on Eleven Mile Reservoir.
- f. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.
- g. Swimming is prohibited.

**12. Fishers Peak State Park**

- a. Visitors shall remain on the designated trails except as otherwise authorized in a ~~Special Activity special use~~ Permit issued in accordance with (g) of these regulations.
- b. It shall be unlawful to climb, traverse, or rappel, on or from the summit or rock formations of Fishers Peak.

- c. Pets or other domestic animals are prohibited outside of designated parking areas, except as otherwise authorized in a ~~Special Activity~~ special use P permit issued in accordance with (g) of these regulations.
- d. Snowmobile and off-highway vehicle use are prohibited.
- e. Fires are permitted only in Division-furnished grills or fireplaces; LP gas or liquid fueled stoves which allow the operator to turn the fuel on and off are permitted only in designated campsites or picnic areas.
- f. Raptor nest buffers
  - (1) From December 15-July 15, all visitors must remain outside of the ½-mile buffer established for Golden Eagle nests as posted.
  - (2) From March 15-July 31, all visitors must remain outside of a ½-mile buffer established for Peregrine Falcon nests as posted.
- g. Hunting access is permitted for licensed big game (deer, elk, mountain lion and bear) or turkey hunters with a hunting access permit in accordance with parts (1) through (3) below:
  - (1) A ~~Special Activity~~ special use P permit authorizing access will be issued to successful applicants through a drawing as provided in these regulations. Failure to comply with the conditions stated in the permit, statutes or regulations may result in permit revocation.
  - (2) Only a successful ~~Special Activity~~ special use P permit holder and one nonhunting companion are allowed on the property.
  - (3) Vehicles involved in hunting use of the park are required to have a valid Colorado State Parks Pass, unless the vehicle displays a Disabled Veteran license plate or Purple Heart license plate.

### **13. Golden Gate Canyon**

- a. No boats, rafts or other floating devices of any kind shall be permitted on lakes within Golden Gate Canyon State Park, except as part of an organized class in canoeing sponsored by the Division.
- b. In Jefferson County, excluding the 160-acre parcel known as the Vigil Ranch and the posted strip of land along Gilpin County Road 2: During deer and elk seasons, any lawful method of hunting may be used for hunting such big game; and beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of hunting may be used during hunting seasons for small game, in areas not posted as prohibiting such use or uses. Reservations for hunting are required and shall be limited in number. To make a reservation, hunters must already possess a valid big game license for the specific hunt code permitted on the property or a valid small game license. Reservations must be made through the Hunter Reservation System in accordance with regulation #901.A except that each reservation will be valid for a single day, within the season designated by the license, and made no more than 14 days in advance of the hunt date. Additionally, reservations may be made up to and including the reservation date regardless of species.

- c. During deer and elk seasons that are in the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of hunting deer and elk may be used in areas not posted as prohibiting such use in that portion of Golden Gate Canyon State Park located in Gilpin County, otherwise known as the Green Ranch. Only hunters selected through a special drawing prior to the beginning of big game seasons are permitted to hunt the Green Ranch portion of Golden Gate Canyon State Park.
- d. Swimming is prohibited.

**14. Harvey Gap State Recreation Area**

- a. Only hand-propelled craft, sailboats and boats with electric trolling motors or gasoline motors of 20 horsepower or less shall be permitted on Harvey Gap Reservoir.
- b. Water skiing is prohibited on Harvey Gap Reservoir.
- c. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.

**15. Highline Canal State Trail**

- a. No swimming, tubing or rafting shall be permitted.
- b. No fires shall be permitted.

**16. Highline Lake State Park**

- a. Only hand-propelled craft, sailboats and boats with electric motors shall be permitted on Mack Mesa Reservoir.
- b. Boats shall be prohibited on Highline Lake from the first day in October through the last day in February, except that hand-propelled craft may be used to set out and pick up decoys and retrieve downed waterfowl in the area open to hunting.
- c. Waterfowl hunting permitted in the areas and at the times posted. Only shotguns loaded with birdshot may be used for waterfowl hunting.
- d. Small game hunting permitted using only shotguns, in the areas and at the times posted.
- e. Reservations are required to hunt in accordance with #504.I.
- f. Big game hunting is prohibited.
- g. All hunters must register prior to beginning hunting and check out at the conclusion of hunting, at the hunter registration area.
- h. Vessels launched on Highline Lake on Wednesdays are prohibited from traveling at speeds above "wakeless," as defined in regulation #218.1 in Chapter P-2. If July 4 falls on a Wednesday, this day is exempt from the wakeless restriction.

**17. Jackson Lake State Park**

- a. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.

**18. James M. Robb - Colorado River State Park**

**a. Colorado River Wildlife Area**

- (1) In accordance with applicable management plans, no dogs or other pets shall be permitted, except on designated trails.
- (2) No fires shall be permitted.
- (3) Swimming is prohibited within East and West Lakes.
- (4) In accordance with applicable management plans, public access is restricted to designated roads and trails from March 15 to May 30 of each year.
- (5) No boats, rafts or other floating devices of any kind shall be permitted on lakes.

**b. Fruita, Connected Lakes, Corn Lake and Island Acres Sections**

- (1) Except for the swim area at Island Acres, only hand-propelled craft, sailboats and boats with electric motors shall be permitted.
- (2) Only waterfowl hunting permitted in the areas and at the times posted. All other hunting prohibited.
- (3) Only shotguns loaded with birdshot may be used for waterfowl hunting.
- (4) Waterfowl hunting from designated blinds only.
- (5) Reservations are required to hunt in accordance with #504.I.
- (6) Hunting is prohibited in Fruita and Connected Lakes sections.

**c. 34 Road Parcel**

- (1) No public access except for waterfowl hunting on weekends during designated waterfowl hunting seasons.
- (2) Only waterfowl hunting permitted in the areas and at the times posted. All other hunting prohibited.
- (3) Only shotguns loaded with birdshot may be used for waterfowl hunting.
- (4) Reservations are required to hunt in accordance with #504.I.
- (5) Waterfowl hunting from designated blinds only.

**d. Pear Park Section**

- (1) No boats, rafts or other floating devices of any kind shall be permitted on lakes between 30 Road and 29 Road.
- (2) Only waterfowl hunting permitted in the areas and at the times posted. All other hunting prohibited.
- (3) Only shotguns loaded with birdshot may be used for waterfowl hunting.
- (4) Reservations are required to hunt in accordance with #504.I.
- (5) Waterfowl hunting from designated blinds only.

**19. John Martin Reservoir State Recreation Area**

- a. No public access shall be permitted on the north shore area of John Martin Reservoir State Recreation Area from the first day of November through March 15 of every year or as posted except to retrieve downed waterfowl.
- b. Only hand-propelled craft, sailboats and boats with electric motors shall be permitted on Lake Hasty.
- c. No unauthorized boats, rafts, or other floating devices of any kind shall be permitted on the waters below John Martin Dam to the Arkansas River bridge.
- d. No public access shall be permitted east of the waterfowl closure line to the dam from the first day of November through March 15 of every year or as posted except to retrieve downed waterfowl.

**20. Lake Pueblo State Park**

- a. Jumping, diving or swinging from cliffs, ledges or man-made structures is prohibited, including, but not limited to, boat docks, marina infrastructure and the railroad trestle in Turkey Creek.
- b. Innertubes, air mattresses and similar devices are permitted, below the dam on that part of the Arkansas River within the boundaries of Pueblo State Recreation Area. All occupants of these devices must wear a U.S. Coast Guard approved wearable personal flotation device.
- c. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.

**21. Lathrop State Park**

- a. Boats shall be prohibited on Horseshoe Reservoir from the first Monday in November through the last day of migratory waterfowl seasons, except as posted and except that hand-propelled craft may be used to set out and pick up decoys and retrieve downed waterfowl on the areas of such lakes open to hunting of migratory waterfowl.
- b. Water skiing is prohibited on Horseshoe Reservoir.
- c. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons west from a north-south line corresponding with the existing barbed-wire fence between Horseshoe Lake and Martin Lake.
- d. Swimming is prohibited except at the designated swim beach at Martin Lake.

**22. Lone Mesa State Park**

- a. During any authorized big game hunting season, any lawful method of hunting deer, elk, and bear may be used in areas not posted as prohibiting such use in Lone Mesa State Park. Only hunters who possess a valid Lone Mesa State Park hunting permit are permitted to hunt.
- b. Hunting is permitted in the spring only in accordance with parts (1) through (3)
  - 1. Individuals must hold a TM000U1R turkey license.
  - 2. Vehicles involved in hunting use of the park are required to have a valid Colorado State Parks Pass, unless the vehicle displays a Disabled Veteran license plate or Purple Heart license plate.
  - 3. Only established roads and parking area defined on the Lone Mesa hunting map may be used. Game retrieval roads are excluded from the spring season and are only for use in the fall big game seasons.

**23. Lory State Park**

- a. During deer and elk seasons, any lawful method of hunting may be used for hunting such big game; and beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of hunting may be used during hunting seasons for small game, in areas not posted

as prohibiting such use or uses; except that hunting is not permitted on Saturdays and Sundays.

- b. During the spring turkey hunt at Lory State Park, it shall be permitted to hunt turkey by legal methods on Mondays and Tuesdays only. All other days of the week shall be closed to spring turkey hunting.

**24. Mancos State Park**

- a. Only hand-propelled craft, sailboats, boats with electric trolling motors and boats with gasoline motors operated at a wakeless speed shall be permitted on Mancos Reservoir.
- b. Water skiing is prohibited on Mancos Reservoir.

**25. Mueller State Park**

- a. No dogs or other pets shall be permitted outside of the developed facilities area.
- b. It shall be unlawful, except by law enforcement officers on official duty, to operate snowmobiles and off-highway vehicles.
- c. No boats, rafts or other floating devices of any kind shall be permitted on lakes within Mueller State Park.
- d. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of controlled hunting may be used, during hunting seasons, in areas not prohibiting such use on Mueller State Park. Hunters may access the posted hunting area only from Trail 5 at the Visitor Center, Trail 11 at the Livery parking lot or Lost Pond Picnic Area and Trail 13 at the group campground. All weapons must be completely unloaded when the hunter is outside the posted hunting area boundary.

**26. Navajo State Park**

- a. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.
- b. Kiteboarding is permitted at Navajo State Park via a special activity-use permit with the following restrictions:
  - (i) The kiteboard must have three safety systems: a control bar release, a quick release and a safety release.
  - (ii) All three safety systems must be in good and operational condition and in compliance with manufacturer specifications so that when activated the kite loses power and falls to the water.
  - (iii) Kiteboarders must wear a United States Coast Guard approved personal flotation device when kiteboarding.

**27. North Sterling State Park**

- a. Boats shall be prohibited on North Sterling Reservoir from the first Monday in November through the last day of migratory waterfowl seasons, except as posted and except that hand-propelled craft may be used to set out and pick up decoys and retrieve downed waterfowl on the areas of such lakes open to hunting of migratory waterfowl.
- b. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows and shotguns loaded with birdshot may be used for hunting in areas not prohibiting such use on North Sterling State Park, except as follows:
  - (i) Hunting is prohibited from the dam, and

- (ii) Hunting is prohibited from the frozen surface of the lake.

**28. Paonia State Park**

- a. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.

**29. Pearl Lake State Park**

- a. Only hand-propelled craft, sailboats, boats with electric trolling motors and boats with gasoline motors operated at a wakeless speed shall be permitted.
- b. Water skiing is prohibited on Pearl Lake.
- c. During deer and elk seasons, any lawful method of hunting may be used for hunting such big game; and beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of hunting may be used during hunting seasons for small game, in areas not posted as prohibiting such use or uses.

**30. Ridgway State Park**

- a. No boats, rafts, or other floating devices shall be permitted on any waters within the Pa-Co-Chu-Puk Recreation Site, below Ridgway Dam.
- b. On all areas of the park east of Highway 550: during deer and elk seasons, any lawful method of hunting may be used for hunting such big game; and, during the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, any lawful method of hunting may be used during hunting seasons for small game, in areas not posted as prohibiting such use or uses.
- c. During any authorized hunting season from October 1 to April 30 of each year, and any approved special season, any lawful method of hunting may be used on all lands at Ridgway State Park open to public access west of Ridgway Reservoir, except that the area bounded by Dallas Creek on the south and the site closure signs on the north shall be closed to all hunting.
- d. During any authorized waterfowl hunting season from October 1 to April 30 of each year, and any approved special season, waterfowl hunting shall be permitted within the Dallas Creek Recreation Site at Ridgway State Park; except that hunting shall be prohibited between the park road and U.S. Highway 550 and in other areas posted as prohibiting such use.
- e. During approved special seasons, any lawful method of hunting may be used in the following areas (or special hunting zones) as defined:
  - (i) (Zone 1) Elk Ridge Mesa, including the closed Elk Ridge Campground, and
  - (ii) (Zone 2) That area bounded by a distance of 100 yards south of park headquarters, on the north; Ridgway Reservoir on the west; ¼ mile from Colorado Highway 550 on the south; and ¼ mile from the main park road on the east and,
  - (iii) That area bounded by Ridgway reservoir's main cove on the north; ¼ mile from the Elk Ridge road on the west; the intersection of the Elk Ridge and main park roads on the south; and ¼ mile from the main park road on the east at Ridgway State Park and,
  - (iv) The Pa-Co-Chu-Puk Recreation site at Ridgway State Park.

**31. Rifle Falls State Park**

- a. It shall be unlawful to climb, traverse, or rappel on or from rock formations.

**32. Rifle Gap State Park**

- a. Hunting permitted in areas not prohibiting such use.

**33. Roxborough State Park**

- a. No dogs or other pets shall be permitted.
- b. No fires shall be permitted.
- c. It shall be unlawful to climb, traverse or rappel on or from rock formations.

**34. Saint Vrain State Park**

- a. Only hand-propelled craft, sailboats and boats with electric motors shall be permitted, except on Blue Heron Reservoir.
- b. Only hand or trailer launched vessels with electric or gasoline motors operated at a wakeless speed shall be permitted on Blue Heron Reservoir.

**35. Spinney Mountain State Recreation Area**

- a. It shall be unlawful, except by law enforcement officers on official duty, to operate or park snowmobiles on land or on the frozen water surface of the reservoir, unless otherwise posted at the park entrances.
- b. It shall be unlawful to operate or occupy boats on the surface of the reservoir from one-half hour after sunset until one-half hour before sunrise.
- c. It shall be unlawful to enter upon, use or occupy the islands on the reservoir.
- d. It shall be unlawful to enter, use or occupy the lands or waters of Spinney Mountain State Recreation Area between November 16 and April 30, unless the reservoir is ice-free and the area is otherwise posted as open for public use.
- e. It shall be unlawful to enter, use or occupy the lands or waters of Spinney Mountain State Recreation Area between the hours of one hour after sunset and one-half hour before sunrise, or as otherwise posted.
- f. Water skiing is prohibited on Spinney Mountain Reservoir.
- g. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.
- h. Swimming is prohibited.

**36. Stagecoach State Park**

- a. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons on the western half of the reservoir.

**37. State Forest State Park**

- a. No boats, rafts or other floating devices of any kind shall be permitted on lakes within The State Forest, except that wakeless boating shall be allowed on North Michigan Reservoir.
- b. Only hand-propelled craft, sailboats, boats with electric trolling motors and boats with gasoline motors operated at a wakeless speed shall be permitted on North Michigan Reservoir.
- c. Water skiing is prohibited on North Michigan Reservoir.
- d. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.

**38. Staunton State Park**

- a. No boats, rafts or other floating devices of any kind shall be permitted on lakes within the park.

**39. Steamboat Lake State Park**

- a. During deer and elk seasons, any lawful method of hunting may be used for hunting such big game; and from the Tuesday after Labor Day through the Friday prior to Memorial Day, any lawful method of hunting may be used during hunting seasons for small game, in areas not posted as prohibiting such use or uses.

**40. Sweitzer Lake State Park**

- a. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.
- b. Waterfowl hunting is prohibited, except in the six (6) designated hunt zones.
- c. From 5:00 am until 12:00 pm, reservations are required to hunt waterfowl in accordance with #504.I. Reserved zones which are unoccupied by 7:00 am will be available on a first-come, first-served basis. However, any hunt zone must be yielded at any time upon request of a hunter holding a valid and active reservation for that zone.
- d. Reservations are not required to hunt waterfowl from 1:00 pm until sunset, and hunting is on a first-come, first-served basis.
- e. Leaving decoys overnight is prohibited.

**41. Sylvan Lake State Park**

- a. Only hand-propelled craft, sailboats and boats with electric motors shall be permitted.
- b. Water skiing is prohibited on Sylvan Lake.
- c. During any hunting season all year, lawful methods of hunting may be used in areas not prohibiting such use.

**42. Trinidad Lake State Park**

- a. During the period beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day, only bows and arrows including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.
- b. Dogs or other pets are prohibited on the archery range.
- c. Smoking is prohibited on the archery range.
- d. Broadheads, crossbows, and firearms, including, but not limited to, BB guns, pellet guns, and air rifles are prohibited on the archery range.
- e. Any person 16 years of age or younger entering the archery range must be under the direct supervision of an adult at all times.
- f. Public access is prohibited on the archery range between sunset and sunrise.

**43. Vega State Park**

- a. Hunting permitted beginning the Tuesday after Labor Day and continuing through the Friday prior to Memorial Day.
- b. Only bows and arrows, including crossbow and hand-held bow, unless otherwise restricted, and shotguns loaded with birdshot may be used for hunting during hunting seasons, and only in areas not posted as prohibiting such use.

**ARTICLE IV – GENERAL RESTRICTIONS RELATING TO HUNTING, TRAPPING AND THE DISCHARGE OF FIREARMS AND OTHER WEAPONS ON PARKS AND OUTDOOR RECREATION LANDS  
# 106**

**A.** It shall be unlawful:

**WEAPONS, FIREARMS, AND FIREWORKS**

- 1. To possess, carry, or discharge explosives, firearms and/or other weapons on Parks and Outdoor Recreation Lands or Waters in any manner that violates Title 18, C.R.S., or any other applicable law. The lawful carry of concealed handguns by persons in possession of a valid concealed handgun permit, together with valid photo identification, is permitted. The possession or discharge of fireworks is prohibited. The lawful possession and/or discharge of firearms on designated shooting ranges is permitted. Other exceptions pertaining to the possession and/or discharge of firearms on Parks and Outdoor Recreation Lands or Waters are as follows:

**HUNTING/DOG TRAINING**

- a. Shotguns loaded with birdshot or pistols loaded with blank charges may be used during authorized regattas and field trials or during the training of dogs on designated dog-training areas, except as restricted by park-specific regulations in 100.C.
  - (i) The use of live birds during the training of dogs is prohibited unless approved by the Division ~~through a Special Activities Permit~~ in accordance with Chapter W-8 of these regulations.

**BOW FISHING (Archery) and Spearfishing:**

- b. Bows and arrows may be used on designated archery ranges or as a method of fishing in accordance with fishing regulations. Underwater spearfishing may be used as a method of fishing in accordance with fishing regulations. Underwater spearfishing is prohibited within 100 feet of any marina, boat ramp, swim beach or dam infrastructure.

**HUNT AREAS**

- c. Park Managers may post an area on a park or recreation area as being closed to hunting due to public safety considerations or sound park management practices.
- d. To discharge explosives, firearms, and/or other weapons within 100 yards of any designated campground, picnic area, boat ramp, swimming or water skiing beach or nature trail and study area, except as may be otherwise posted.

- e. To discharge explosives, firearms, and/or other weapons from any location so that projectiles are caused to cross over or fall upon Parks and Outdoor Recreation Lands.

**TRAPPING**

- f. To place or set traps on Parks and Outdoor Recreation Lands and Waters, except as authorized by wildlife regulations and with prior authorization by Colorado Parks and Wildlife ~~valid Special Activities Permit~~.

**RAPTOR HUNTING**

- g. To hunt by the use of raptors on Parks and Outdoor Recreation Lands and Waters, except as authorized by wildlife regulations and with prior authorization by Colorado Parks and Wildlife ~~valid Special Activities Permit~~.

**MAILING 11/01/2024**  
**Basis and Purpose**  
**Chapter P-1 - Parks and Outdoor Recreation Lands**

**Basis and Purpose:**

**Updating regulations related to commercial use of Parks and Outdoor Recreation Lands**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16. These changes remove all the current explanation and authorization of commercial use and directs all authorization for commercial use to the new regulations adopted in Chapter W-16. These changes also make commercial use at Cameo Shooting and Education Complex consistent with commercial use on all CPW properties with appropriate exceptions provided in Chapter W-16.

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing [dnr\\_cpw\\_planning@state.co.us](mailto:dnr_cpw_planning@state.co.us) or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Parks Act, §§ 33-10-101 to 33-33-113, C.R.S., and specifically including, but not limited to: §§ 33-10-106, C.R.S.**

**EFFECTIVE DATE – THE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO THIS 14TH DAY OF NOVEMBER 2024.**

**APPROVED:**  
**Dallas May**  
**Chair**

**ATTEST:**  
**Karen Bailey**  
**Secretary**

**FINAL REGULATIONS - CHAPTER P-7 - PASSES, PERMITS AND REGISTRATIONS**

**ARTICLE I - GENERAL PROVISIONS AND FEES RELATING TO PASSES, PERMITS AND REGISTRATIONS**

**VEHICLE PASSES**

**#700 - VEHICLE PASS**

1. Except as otherwise provided in these regulations or by Colorado Revised Statutes, no motor vehicle shall be brought onto any state recreation area or state park unless a valid parks pass issued by the Division of Parks and Wildlife (Division) or the Department of Revenue (DOR) is properly attached, displayed, or carried in the vehicle. Passes that are designed to be affixed to the windshield shall be attached to the extreme lower right-hand corner of the vehicle's windshield in a position so that the pass may be observed and identified. For an annual affixed vehicle pass, including an aspen leaf annual pass to be properly attached to a windshield, it must be permanently affixed. A state parks annual transferable pass must be hung from the rear-view mirror so that the pass may be observed and identified. Any vehicle whereby a pass cannot be secured inside the passenger compartment or hung from a rear-view mirror shall be treated as a special case, but evidence of a pass shall be required on the person or in the vehicle. A vehicle that has a Keep Colorado Wild annual pass must have evidence of such on its associated DOR issued registration documents, which must be carried in the vehicle or shown in a Division sponsored mobile application.
  - (A) As referenced in this chapter, "veteran" means a person who served in the active military, naval, or air service and who was discharged or released under conditions other than dishonorable.
2. No vehicle pass shall be required for:
  - a. Any snowmobile as defined in section 33-14-101, C.R.S.;
  - b. Any off-highway vehicle as defined in section 33-14.5-101(3), C.R.S.;
  - c. Any government-owned vehicle, emergency vehicle, or law enforcement vehicle on official business;
  - d. Any commercial delivery vehicle delivering goods to the park or a park concessionaire when the goods are directly related to the operation of the park or concession;
  - e. Any resident's vehicle displaying a Colorado disabled veteran's license plate pursuant to section 42-3-213(5)(a), C.R.S. or a purple heart special license plate pursuant to section 42-3-213(2), and as provided for in section 33-12-106(1), C.R.S.;
  - f. Any vehicle bringing a holder of a Columbine, Centennial, Blue Spruce, Independence,

Volunteer or Military Pass issued pursuant to # 701 into a state recreation area or state park;

~~g. Any vehicle that is not required to have a vehicle pass pursuant to the special activity regulation # 703;~~

gh. Any vehicle entering a state recreation area or state park pursuant to # 712-4;

hi. Any vehicle that is exclusively towed;

ij. Any vehicle occupied by a veteran or current or reserve member of any branch of the armed forces of the United States, on the State observance of Veteran's Day. At least one form of past or present military identification shall be presented at the Park entrance. Acceptable forms of military identification include:

(1) DD214;

(2) DD Form 2;

(3) DD Form 2765;

(4) Active, retired or veteran military identification cards;

(5) A current Colorado Driver's License or state issued identification card with the word 'Veteran' printed on it as specified in 42-2-303 (5)(a), C.R.S.;

(6) VA medical card;

(7) The display of military license plates.

jk. Any Division employee, volunteer or hired contractor vehicle when such vehicle is used for the purposes of accomplishing work duties;

kl. Any vehicle owned by a concession owner or employee or any contractor working for a concession when such vehicle is used for the purposes of accomplishing work duties;

lm. Any vehicle entering the Cameo Shooting and Education Complex.

3. The types of annual vehicle passes available from the Division are as follows:

a. An Aspen Leaf annual vehicle pass as provided for in section 33-12-103, C.R.S.; and

b. An annual affixed vehicle pass, which is available for any vehicle except passenger vans and buses operated by a commercial business, and

c. A state parks annual transferable pass, which can be used for any vehicle except passenger vans and buses operated by a commercial business. State parks annual transferable passes are issued to individuals, not vehicles. Only one vehicle at a time can use an annual transferable pass.

(1) Commercial passenger vans and buses are eligible to purchase daily, but not

annual, vehicle passes.

(2) School buses on official school outings, passenger vans and buses operated by a nonprofit corporation or organization as defined in 13-21-115.5 (3), C.R.S., and passenger vans and buses operated by any government agency are eligible for either daily or annual affixed vehicle passes.

(3) An annual transferable pass may be shared with the original pass holder's household. For the purpose of this regulation, "household" is defined as persons living at the same address.

d. A Keep Colorado Wild annual pass, as provided for in section § 33-12-108, C.R.S., which will be available for purchase through the Colorado Department of Revenue vehicle registration process starting with January 2023 vehicle registrations.

4. Daily vehicle passes are as follows:

1. A fee of \$10.00 per vehicle for any vehicle except for passenger vans and buses operated by a commercial business.

a. School buses on official school outings, passenger vans and buses operated by a nonprofit corporation or organization as defined in 13-21-115.5 (3), C.R.S., and passenger vans and buses operated by any government agency are eligible to purchase a daily vehicle pass.

b. For passenger vans and buses operated by a commercial business, the daily vehicle pass fee will be based upon the number of passengers on-board. The fee shall be \$10.00 for up to fifteen passengers on-board, \$40.00 for sixteen to thirty passengers on-board, and \$50.00 for more than thirty passengers on-board.

5. An annual affixed vehicle pass or state parks annual transferable pass shall be issued and, by appropriate language, authorize entrance by motor vehicle to all state recreation areas and state parks, except Cameo Shooting and Education Complex, during the period beginning on the date of purchase through the last day of the same month in the following year. Such authorization shall apply to the user and all passengers in the motor vehicle to which the pass is affixed or displayed. One pass shall cover all state recreation areas and state parks.

6. Additional affixed annual vehicle passes may be issued to an owner or to the owner's household. Additional annual affixed vehicle passes authorize entrance by motor vehicle to all state recreation areas and state parks, except Cameo Shooting and Education Complex, during the period beginning on the date of purchase of the additional pass through the expiration date of the associated original full-priced annual affixed pass or state parks annual transferable pass. Owners of school buses, passenger vans and buses owned by a nonprofit corporation or organization as defined in 13-21-115.5 (3), C.R.S., and passenger vans and buses owned by any government agency are limited to purchasing no more than two additional annual affixed vehicle passes at a reduced fee per each annual affixed vehicle pass purchased at the full fee. For the purpose of this regulation, "household" is defined as persons living at the same address. "Owner" is defined as the person whose name appears on the registration of both the original vehicle for

which an annual affixed pass was purchased and the additional vehicle, or a person who can provide proof of ownership of the original and the additional vehicle at a designated Division office.

7. If the motor vehicle for which an annual affixed vehicle pass, additional affixed vehicle pass, Aspen Leaf annual pass, or additional Aspen Leaf annual pass was issued is sold or traded, or if the pass is lost or destroyed during the period in which it is valid, the person to whom the pass was issued may obtain a duplicate thereof, upon signing an affidavit reciting where and by whom it was issued and the circumstances under which it was lost or traded. Customers who provide proof of necessary replacement shall be issued a replacement annual affixed vehicle pass, additional affixed vehicle pass, Aspen Leaf annual pass, or additional Aspen Leaf annual pass for the remainder of the period that the lost or destroyed pass would have been valid at no cost. Customers without proof of necessary replacement shall be provided a replacement annual affixed vehicle pass, additional affixed vehicle pass, Aspen Leaf annual pass, or additional Aspen Leaf annual pass effective for the remainder of the period that the lost or destroyed pass would have been valid upon payment of a fee pursuant to regulation #708.1.e..
8. If a state parks annual transferable pass is lost or destroyed during the period for which it is valid, the person whom the pass was issued may obtain a duplicate thereof, upon signing an affidavit where and by whom it was issued and the circumstances under which it was lost or destroyed. Upon payment of a fee of \$60.00, a new pass effective for the remainder of the period the lost or destroyed pass would have been valid may be issued only by the Division to the original owner of such pass. Only one duplicate state parks annual transferable pass will be issued per period for which the original pass was valid.
9. A daily park pass, valid for one day only, shall authorize entrance by motor vehicle to the state recreation areas and state parks, except Cameo Shooting and Education Complex, by the user and all passengers in the motor vehicle to which the pass is affixed during the day used and until 12:00 P.M. (noon) the following day.
10. A no fee pass shall be issued to any vehicle towed or carried in by a motor home if a camping permit or proof of a campsite reservation is presented at an attended visitor center, office or entrance station. The no fee pass, valid for the same time period as the camping permit or camping reservation, shall authorize entrance by motor vehicle to the state recreation areas and state parks by the user and all passengers in the motor vehicle to which the pass is affixed. For the purpose of this regulation, motor home means a vehicle designed to provide temporary living quarters and which is built into, as an integral part of or a permanent attachment to, a motor vehicle chassis or van.
11. Unless the owner of the vehicle opts out, a Keep Colorado Wild annual pass shall be assessed by the Department of Revenue (DOR) at the time a resident registers a passenger motor vehicle, light-weight truck, motorcycle, or recreational vehicle. The Keep Colorado Wild annual pass shall authorize the entrance of the associated motor vehicle to all state recreation areas and state parks, except Cameo Shooting and Education Complex, while the associated vehicle registration is valid. Such authorization shall apply to the user and all passengers in the motor vehicle.
  - a. Commercial vehicles, as defined by § 42-1-102(17.5), C.R.S. are not eligible for the Keep Colorado Wild annual pass.

- b. A no-cost Keep Colorado Wild annual pass shall be issued by the Department of Revenue (DOR) through the vehicle registration process to all qualifying vehicles, that are exempt from DOR fees as specified in § 42-3-213(1)(b)(II), C.R.S.
- c. Refunds for the Keep Colorado Wild pass purchased in error will be eligible for a refund through the division. Refunds for prorated overlapping annual passes will only be offered for the first two calendar years after the Keep Colorado Wild pass implementation. Refund applications involving overlapping passes purchased after December 31, 2024 will not be eligible for a refund.
  - (1) A refund application for a Keep Colorado Wild pass submitted to the division within 60 days of purchase will be granted. A refund application for a Keep Colorado Wild pass submitted to the division after 60 days of purchase will be denied.
  - (2) When an affixed annual, aspen leaf annual, or annual multiple pass overlaps with a Keep Colorado Wild pass for the same vehicle, the CPW annual pass will be eligible for a prorated refund. When a family annual pass overlaps with a Keep Colorado Wild pass, the family annual pass will be eligible for a prorated refund.
    - a. If the annual pass has been used for 9 or more months it is non-refundable.
    - b. Bulk annual park passes are non-refundable.
    - c. For the family annual pass, the refund amount will be calculated from the date the refund application and the physical pass are received by the division. For all other annual passes, the refund amount will be calculated based on the date the refund application is submitted to the division.
  - (3) Only one refund is allowed annually per vehicle, either the Keep Colorado Wild pass or the annual pass, whichever is submitted and processed first.

## INDIVIDUAL PASSES

### #701 - INDIVIDUAL PASSES

- 1. Individuals sixteen years of age or older entering any state recreation area or state park by means other than a motor vehicle, such as on foot, bicycle, horseback, etc., shall have a valid parks pass issued by the Division or DOR carried on their person. Individuals entering by means other than a motor vehicle into Boyd Lake, Cameo Shooting and Education Complex, Chatfield, Cherry Creek, Cheyenne Mountain, Lake Pueblo, and Lone Mesa state parks may enter without purchasing a parks pass. Individual passes are not required at any state recreation area or state park under the circumstances identified in regulation # 700-2.a. through # 700-2.e. and # 700-2.g. through # 700-2.h or for individuals under the age of sixteen.
- 2. A Columbine, Centennial, Blue Spruce, Independence, Volunteer or Military Pass is issued to an individual person and not a specific vehicle. These shall authorize entrance by motor vehicle,

when and where motor vehicle access is permitted, to all state recreation areas and state parks or for other forms of individual access, when in possession of the pass holder. Such authorization shall apply to the holder of the pass and all the passengers in, and the driver of, the motor vehicle carrying the holder of such pass. The pass must be continuously displayed in the manner described on the pass. A Columbine, Centennial, Blue Spruce, Independence, Volunteer or Military Pass is transferable from motor vehicle to motor vehicle as long as the pass holder is present in the vehicle. The Centennial pass may also be associated with the Centennial pass holder's vehicle, if desired, at no additional cost.

3. Any resident of the state who is a first responder with a permanent occupational disability as defined in state statute 33-4-104.5 (2) may obtain, free of charge, a Blue Spruce annual pass, also known as a Columbine annual pass for first responders pursuant to 33-12-103.5 (2.5), C.R.S. The pass will only remain valid as long as the individual maintains their Colorado residency as defined in 33-1-102 (38) (a), C.R.S.
  - a. In order to qualify for a Blue Spruce annual parks pass, a resident must provide the following written proof to the Division:
    - (1) The "Initial Disability Administration Decision" form from the Fire and Police Pension Association that specifies a permanent occupational disability; or
    - (2) For residents that are not members of the Fire and Police Pension Association, a fully completed Division "First Responder Affidavit" signed by the applicant attesting to the fact that their permanent disability or disease was obtained while on active-duty.
  
4. A resident who is a disabled veteran or a resident who is a purple heart recipient may obtain an Independence annual parks pass pursuant to 33-12-106 (1) (b), C.R.S and 33-12-106 (1) (c), C.R.S. An Independence annual parks pass shall be issued following the Division's receipt of a completed application from a qualified resident of the state. The pass will only remain valid as long as the individual maintains their Colorado residency as defined in 33-10-102 (21), C.R.S.
  - a. In order to qualify for an Independence annual parks pass, a resident must provide the following written proof to the Division:
    - (1) DD 214 Form or other documentation indicating the veteran received an Honorable Discharge from a branch of the Armed Services of the United States, **AND**
    - (2) A qualification letter, on official stationary/letterhead, from the Veteran's Administration, Department of Veteran's Affairs, or the branch of service from which the veteran is receiving compensation, that states one of the following:
      - a. 50% or greater, service-connected permanent disability;
      - b. Loss of use of one or both feet;
      - c. Loss of use of one or both hands; or a
      - d. Loss of vision in both eyes, **OR**

- (3) A DD 214 Form indicating the applicant has been awarded a purple heart, or a letter of verification from the appropriate branch of the armed forces of the United States that the applicant has been awarded a purple heart.

5. A disabled resident may obtain a Columbine annual pass pursuant to 33-12-103.5, C.R.S. A resident who qualifies for a Centennial annual pass may obtain such pass as provided for in this regulation. A Columbine or a Centennial annual parks pass shall be issued following the Division's receipt of a completed application from a qualified resident of the state and the payment of the necessary fee. The pass will only remain valid as long as the individual maintains their Colorado residency as defined in 33-10-102 (21), C.R.S.

a. In order to qualify for a Columbine annual parks pass, a resident must provide the following written proof to the Division:

- (1) A "Final Admission of Liability" form from the Division of Workers Compensation that indicates a total and permanent disability; or
- (2) A fully completed Division "Physician's Affidavit" signed by a licensed physician attesting that the resident meets the definition of a total and permanent disability. A "**total and permanent disability**" shall mean any physical or mental impairment which prevents substantial gainful employment, but only if it is reasonably certain that such a disability will continue throughout the lifetime of the disabled person.

b. In order to qualify for a Centennial annual parks pass, a Colorado resident must show a photo identification card and:

- (1) Provide written proof in the form of a federal or state income tax return from the immediately preceding calendar year that the federal taxable income of such individual is at or below one hundred percent of the official poverty line for an individual or a family, as appropriate to the applicant. If said tax return is not available, a return for the year immediately preceding such year shall suffice. Or,
- (2) If an individual's income is at a level where such individual was not required to file a federal income tax return for the immediately preceding calendar year, such individual shall sign a statement under penalty of perjury in the second degree to such effect. No such affidavit shall be required to be notarized. Or,
- (3) Documentation in the form of a card or other verifiable written materials that the resident is currently enrolled in any one of the following programs: TANF (Temporary Assistance to Needy Families), WIC (Special Supplemental Nutrition Program for Women, Infants and Children), Health First Colorado (Colorado's Medicaid program), SNAP (Supplemental Nutrition Assistance Program), FDPIR (Food Distribution Program on Indian Reservations), or LEAP (Low-income Energy Assistance Program).

The pass will only remain valid as long as the individual maintains their Colorado residency as defined in 33-10-102 (21), C.R.S. The federal taxable income amounts, based on the number of people in the family/household, cannot be greater than those listed in the poverty guidelines set forth in the Annual Update of the HHS Poverty Guidelines, 89 Fed. Reg.

2961 (January 17, 2024) issued by the U.S. Department of Health and Human Services, Office of the Assistant Secretary for Planning and Evaluation, Room 404E, Humphrey Building, Department of Health and Human Services, Washington, DC 20201. This federal guideline, but not later amendments to or editions thereof, has been incorporated by reference. Information regarding how and where the incorporated materials may be examined, or copies obtained, is available from:

Regulations Manager

Policy and Planning Unit

Colorado Division of Parks and Wildlife

6060 Broadway

Denver, Colorado 80216

- c. The Columbine, Centennial, Independence, and Blue Spruce annual parks pass application shall be on a form provided by the Division. Blank applications shall be available, during regular business hours, at the Divisions' regional offices, Denver offices, and service centers.
- d. Individuals applying to the Division for a Columbine, Centennial, Independence, or Blue Spruce annual parks pass must provide the following information:
  - (1) Full name and address, including city, county, state and zip code; and
  - (2) Phone number, unless the phone number is unlisted or non-published; and
  - (3) Date of birth and age; and
  - (4) Physical description, including sex, height, weight, hair and eye color; and
  - (5) Applicant's signature and date of application; and
  - (6) If applying for a Columbine annual parks, information concerning the nature of the applicant's disability, together with supporting evidence of the same.
  - (7) If applying for a Centennial annual parks pass, information concerning the applicant's total annual income and number of people in the family/household, together with supporting evidence of the same or supporting evidence the applicant is currently enrolled in one of the programs listed in these regulations.
  - (8) If applying for a Blue Spruce annual parks pass, information concerning the applicant's first responder service and disability, together with supporting evidence of the same.
  - (9) If applying for an Independence annual parks pass, required documentation supporting veteran's status and disability qualifications or verification that the applicant has been awarded a purple heart.

- e. The Columbine, Centennial, Independence, and Blue Spruce annual parks pass application form shall contain language explaining that the completed and signed application, once submitted to the Division, will be treated in all respects as a sworn statement. The form shall also contain an oath that includes an affirmation attesting to the truth of that which is stated, the applicant is aware that statements made are intended to be represented as true and correct statements, and that false statements are punishable by law.
  - f. At the time that an application for a Columbine or a Centennial annual parks pass is submitted to the Division, the appropriate fee shall also be paid.
  - g. Pending the issuance of a Columbine, Centennial, Independence, or Blue Spruce annual parks pass, possession on the applicant of a bona fide copy of the application permits the applicant and others in the motor vehicle carrying the applicant entrance by motor vehicle to all state parks and state recreation areas, when and where motor vehicle access is permitted, for a period of thirty days following the date of filing the application with the Division or until receipt of notice from the Division either granting or denying the application request, whichever period of time is shorter.
  - h. Within 15 days of the Division's receipt of a completed Columbine or Centennial annual parks pass application and the appropriate fee payment, or Blue Spruce or Independence annual parks pass application, the Division shall review and approve or deny the application.
    - (1) Completed applications shall be approved if the minimum qualifications set forth in this regulation are met.
    - (2) Conversely, if the minimum qualifications are not met, then the application shall be denied. The applicant shall be notified in writing within five working days upon denial of a request. Such written notification shall include an explanation of the basis for denial and a refund of any fee paid.
    - (3) The applicant may appeal this decision to the Division Director by notifying the Director in writing within sixty days of the Division's mailing of the denial notice. A faster appeal will be necessary when the calendar year will end prior to the expiration of the sixty-day appeal period.
    - (4) The address utilized by the Division for all mailings associated with the processing of a Columbine, Centennial, Independence, or Blue Spruce annual parks pass application shall be the address indicated on the application.
  - i. If a Columbine, Centennial, Independence, or Blue Spruce annual pass is lost or destroyed during the period of time that it would otherwise would have been valid, the person to whom the pass was issued may obtain a duplicate thereof, free of charge, upon signing an affidavit reciting where and by whom it was issued and circumstances under which it was lost.
6. The types of non-motor vehicle individual passes available from the Division are as follows:

- a. A non-motor vehicle individual daily pass, for all persons sixteen years of age or older, shall be carried on the individual's person for all visitors entering state recreation areas and state parks as provided in regulation #701-1 and regulation #701-6.d.
  - b. A non-motor vehicle individual annual pass issued to one pass holder, may be used for the pass holder and up to three additional visitors sixteen years of age or older. Such pass, shall be carried on the pass holder's person for visitors entering state recreation areas and state parks as provided in regulation #701-1 and regulation #701-6.d.
  - c. The receipt for an annual pass, a copy of the individual's vehicle registration displaying a Keep Colorado Wild annual pass, a Division sponsored mobile application showing active status of a Keep Colorado Wild annual pass or other Division annual pass shall be carried on the pass holder's person to be used as an individual annual pass, for the pass holder and up to three additional visitors sixteen years of age or older, for visitors entering all state recreation areas and state parks as provided in regulations #701-1 and regulation #701-6.d.
  - d. The following rules apply to non-motorized access to Arkansas Headwaters Recreation Area:
    - (1) A non-motor vehicle individual daily pass, for all persons sixteen years of age or older, shall be carried on the individual's person for all visitors entering the developed and posted fee sites of Arkansas Headwaters Recreation Area.
    - (2) Or the receipt for an annual pass, or a copy of the individual's vehicle registration displaying a Keep Colorado Wild annual pass shall be carried on the pass holder's person to be used as an individual annual pass, and may be used for the pass holder and up to three additional visitors sixteen years of age or older for visitors entering the developed and posted fee sites of Arkansas Headwaters Recreation Area.
  - e. If a non-motor vehicle individual annual pass is lost or destroyed during the period of time that it would otherwise would have been valid, the person to whom the pass was issued may obtain a duplicate thereof, free of charge, upon signing an affidavit reciting where and by whom it was issued and circumstances under which it was lost.
7. Volunteers for Colorado Parks and Wildlife are eligible for a volunteer park pass while serving in accordance with a signed individual volunteer agreement and after donating a minimum of 48 hours of approved volunteer service within a previous consecutive 12-month period.
- a. The volunteer park pass is valid for one year from the date of issue.
8. Volunteers for Colorado Parks and Wildlife who are 64 years of age or older, regardless of their state of residence, are eligible for the senior volunteer park pass while serving in accordance with a signed individual volunteer agreement and after donating a minimum of 48 hours of approved volunteer service within a previous consecutive 12-month period.
- a. The senior volunteer park pass is valid for one year from the date of issue.

9. A veteran is eligible for a no fee individual military pass during the month of August.
  - a. In order to qualify for the no fee individual military pass, a veteran, reserve, or active duty member of any branch of the armed forces of the United States, must provide at least one form of past or present military identification to the Division in order to receive the free Military pass. Acceptable forms of military identification include:
    - (1) DD214;
    - (2) DD Form 2;
    - (3) DD Form 2765;
    - (4) Active, retired or veteran military identification cards;
    - (5) A current Colorado Driver's License or state issued identification card with the word 'Veteran' printed on it as specified in 42-2-303 (5)(a), C.R.S.;
    - (6) VA medical card.
10. A no-fee individual "Check Out State Parks" Library Program Pass is available for check out from Colorado libraries.

#### **#702 - COMMISSION AUTHORITY**

1. The Commission may waive the requirement for a park pass, or it may close any state park or state recreation area, or portions thereof, whenever it finds the action necessary to protect and promote the health, safety and general welfare of the people of this state.
2. "Pass" as used in these regulations means a physical or electronic document or product provided for by statute, Commission rule or regulation and issued or required by the Division authorizing entrance to any state park or state recreation area.

#### **SPECIAL ACTIVITIES**

#### **#703 - ~~VACANT~~ SPECIAL ACTIVITIES REQUIRING PERMITS**

- ~~1. "Special activities" means events or activities which have the potential for an adverse impact on park values or health, safety or welfare of park visitors or which may otherwise require special planning/scheduling for proper management. Special activities shall require prior approval in the form of a special activities permit. Applications thereof generally shall be made to the Park Manager or Operational Manager at least ninety (90) days prior to the event or activity. Such application must be accompanied by the appropriate application filing fee. This requirement for an application to be filed ninety days prior to an event will be waived in rare circumstances where arrangements can be made in a shorter time without putting undue administrative burden on the Park Manager or Operational Manager, or when no special arrangements are necessary. The Park Manager may impose additional items, conditions and charges in connection with the permit as reasonably necessary to offset the administrative burden, costs or risks associated with the~~

~~proposed activities. The Park Manager may retain third party consultants to evaluate the potential adverse impacts of the proposed activity and develop appropriate strategies to offset or mitigate such risks. The applicant shall be notified if the Park Manager decides to retain a consultant, shall be given the opportunity to provide input concerning consultant selection and scope of work. The applicant shall be responsible for the actual costs associated with this consultant review.~~

- ~~2. The decision of whether to approve special activity permits will be made by the Park Manager or Operational Manager when it is determined that the special activities will not involve the use of a park or recreation area by a group of persons totaling more than the park or recreation area's established carrying capacity. Otherwise, the Regional Manager shall make the decision of whether to approve the permits. The decision of whether to approve special activities permits will be based on the impact on park values and/or the health, safety and welfare of park visitors and other affected persons, and also will be based on:
  - ~~a. The nature of the park or recreation area and the types of recreational opportunities/resources it is intended to provide the public~~
  - ~~b. The carrying capacity of the facility or facilities to be utilized during the special activity compared to:
    - ~~(1) The total number of park visitors (including participants and spectators in the special activity) expected to utilize such facilities; and~~
    - ~~(2) The total number of vehicles, vessels or persons expected to participate in or be attracted to such activities.~~~~
  - ~~c. The extent to which the special activity will contribute to the variety of outdoor recreational opportunities available to the people of this state and its visitors.~~
  - ~~d. The extent to which the activity places an administrative burden on the staff of the park area.~~~~
- ~~3. Whenever it is determined that any special activity will involve the use of a park or recreation area by a group of persons totaling more than the park's or recreation area's established carrying capacity a thirty day written public comment period and a public meeting shall be required prior to the granting of a permit. The Park Manager or Operational Manager shall publish notice of both the written comment period and the meeting at least once in a newspaper of general circulation in the county or counties wherein said park or recreation area is located. The meeting shall be conducted by the Division representative responsible for the permit issuance decision and shall be held either at the park or recreation area, or within a county in which the park or recreation area is located. Such public meeting is not intended to be an adjudicatory licensing hearing under the provisions of the Colorado Administrative Procedures Act, but only as an opportunity for public comment.~~
- ~~4. Every decision respecting the grant, denial, revocation, suspension, annulment, limitation or modification of a special activity permit is subject to § 24-4-104, C.R.S.~~

- ~~5. Upon written request, the Division shall waive the requirement for a parks pass for those vehicles when all the occupants are entering state recreation areas and state parks for the purpose of administering permitted special activities and not for the purpose of their own recreation.~~
- ~~6. For special activities where the Division representative responsible for the permit issuance decision determines it will be a greater administrative ease for the Division to administer the activity, an alternative fee of \$4.00 per person per day may be charged for admission of persons attending or participating in the special activity. This permission shall apply only to groups of twenty or more persons.~~
- ~~7. Nothing in this regulation impairs the specific authority of the Commission pursuant to 33-10-107(1)(d) C.R.S. to enter into cooperative agreements for the development and promotion of Division programs, or the general authority of the Commission pursuant to 33-10-106 C.R.S. to manage all state recreation areas and state parks for both commercial and noncommercial purposes. The authority granted to park managers and regional managers is intended to allow them to address events of limited and local impact, and is specifically intended to coexist with, and not to exclude, the Commission's statutory authorities.~~

**#708 - PASS AND PERMIT FEE SCHEDULE**

1. The fees for the types of vehicle passes issued by the Division are as follows.
  - a. Aspen leaf annual pass.....\$70.00
  - b. Annual affixed vehicle pass.....\$80.00
  - c. State parks annual transferable pass .....\$120.00
  - d. Each additional annual affixed vehicle pass for noncommercial vehicles.....\$40.00
    - (1) Each additional Aspen Leaf vehicle pass for noncommercial vehicles.....\$35.00
  - e. Each replacement annual affixed vehicle pass, without proof of necessary replacement .....\$40.00
    - (1) Each replacement additional annual affixed vehicle pass, without proof of necessary replacement .....\$20.00
    - (2) Each replacement Aspen Leaf vehicle pass, without proof of necessary replacement .....\$35.00
    - (3) Each replacement additional Aspen Leaf vehicle pass, without proof of necessary replacement .....\$17.50
    - (4) Customers with proof of necessary replacement shall be issued a replacement annual affixed vehicle pass, additional annual affixed vehicle pass, or Aspen Leaf vehicle pass at no cost. Circumstances for necessary replacement include vehicle stolen, destroyed, traded, or sold; windshield replaced; pass damaged or

faded; new legal name or address; or Division error. Other circumstances will be considered by the Division on a case-by-case basis.

- f. Each replacement state parks annual transferable vehicle pass .....\$60.00
    - (1) Each daily vehicle pass .....\$10.00
  - g. Each daily vehicle pass for a passenger van or bus operated by a commercial business:
    - (1) carrying up to fifteen passengers.....\$10.00
    - (2) carrying sixteen to thirty passengers.....\$40.00
    - (3) carrying more than thirty passengers.....\$50.00
  - h. Keep Colorado Wild annual pass, as provided for in section § 33-12-108, C.R.S., available for purchase through the Colorado Department of Revenue vehicle registration process starting with January 2023 vehicle registrations .....\$29.00
  - i. Keep Colorado Wild Collector's Plate pass, for applicable vehicles only and valid for the length of the vehicle registration. Available for purchase only through the Colorado Department of Revenue vehicle registration process starting with January 2023 vehicle registrations.....\$145.00
2. The fees for the types of individual passes issued by the Division are as follows. Eligibility requirements are stated in regulation # 701.
- a. Columbine or Centennial annual pass.....\$14.00
  - b. Each replacement Columbine or Centennial annual pass shall be provided at no cost.
  - c. Non-motor vehicle individual daily passes (applies to persons sixteen years of age or older) for all state recreation areas and state parks except as otherwise provided in these regulations.....\$4.00
  - d. Non-motor vehicle individual annual passes (applies to persons sixteen years of age or older) for all state recreation areas and state parks except as otherwise provided in these regulations.....\$29.00

~~3. The fees associated with special activities, as provided for in regulation # 703 are:~~

~~a. Special activity alternate individual fee (applies to groups of twenty or more people in size).....\$4.00~~

~~b. Special activity application filing fee.....\$30.00~~

~~c. Arkansas Headwaters Recreation Area special activity application filing fees:~~

~~1. Standard.....\$30.00~~

- ~~2. Commercial boating.....\$400.00~~
- ~~3. Other commercial activities, such as walk and wade fishing, shuttle services, imaging, vendor services, hiking, mountain biking and rock climbing.....\$250.00~~

3. **4**The fees for the type of campground-use permits issued by the Division are as follows. Campground classes are defined in regulation # 704. These fees do not include any applicable accommodations tax.

- a. Campground-use permit for "Full Hookup Campgrounds" .....\$41.00/night
- b. Campground-use permit for "Electrical Campgrounds" .....\$36.00/night
- c. Campground-use permit for "Tent-Only Campgrounds".....\$36.00/night
- d. Campground-use permit for "Basic Campgrounds" .....\$28.00/night
- e. Campground-use permit for "Primitive Campgrounds" .....\$18.00/night

4. **5**The fees for the reduced rate campground-use permit for individuals age 64 and older who hold certain parks passes as outlined in #712 are as follows:

- a. Campground-use permit for "Full Hookup Campgrounds" .....\$38.00/night
- b. Campground-use permit for "Electrical Campgrounds" .....\$33.00/night
- c. Campground-use permit for "Tent-Only Campgrounds".....\$36.00/night
- d. Campground-use permit for "Basic Campgrounds" .....\$25.00/night
- e. Campground-use permit for "Primitive Campgrounds" .....\$15.00/night

5. **6**The fees for types of campground-use areas are as follows. Campground classes are defined in regulation # 704. These fees do not include any applicable accommodations tax.

- a. In group camp areas of "Full Hookup Campgrounds," the fee shall be \$41.00 per night per campsite assigned to such group area.
- b. In group camp areas of "Electrical Campgrounds," the fee shall be \$36.00 per night per campsite assigned to such group area.
- c. In group camp areas of Tent-Only Campgrounds," the fee shall be \$36.00 per night per campsite assigned to such group area.
- d. In group camp areas of "Basic Campgrounds," the fee shall be \$28.00 per night per campsite assigned to such group area.
- e. In group camp areas of "Primitive Campgrounds," the fee shall be \$18.00 per night per campsite assigned to such group area.

6. ~~7~~The fees for types of tipis, cabins and yurts are as follows. These fees do not include any applicable accommodations tax:
- a. For tipis.....\$50.00/night
  - b. For small cabins and yurts that may accommodate a maximum of six people:
    - (1) Standard.....\$90.00/night
    - (2) Premium.....\$120.00/night
  - c. For large cabins and yurts that may accommodate seven or more people:
    - (1) Standard.....\$120.00/night
    - (2) Premium two bedroom.....\$150.00/night
    - (3) Premium three bedroom.....\$190.00/night
    - (4) Premium four bedroom.....\$250.00/night
    - (5) Each additional premium bedroom over four bedrooms.....\$60.00/night
  - d. For Mueller State Park Cabins:
    - (1) Premium two bedroom.....\$150.00/night
    - (2) Premium three bedroom.....\$210.00/night
    - (3) Premium four bedroom.....\$270.00/night
  - e. The maximum occupancy shall be posted in each cabin and yurt.
  - f. There shall be an additional fee of \$10.00/night for pets where pets are allowed. For barn and corral facilities, there shall be a boarding fee of \$10.00/animal/night.
  - g. Premium facilities contain showers and flush toilets.

7. ~~8~~The group picnic area permit fees for the permits issued by the Division are as follows. Group picnic area classes are defined in regulation # 706.

- a. Permit for "Class A - Deluxe Group Picnic Area" .....\$150.00
- b. Permit for "Class B - Improved Group Picnic Area" .....\$100.00
- c. Permit for "Class C - Basic Group Picnic Area" .....\$50.00

8. ~~9~~Event facility permit fees are as follows.

- a. For Bridge Canyon Overlook and Pikes Peak Amphitheater at Castlewood Canyon State

Park, Prairie Falcon Amphitheater at Cheyenne Mountain State Park, Soldier Canyon Shelter at Lory State Park, and Lyons Overlook at Roxborough State Park:

- (1) Monday through Friday.....\$150.00/2 HOURS
- (2) Saturday and Sunday.....\$300.00/2 HOURS

b. For event facilities numbers 1 and 3 at Castlewood Canyon State Park and Timber Event Facility at Lory State Park:

- (1) Monday through Friday.....\$100.00
- (2) Saturday and Sunday.....\$150.00

c. For event facility number 2 at Castlewood Canyon State Park, Fountain Valley Overlook at Roxborough State Park and South Eltuck Event Facility at Lory State Park:

- (1) Monday through Friday.....\$75.00
- (2) Saturday and Sunday.....\$125.00

d. For the Red Barn at Golden Gate Canyon State Park:

- (1) Monday through Friday.....\$150.00
- (2) Saturday and Sunday.....\$200.00

e. For Mariner Point at Boyd Lake State Park:

- (1) Monday through Friday.....\$90.00
- (2) Saturday, Sunday, and holidays.....\$180.00

f. For Prairie Skipper event facility at Cheyenne Mountain State Park:

- (1) Monday through Friday .....\$150.00/DAY
- (2) Saturday and Sunday.....\$200.00/DAY

g. For PA-CO-CHU-PUK event facilities at Ridgway State Park:

- (1) Single event shelter A or B:
  - (a) Monday through Thursday.....\$125.00 plus \$10 non-refundable reservation fee/DAY
  - (b) Friday through Sunday and holidays ....\$190.00 plus \$10 non-refundable reservation fee/DAY

h. For Overlook event facility at Ridgway State Park:

- (1) Monday through Thursday.....\$190 plus \$10 non-refundable reservation fee/ 4 HOURS
  - (2) Friday through Sunday and holidays....\$240 plus \$10 non-refundable reservation fee/ 4 HOURS
  - i. Conference and/or meeting rooms.....\$100.00/DAY
  - j. The maximum occupancy and hours of operation shall be posted at each event facility.
9. ~~10~~The fees associated with dog off leash areas at Chatfield State Park and Cherry Creek State Park, as provided for in regulation # 100 are:
- a. Dog off-leash annual pass.....\$25.00
  - b. Dog off-leash daily pass.....\$3.00
10. ~~11~~The fee associated with the mandatory youth education course for motorboat operators...\$15.00
11. ~~12~~The fees associated with the Cheyenne Mountain State Park Field/3D Archery Range are as follows:
- a. Daily individual archery range permit.....\$3.00
  - b. Annual individual archery range permit.....\$30.00
12. ~~13~~The fees associated with the Cameo Shooting and Education Complex are as follows:
- a. Individual passes:
    - (1) Individual day use pass (single day) .....\$12.00
    - (2) Individual day use pass (5 consecutive days) .....\$48.00
    - (3) Individual day use pass (10 consecutive days) .....\$84.00
    - (4) Individual annual pass .....\$150.00
    - (5) Individual three-year pass .....\$400.00
  - b. Youth (ages 7-17) individual passes:
    - (1) Youth individual day use pass (single day) .....\$3.00
    - (2) Youth individual day use pass (5 consecutive days) ..... \$12.00
    - (3) Youth individual day use pass (10 consecutive days).....\$21.00
    - (4) Youth individual annual pass ..... \$50.00

- c. Two adult (Buddy) passes:
  - (1) Two adult day use passes (single day) .....\$20.00
  - (2) Two adult day use passes (5 consecutive days) .....\$80.00
  - (3) Two adult day use passes (10 consecutive days) .....\$140.00
  - (4) Both adult passes must be used on the same day(s).
- d. Family passes (Two adults and all children (ages 7-17) that live at the same address):
  - (1) Family annual pass .....\$300.00
  - (2) Family three-year pass .....\$600.00
- e. Group day use passes:
  - (1) Day use passes for 10 to 19 individuals .....\$9.00/person
  - (2) Day use passes for 20 to 29 individuals .....\$7.00/person
  - (3) Day use passes for 30 or more individuals .....\$3.00/person
- f. Corporate passes:
  - (1) Annual corporate pass (10 unassigned passes per day) ...\$3,000.00
- g. All annual passes for the Cameo Shooting and Education Complex are valid 365 days from the date of purchase.

13. ~~14~~ Colorado Search and Rescue (CORSAR) Cards

- a. 1 year CORSAR Card.....\$5.00
- b. 5 year CORSAR Card.....\$20.00

14. ~~15~~ It is unlawful for any person to transfer, sell, or assign any pass or permit issued by the Division, including ~~special activity permits~~, campground use permits, and group picnic area permits, unless otherwise permitted by these regulations.

**#712 – FEE WAIVERS, SPONSORSHIPS, MARKETING DISCOUNTS AND REDUCED RATE CAMPING**

- 1. As referenced in this chapter, “Park Product” means any entry pass, permit, facility, event or other user fee as defined in regulation # 700 through # 701, # ~~703~~704 through # 708 and #710 through #711.
- 2. Park product fees may be waived for errors committed by the Division.

3. Park product fees may be waived by the Division for Division sponsored education, outreach, volunteer or safety activities (events); for supporting partner activities (events) and research activities that directly support the Division; for official business by other governmental agencies conducted on a state recreation area or state park or for Division administrative purposes.
4. The Division may waive entry fees as described in regulation # 700 through # 701 up to four days annually to market and increase awareness of state recreation areas and state parks.
5. Park Managers may provide any combination of park product(s) up to \$500 in value per fiscal year, per park, to be used as a sponsorship as a part of a fundraiser, promotion or marketing effort for local community supporting partners.
6. Region Offices and the Creative Services and Marketing Office may provide up to twenty annual affixed vehicle passes and twenty state parks annual transferable passes as defined in regulation # 700-3.b and #700-3.c. per fiscal year, per office, to be used as part of a regional or statewide fundraiser, promotion or marketing effort. In addition, Region Offices and the Creative Services and Marketing Office may provide daily vehicle passes as defined in regulation # No. 700-4 up to \$500 in value per fiscal year, per office, to be used as part of a regional or statewide fundraiser, promotion or marketing effort.
7. The Division may offer discounts up to 50 percent off established fees for annual affixed vehicle and daily vehicle passes as defined in regulation # 700-3 through # 700-4 as part of a consistent statewide effort to market state recreation areas and state parks.
8. Annual affixed vehicle passes or state parks annual transferable passes purchased in large quantities during a single sale, transaction will be discounted as follows.
  - (a) Twenty or more passes, but less than fifty.....20% discount
  - (b) Fifty or more passes, but less than one hundred.....25% discount
  - (c) One hundred passes or more.....30% discount
9. Notwithstanding the established campground fees, the Region Manager may lower a campground's classification by one class, and consequently lower the campground fee, when the Region Manager determines that it is necessary to do so based upon one or more of the following criteria:
  - (a) A significant increase in the vacancy rate for the campground exists.
  - (b) A significant need to rehabilitate the campground facilities exists.
  - (c) A temporary closure of campground facilities is necessary in order to implement repairs.

Upon a determination by the Region Manager that the cause for lowering the campground classification has been abated, the original campground classification will be reinstated.
10. Notwithstanding the established campground, cabin and yurt fees, the Regional Manager may reduce the fees for use of all campsites, cabins and yurts when determined necessary to encourage

occupancy and otherwise increase use, up to 50 percent.

11. Notwithstanding the established event facility permit fees, the Regional Manager may offer half-day facility rentals and reduce the fees for use of event facilities when determined necessary to encourage occupancy and otherwise increase use, up to 50 percent.
12. Colorado residents age 64 or older at the time of reservation qualify for a reduced rate camping permit as outlined in #708 provided they hold one of the following valid passes at the time of reservation and the time of the stay:
  - a. Aspen Leaf annual pass per regulation #705, Columbine, Centennial, Blue Spruce, Independence, Non-motor vehicle individual annual, or a Keep Colorado Wild annual pass per regulation #700 that has been manually linked to their CPW Shop account annually. Or,
  - b. Individuals age 64 and older who hold a valid volunteer pass.
  - c. This reduced rate applies to all nights of the year when such areas are open, except weekend nights and the night before a legal holiday. For the purpose of determining reduced rate campground permit eligibility, "weekend" night means the time period beginning at 12 noon on Friday through 12 noon on Sunday, and the night before a legal "Holiday" shall mean the time period beginning at 12 noon on the day prior to the legal holiday through 12 noon of the legal holiday. The discount is only valid for a single campsite per day, per pass holder. The pass holder must also be the one to make the reservation and be an occupant of the campsite for the entirety of the reservation.

**MAILING 11/01/2024**  
**Basis and Purpose**  
**Chapter P-7 - Passes, Permits and Registrations**

**Basis and Purpose:**

**Commercial Use**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16. These changes eliminate the variations to establish a consistent process and set of regulations to control all commercial use on all properties owned or managed by CPW as provided in Chapter W-16. These changes remove the exception to the parks vehicle pass requirement based on special activities permits which are being replaced by the new commercial use regulations in Chapter W-16. Current regulation #703 provides special activities permits for commercial uses of State Parks outside of concession agreements. These special activities permits are not consistent with commercial use authorized on wildlife properties. These changes replace special activities permits with commercial use permits in new regulations adopted in Chapter W-16. Current regulation #708 provides fees for the special activity permits in regulation #703.

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing [dnr\\_cpw\\_planning@state.co.us](mailto:dnr_cpw_planning@state.co.us) or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Parks Act, §§ 33-10-101 to 33-33-113, C.R.S., and specifically including, but not limited to: §§ 33-10-106 and 33-10-107, C.R.S.**

**EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO THIS 14TH DAY OF NOVEMBER 2024.**

**APPROVED:**  
**Dallas May**  
**Chair**

**ATTEST:**  
**Karen Bailey**  
**Secretary**

**CHAPTER W-6 - RAPTORS**

**ARTICLE VI - USE OF RAPTORS**

**#615 - FALCONRY FIELD MEETS**

- A. A permit is required for any falconry field meet sponsored by a state or national organization in which any non-resident of Colorado participates.
- B. An application furnished by the Division shall be completed and returned to the Division accompanied by a fee of forty dollars (\$40.00) at least 30 days prior to the proposed meet.
- C. For the period three days prior to, during, and five days following any properly-licensed falconry field meet, those participants and raptors listed on a registration form for that field meet provided to the Special Licensing Unit of the Division at least five days prior to the scheduled event may submit that registration in lieu of an importation permit to satisfy the importation requirements of these regulations and § 33-6-114(2), C.R.S., provided further that registered participants in a field meet sponsored by any national falconry organization may submit that registration prior to or on the first day of the scheduled event. A veterinary certificate certifying that each bird is disease free is required.
- D. Banding requirements of these regulations are waived for the period three days prior to, during, and five days following any properly-licensed falconry field meet for any non-resident of Colorado whose birds are not required by their home state to be banded, and who are registered participants of a permitted falconry field meet.
- E. Each resident participant in such meet shall have a valid falconry license. Nonresident participants shall be required to purchase an annual nonresident possession/hunting raptor license.
- F. Migratory game birds used in a falconry field meet shall be marked or banded in accordance with federal law.
- ~~F.G.~~ A Commercial Use Permit pursuant to Chapter W-16 is required prior to holding any falconry field meet on any Division property.

**Basis and Purpose:**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16. These changes reflect the changes to commercial use authorization and the new regulation in Chapter W-16 and clean up inconsistencies between the chapters and within this regulation.

The statements of basis and purpose for these regulations can be viewed and copies obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager, Policy and Planning Unit, 6060 Broadway, Denver, CO 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Wildlife Act, §§ 33-1-101 to 33-6-209, C.R.S., specifically including, but not limited to: §§ 33-1-106, C.R.S.**

**EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO THIS 14TH DAY OF NOVEMBER, 2024.**

**APPROVED:  
Dallas May  
Chair**

**ATTEST:  
Karen Bailey  
Secretary**

**FINAL REGULATION - CHAPTER W-8 - FIELD TRIALS AND TRAINING OF HUNTING DOGS**

**ARTICLE I - GENERAL PROVISIONS**

**#800 – DEFINITIONS**

See also 24-4-104 CRS, relative to public records and due process; importation, exportation, and release restrictions in Chapter 0 of these regulations; bird holding and release for hunting regulations and commercial wildlife park license regulations in Chapter W-11; and property specific regulations in Chapter W-9.

- A. "Field Trial" means any hunting dog trial held under the rules of a dog or kennel club for the purpose of gaining points toward a hunting dog championship, including any sanctioned practice or training trial where there is organized competition; and any hunt test or other performance event in which hunting dogs compete against an accepted standard.
- B. "Training" means the noncommercial act of a person(s) instructing a hunting dog(s) to follow scent, point or flush birds, retrieve and respond to related verbal and nonverbal commands to improve the dog's performance in hunting wildlife or for field trials. Merely exercising or conditioning a dog is not training. "Group training" means training involving 10 or more people and their associated hunting dogs.

**#801 - LICENSE AND NOTIFICATION REQUIREMENTS**

- A. Division Properties
  - 1. A field trial license must be obtained prior to holding any field trial or group training on any Division property. Participants in field trials may be charged a ~~nominal~~ fee by the licensee ~~to cover the costs associated with the field trial~~ if the licensee obtains a Commercial Use Permit pursuant to Chapter W-16. Field trials and group training of hunting dogs on Division properties may be held ~~only~~ as specified in Chapter W-9 and W-16 of these regulations.
  - 2. An annual dog training permit, valid from April 1 through March 31 must be obtained by each individual intending to release and shoot privately-owned game birds during training on Division properties where such release is authorized in Chapter W-9 of these regulations. A maximum of two dogs may be trained by an individual at any time. No permit is required for individual dog training by nine or fewer people who are not releasing privately-owned game birds during training. Horses cannot be used during individual dog training.
- B. Private Lands and Other Public Lands
  - 1. No license is required to hold any field trial on private land, or on public lands managed by agencies other than Colorado Parks and Wildlife. However, the person sponsoring the event is required to notify Colorado Parks and Wildlife on forms provided by the

Division at least 30 days in advance of the trial, providing the date, location, species and number of birds to be released. Such field trials may be held anywhere in the state, year-round, provided permission to hold such trial has been obtained from the owner of the property, person in charge, or land managing agency.

## ARTICLE II - APPLICATION REQUIREMENTS AND PROCEDURES

### #802 - FIELD TRIAL PERMIT-LICENSE APPLICATION REQUIREMENTS AND PROCESSING

#### A. Application Requirements

1. Prior to the processing of any license application, the applicant is required to submit the following:
  - a. A completed application on forms provided by the Division, which shall include, at a minimum:
    - 1) information about the dates and type of trial, location, and name of property.
    - 2) acreage needs and specific portion of property to be used, if known.
    - 3) estimated minimum and maximum number of participants, dogs and horses.
    - 4) species and number of game birds to be released.
    - 5) anticipated impact to wildlife resources and habitat, including any actions proposed to avoid or remediate such impact, if any.
    - 6) anticipated conflict with other wildlife-related recreational activities, including actions proposed to avoid or reduce such conflict, if any.
  - b. Such application shall be accompanied by the ~~statutory~~-license fee specified in Appendix F to Chapter W-0 of these regulations.
  - c. Nothing in this chapter shall preclude application for a field trial permit-license which may authorize a field trial to be held during a closed season.
2. Applications to hold a field trial must be submitted to the Division at least sixty (60) days but not more than 11 months prior to the date of the field trial.

#### B. Criteria for Approval or Denial

1. Applications will be evaluated and approved, conditioned, or denied based on the following criteria:
  - a. Significant adverse impact to wildlife resources or wildlife habitat.

- b. Irresolvable conflict with other wildlife-related recreational activities, including established hunting or fishing seasons.
  - c. Compliance with application requirements and other applicable regulations.
  - d. Applicant's failure to comply with previous field trial license conditions, including, but not limited to, post-field trial habitat rehabilitation requirements.
2. Conditions may include, but are not limited to:
- a. maximum number of participants and dogs.
  - b. maximum number, use, and picketing of horses.
  - c. type and scope of infrastructures specific to the field trials that would be required or allowed.
  - d. type and scope of vegetation management for the field trials that would be allowed, including any rehabilitation requirements.
  - e. the approach for dealing with time and space conflicts between field trials and hunting seasons and other public uses.
  - f. any other condition intended to avoid or reduce impact to wildlife resources or wildlife habitat or avoid or reduce conflict with other wildlife-related recreational activities.
3. Previously issued licenses may be modified, suspended, or revoked based on the following criteria:
- a. impact to wildlife resources or wildlife habitat beyond that identified and considered as part of the application and license approval process.
  - b. conflict with other wildlife-related recreational activities beyond that identified and considered as part of the application and license approval process.
  - c. failure to comply with any of the terms and conditions of the field trial license.

## **#803 - INDIVIDUAL DOG TRAINING PERMIT APPLICATION REQUIREMENTS AND PROCESSING**

### **A. Application Requirements**

- 1. Prior to the processing of any ~~license-permit~~ application, the applicant is required to submit the following:
  - a. A completed application on forms provided by the Division, which shall include, at a minimum:
    - 1) the applicant's name, and the name of the Division property to be used.

- 2) specific portion of property to be used, if known.
  - 3) species of privately-owned game birds to be released.
- b. Such application shall be accompanied by a nonrefundable \$20 permit fee.
2. Applications must be submitted at least 30 days prior to the first anticipated training date of the year.

B. Criteria for Approval or Denial

1. Applications will be evaluated and approved, conditioned, or denied based on the following criteria:
  - a. ir~~r~~resolvable conflict with other wildlife-related recreational activities, including established hunting or fishing seasons.
  - b. compliance with application requirements and other applicable regulations.
  - c. applicant's failure to comply with previous dog training permit conditions.
2. Conditions may include, but are not limited to:
  - a. specific portion of the property to be used.
  - b. any other condition intended to avoid or reduce conflict with other wildlife-related recreational activities.
3. Previously issued ~~licenses-permits~~ may be modified, suspended, or revoked based on the following criteria:
  - a. failure to comply with restrictions on the maximum number of participants and dogs.
  - b. conflict with other wildlife-related recreational activities beyond that identified and considered as part of the application and ~~license-permit~~ approval process.
  - c. failure to comply with any of the terms and conditions of the dog training permit.

**#804 - RELEASE AND TAKING OF WILDLIFE**

- A. The only wildlife which may be released for field trials or hunting dog training are privately-owned game birds. All releases must be done in accordance with the provisions of this chapter and other applicable regulations, including, but not limited to, #007, #008, and #009 of these regulations.
- B. The person in charge of any field trial or dog training is authorized to designate official gunners to kill, take, or attempt to kill or take game birds released during the field trial or

training activity. A valid small game license is required for all designated gunners participating in dog training activities pursuant to this section.

- C. The taking of any wildlife not authorized in accordance with this chapter shall immediately be reported to the Division.

### **ARTICLE III - TRAINING OF HUNTING DOGS FOR HUNTING**

#### **#805 - TRAINING ON WILDLIFE**

- A. Individuals may train hunting dogs on wild game birds from August 1st through April 15.
- B. Only firearms shooting blank cartridges or shells shall be used while training hunting dogs on wild game when a hunting season is not in progress for such wildlife.
- C. The training of dogs on coyotes is permitted except from April 16 through July 15 of each calendar year.
- D. The training of dogs on raccoons is permitted except from May 1 through June 30 of each calendar year.

**MAILING 11/01/2024**  
**Basis and Purpose**  
**Chapter W-8 - Field Trials and Hunting Dog Training**

**Basis and Purpose Statement:**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16. Current regulation #801 provides guidance related to hunting dog training field trials. These changes reflect the changes to commercial use authorization and the new regulation in Chapter W-16 and clean up inconsistencies between the chapters and within this regulation.

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing [dnr\\_cpw\\_planning@state.co.us](mailto:dnr_cpw_planning@state.co.us) or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Parks Act, §§ 33-10-101 to 33-33-113, C.R.S., and specifically including, but not limited to: §§ 33-10-106 and 33-10-107, C.R.S.**

**EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO THIS 14TH DAY OF NOVEMBER, 2024.**

**APPROVED:**  
**Dallas May**  
**Chair**

**ATTEST:**  
**Karen Bailey**  
**Secretary**

**FINAL REGULATIONS - CHAPTER W-9 - WILDLIFE PROPERTIES**

**ARTICLE I - GENERAL PROVISIONS**

**#900 - REGULATIONS APPLICABLE TO ALL WILDLIFE PROPERTIES, EXCEPT STATE TRUST LANDS**

**A. DEFINITIONS**

1. "Aircraft" means any machine or device capable of atmospheric flight, including, but not limited to, airplanes, helicopters, gliders, dirigibles, hot air balloons, rockets, hang gliders and parachutes, parasails, kite boards, kite tubes, wingsuits, zip lines and other similar devices or equipment.
2. "Camping" means the erecting of a tent or shelter of natural or manmade material, the placing of a sleeping bag or other bedding material on the ground, the parking of a motor vehicle, motor home, travel trailer or other similar equipment for the apparent purpose of overnight occupancy.
3. "Camping Unit" is defined as one of the following:
  - a. Two tents and a passenger vehicle; or
  - b. One tent plus one motorhome (Class A, B, C), motor vehicle, vehicle, trailer, slide-in truck camper, pop-up camper/trailer, boat, or other equipment of any description manufactured and/or used for the purposes of overnight occupancy; or
  - c. A camping unit may include additional tents only in a campsite with a tent pad; provided the tents are contained on the pad and other camping unit and camping group limits are observed; or
  - d. One passenger vehicle in addition to the above descriptions is authorized only if available parking space exists.
4. "Vessel" means every description of watercraft used or capable of being used as a means of transportation of persons and/or property on water. This includes but is not limited to single and multi-chambered stand-up paddleboards, float tubes, and tubes.
5. "Water contact activities" means swimming, wading (except for the purpose of fishing or hunting), waterskiing, surfing, sailboarding, scuba diving, and other water-related activities which put a person in contact with the water (without regard to the clothing worn or equipment used).

6. "Youth mentor hunting" means hunting by youths under 18 years of age. Youth hunters under 16 years of age shall at all times be accompanied by a mentor when hunting on youth mentor properties. A mentor must be 18 years of age or older and hold a valid hunter education certificate or be born before January 1, 1949.

## **B. Public Access to State Wildlife Areas**

1. Only properties listed in this chapter are open for public access.
2. The Director may open newly acquired properties for public access for a period not to exceed nine (9) months pending adoption of permanent regulations. In addition, the Director may establish and post restrictions based upon consideration of the following criteria:
  - a. The location and size of the area.
  - b. The location, type and condition of roads, vehicle parking areas and the number and type of sanitary facilities available.
  - c. The number of users and vehicles the area will tolerate without significant degradation to wildlife resources, and public or private property.
  - d. Opportunity to assure public safety, health and welfare.
3. If a property is opened for public access pursuant to this provision, the property shall be posted with a list of applicable access restrictions. It shall be unlawful for any person or vehicle to enter any such property, except in accordance with its posting and the applicable restrictions.

## **C. Prohibited Activities**

Except as specifically authorized in 901.B of these regulations or specifically authorized by contractual agreement, official document, public notice, permit, or posted sign, the following activities are prohibited on all lands, waters, the frozen surface of waters, rights-of-way, buildings, and other structures or devices owned, operated, or under the administrative control of Colorado Parks and Wildlife:

1. To enter, use or occupy any State Wildlife Area or portion thereof for all persons 16 years of age and older without:
  - a. a hunting license valid for the current license year,
  - b. a valid fishing license, or
  - c. a valid Colorado State Wildlife Area pass.

Annual hunting licenses, including all big game hunting licenses, small game hunting licenses, turkey hunting licenses, annual fishing licenses, and annual Colorado State Wildlife Area passes are only valid for the individual specified on the license or pass, and authorize such individual to enter, use or occupy any State Wildlife Area or portion

thereof from March 1 through March 31 of the following year, also known as the current license year. Daily Colorado State Wildlife Area passes and daily or multi-day fishing and small game licenses are only valid for the individual specified on the license or pass, and authorize such individual to enter, use or occupy any State Wildlife Area or portion thereof only on the date(s) indicated on the license or pass.

2. To enter, use, or occupy any area or portion thereof for any purpose when posted against such entry, use, or occupancy.
3. To enter, use, or occupy any area for any commercial purpose or to conduct land, water, oil, gas, or mineral investigations, surveys, or explorations of any kind except as provided in Chapter W-16 #1610-1615.
4. To operate any form of vehicle, or bicycle (motorized or non-motorized) except on established roads open to public motor vehicle use or within designated camping or parking areas. All motor vehicles and the operators thereof must comply with all Colorado statutes and regulations pertaining to motor vehicle operation. This regulation does not prohibit the use of non-motorized game carts.
5. To operate any motor vehicle, snowmobile, off highway vehicle or bicycle in excess of posted speed limits or in excess of 25 miles per hour where not posted.
6. To camp recreationally. To use or occupy a state wildlife area as a residence. Where camping is specifically authorized to leave a camp, pitched tent, shelter, motor vehicle, or trailer unattended for more than 48 hours, or to camp or to park a travel trailer or camper on any one state wildlife area for more than 14 days in any 45-day period.
7. To build, erect, or establish any permanent structure or to plant any vegetation. Only portable blinds or treestands and steps may be erected by the public on state wildlife areas. No nails may be driven into trees. Portable blinds or tree stands intended for use to hunt any big game or waterfowl during an established season may be erected on state wildlife areas no earlier than 30 days prior to the season in which they are used. All man-made materials used for blinds or tree stands during big game or waterfowl seasons must be removed within 10 days after the end of the season in which they are used. Any other portable blind or tree stand used for any other purpose must be removed at the end of the day in which they are used. The Customer Identification Number of the owner and the date(s) to be used must be displayed on the outside of all portable blinds and on the underside of all tree stands in a readily visible area. However, the erection or placement of any blind or tree stand by any person does not reserve the blind or tree stand for personal use. All such blinds and tree stands remain available for use to the general public on a first come, first-served basis.

8. To remove, modify, adjust, deface, destroy, or mutilate any building, structure, water control device, fence, gate, poster, notice, sign, survey or section marker, tree, shrub or other vegetation or any object of archaeological, geological, or historical value or interest.
9. To place fixed or permanent rock climbing hardware, unless the climber first obtains written permission from the Area Wildlife Manager pursuant to regulation #900.H. Removal of previously placed fixed or permanent climbing hardware is prohibited.
10. To litter in any form, to leave fish, fish entrails, human excrement, waste water, containers or cartons, boxes or other trash, garbage or toxic substance on any area or to bring any household or commercial trash, garbage or toxic substance to a Division-controlled area for disposal, or to dump trailer waste into any toilet or sanitary facility.
11. To set, build, or tend a fire. Where fires are specifically authorized, to allow a fire to burn in a careless manner; to leave any fire unattended; or to fail to completely extinguish any fire.
12. To release or allow livestock to graze or range on any area, except that horses, mules, llamas, and burros may be used when in direct association with wildlife recreational activities.
13. To possess, use or apply explosives (other than lawful firearm ammunition), fireworks, poisons, herbicides, insecticides or other pesticides.
14. To release wildlife or privately-owned game birds, except privately-owned game birds released for field trials, including group dog training, or on those state wildlife areas where release for dog training is specifically authorized.
15. To allow dogs, cats, or other domestic pets on any area, except dogs lawfully used while actively hunting, or while training dogs for hunting, or during Division licensed field trials. Service animals, as defined by 28 C.F.R. § 35.104(2016) are permitted. Later amendments to the definition of service animal are not incorporated. Copies of the definition may be obtained at Colorado Parks and Wildlife, 6060 Broadway, Denver CO 80216 or via the U.S. Department of Justice, Civil Rights Division, Disability Rights Section, 950 Pennsylvania Avenue, NW, Washington, D.C. 20530-0001.
16. To excavate or dig trenches, holes, or pits.
17. To launch, or take out vessels, except those being actively used for fishing and/or hunting. To leave vessels beached, at anchor, moored or docked overnight, except in areas designated for that purpose.

18. To fish from, block or impede any Division-controlled boat ramps or boat docks when in conflict with boaters or as posted.
19. To snorkel, scuba dive, or spearfish with the aid of diving mask, swim fins, snorkel, and/or air tanks, except in waters where swimming is permitted, when location is properly identified by a "divers down flag," and when the scuba diver has a valid S.C.U.B.A. diver's certificate issued by a recognized S.C.U.B.A. training organization.
20. To engage in any unlawful conduct or act as defined in Title 18, C.R.S.
21. To promote, sponsor, conduct or participate in boat regattas, paintball shooting, questing, or other non-wildlife oriented activities.
22. To launch or land any aircraft.
23. To launch, land or operate any unmanned aerial vehicle including but not limited to drones, and model airplanes.
24. To leave any decoys or anything used as decoys set up in the field or on the water overnight.
25. To engage in water contact activity, except where specifically authorized.
26. To discharge a firearm or bow within designated parking, camping, or picnic areas.
27. To possess the following types of ammunition and/or firearms: tracer rounds, armor-piercing rounds, military hardened rounds with explosive or radioactive substances, .50 caliber BMG rounds, or fully automatic firearms.
28. To possess, store, or use hay, straw, or mulch which has not been certified as noxious weed free in accordance with the Weed Free Forage Crop Certification Act, Sections 35-27.5-101 to 108, C.R.S., or any other state or province participating in the Regional Certified Weed Free Forage Program. See Appendix A of this chapter. All materials so certified shall be clearly marked as such by the certifying state or province. Exempted from this prohibition are persons transporting such materials on Federal, State, or County roads that cross Division property; and hay produced on the property where it is being used.
29. Upon notification by authorized Colorado Parks and Wildlife personnel of a violation of any of the above (or any other law of the State of Colorado) and where the unlawful activity is not immediately and permanently discontinued or if it is of a continuing nature,

the violator(s) may be required to leave Colorado Parks and Wildlife property for a minimum of 72 hours.

30. To trap, unless such trapping is done in accordance with the provisions of 33-6-204 (General Exemptions), 33-6-205 (Exemptions for Departments of Health), 33-6-206 (Nonlethal Methods Exemptions), #901 and Chapter W-3 of these regulations. Persons wishing to use the above-mentioned exemptions must have prior authorization from Colorado Parks and Wildlife.
31. To conduct field trials or group dog training without first obtaining a field trial license, in accordance with the provisions of Chapter W-8 of these regulations, and a Commercial Use Permit, as provided in Chapter W-16 #1610-1615.
32. Consumption of alcoholic beverages on lands and waters under the supervision, administration, and/or jurisdiction of the Division is permitted with the following exceptions:
  - a. It shall be prohibited to consume alcoholic beverages on any archery or firearm range unless specifically authorized by a concession contract, cooperative agreement or ~~special activities~~Commercial Use pPermit, and then only allowed in areas specifically designated by the contract, agreement, or permit.
  - b. It shall be prohibited to sell and/or dispense alcoholic beverages on any lands and waters under the supervision, administration, and/or jurisdiction of the Division unless specifically authorized by a concession contract, cooperative agreement, or ~~special activities~~Commercial Use pPermit, and then only allowed in areas specifically designated by the contract, agreement, or permit and the applicant party has obtained all appropriate licenses and permits to sell and/or dispense alcoholic beverages.
  - c. It shall be prohibited to be present on any lands and waters under the supervision, administration, and/or jurisdiction of the Division when under the influence of alcohol or any controlled substance to the degree that may endanger oneself or another person, damage property or resources, or may cause unreasonable interference with another person's enjoyment of any lands or waters under the supervision, administration, and/or jurisdiction of the Division.

#### **D. Limitation of People and Vehicle Usage**

1. The Director of Colorado Parks and Wildlife may establish and enforce a limitation not to exceed sixty (60) days, on public occupancy of the land and water areas owned or leased by the Division.

The Director shall use only the following criteria when establishing such limitation:

- a. The location and size of the area.
- b. The location, type and condition of roads, vehicle parking areas and the number and type of sanitary facilities available.

- c. The number of users and vehicles the area will tolerate without significant degradation to wildlife resources, and public or private property.
  - d. Opportunity to assure public safety, health and welfare.
2. Whenever such limitation is exercised, the area(s) involved shall be posted indicating the specific number of persons or vehicles permitted within the area at all times when such area is posted. It shall be unlawful for any person or vehicle to enter any such area(s) posted as being fully occupied or after being advised by an officer of the Division that the area is full.
3. The Division may waive these restrictions for daytime use during a specified period of time for organized supervised groups whose numbers exceed the limitations set forth. Written approval must first be obtained from the appropriate Regional Manager.

#### **E. Closure of Properties to Public Use**

1. The Director of Colorado Parks and Wildlife may establish and enforce temporary closures of, or restrictions on, lands or waters owned or leased by the Division, or portions thereof, for a period not to exceed nine months, when any one of the following criteria apply:
  - a. The property has sustained a natural or man-made disaster such as drought, wildfire, flooding, or disease outbreak which makes public access unsafe, or where access by the public could result in additional and significant environmental damage.
  - b. The facilities on the property are unsafe.
  - c. To protect threatened or endangered wildlife species, protect wildlife resources from significant natural or manmade threats, such as the introduction or spread of disease or nuisance species, changing environmental conditions or other similar threats, protect time-sensitive wildlife use of lands or waters, or facilitate Division-sponsored wildlife research projects or management activities.
2. Whenever such closure is instituted, the area(s) involved shall be posted indicating the nature and purpose of the closure. It shall be unlawful for any person or vehicle to enter any such area(s) posted as closed.

- F. Criteria for Activities Requiring Express Authorization** - Whenever an activity requires expressed authorization (e.g. target practice) the Division shall grant or deny permission based on consideration of public safety and wildlife resource protection.

#### **G. Commercial Use of State Wildlife Areas**

1. Except as provided herein, commercial use of state wildlife areas, including, but not limited to, the provision of any goods or services to members of the general public using

the state wildlife area, is prohibited. However, commercial uses of state wildlife areas may be allowed by the Division ~~when pursuant to Chapter W-16 #1610-1615:~~

- ~~a. such commercial use will not adversely impact wildlife resources or habitat;~~
- ~~b. there is a demonstrated need for the goods or services to be provided as part of such commercial use;~~
- ~~c. such commercial use will not unreasonably interfere with the primary wildlife related recreational uses of the state wildlife area by members of the general public;~~
- ~~d. the state wildlife area, and its existing facilities, can safely accommodate such commercial use; and~~
- ~~e. Such commercial uses may be exclusive or nonexclusive, as determined by the Division to be necessary for the proper management of the state wildlife area in light of the criteria set forth above and the compensation provided to the Division.~~

- ~~2. Prior to making any commercial use of a state wildlife area, a person must receive a permit from the Division or enter into a commercial use agreement with the Division providing for such use. Any person accessing a State Wildlife Area under such authority is not required to have a valid hunting or fishing license, or Colorado State Wildlife Area pass. Such permit or agreement shall, at a minimum, include provisions regarding:~~
  - ~~a. the specific goods or services to be provided;~~
  - ~~b. user number restrictions;~~
  - ~~c. seasonal or time restrictions;~~
  - ~~d. record-keeping requirements, including, but not limited to, a requirement that the authorized user maintain records regarding the goods and services provided, the date(s) and time(s) the person provided these goods and services on the property, and the number of goods or services provided, by user day, for a period of at least three years. Such records shall be available for inspection by the Division;~~
  - ~~e. compensation to the Division: a minimum fee equal to 5% of the gross income generated by the activity shall be paid to the Division, but in no event shall any fee for a commercial use permit or agreement be less than \$100. The \$100 minimum shall be paid at the time the permit is issued or the agreement is signed. The Division may impose additional items, conditions and charges in connection with the permit or agreement as reasonably necessary to offset the administrative burden, costs or risks associated with the proposed activities;~~
  - ~~f. the Division may retain third party consultants to evaluate the potential adverse impacts of the proposed activity and develop appropriate strategies to offset or mitigate such risks. The applicant shall be notified if the Division decides to retain a consultant and shall be given the opportunity to provide input concerning consultant selection and scope of work. The applicant shall be responsible for the actual costs associated with this consultant review.~~
  - ~~g. the term or length of the permit or agreement, and a provision providing for cancellation or termination of such permit or agreement for any failure to comply with its terms and conditions and any applicable laws;~~
  - ~~h. any other provision necessary to protect wildlife resources, habitat or public safety, to prevent conflict with primary wildlife related recreational uses of the state wildlife area by the general public or to properly administer the commercial use and the commercial use permit or agreement, including bonding requirements.~~

- ~~3. Incidental commercial services such as the renting of pack animals or their services to remove harvested animals; emergency vehicle repairs or tow services; or other similar incidental services may be provided to wildlife recreational users without a commercial use permit or agreement when the service is relatively infrequent, the provider does not advertise for or solicit business specifically for a state wildlife area and maintains a separate place of business, and the service is not one for which the provider is required by law to obtain a guide or outfitter license.~~

## **H. Special (Non-Wildlife Related) Use of State Wildlife Areas**

Except for uses or activities otherwise specifically prohibited by these regulations, the Division may allow special (non-wildlife related) uses of state wildlife areas pursuant to Chapter W-16 #1610-1615.

- ~~• Special uses may only be allowed if:~~
- ~~• such use will not adversely impact wildlife resources or habitat;~~
- ~~5. such use will not interfere with wildlife related recreational uses of the state wildlife area by members of the general public;~~
- ~~6. such use is non-commercial in nature; and~~
- ~~7. the state wildlife areas, and its existing facilities, can safely accommodate such use.~~

- ~~B. Prior to making any special use of a state wildlife area, a person must receive a permit from the Division or enter into a special use agreement with the Division. Any person accessing a State Wildlife Area under such authority is not required to have a valid hunting or fishing license, or Colorado State Wildlife Area pass. Such permit or agreement shall, at a minimum, include provisions regarding:~~
- ~~2. the nature of the special use;~~
- ~~3. user number restrictions;~~
- ~~4. time and date restrictions;~~
- ~~5. compensation to the Division: A minimum fee of \$100 shall apply to all special use permits and agreements, but in no event shall the compensation received by the Division be less than the costs of administering such use, including, but not limited to, staff time;~~
- ~~6. cancellation or termination of the permit or agreement for any failure to comply with the terms and conditions of the permit or agreement and any applicable laws; and~~
- ~~7. any other provision necessary to protect wildlife resources, habitat or public safety, to prevent conflict with primary wildlife related recreational uses of the state wildlife area by the general public or to properly administer the special use and the special use permit or agreement, including bonding requirements.~~

## **I. Utility and Road Easements**

1. The Director may grant easements, for a term not to exceed twenty-five (25) years, on properties owned in fee title by the Division after consideration of the following:
  - a. financial consideration for the easement represents fair market value and is no more than \$100,000;
  - b. the easement is customary or minor in nature, or is a replacement, modification or confirmation of an existing easement;

- c. the easement is not detrimental to wildlife habitat, water resources, or the operation of a hatchery, fish rearing facility or administrative facility and is in the public interest; and
- d. the businesses or persons involved in or maintaining the utility or road easements are not required to have a valid hunting or fishing license, or Colorado State Wildlife Area pass.

**J. Leases**

- 1. The Director may execute documents related to existing leases wherein the Division is either the lessor or lessee, after consideration of the following:
  - a. the document is a renewal, extension or amendment of an existing lease;
  - b. the renewal or extension is for a term not to exceed twenty-five (25) years;
  - c. total consideration for the entire potential term of the renewal, extension or amendment represents fair market value and is no more than \$100,000;
  - d. the renewal, extension or amendment supports, protects, enhances or is not detrimental to wildlife habitat, water resources or the operation of a hatchery, fish rearing facility or administrative facility and is in the public interest; and
  - e. the businesses or persons involved in or maintaining the lease are not required to have a valid hunting or fishing license, or Colorado State Wildlife Area pass.
- 2. The Director may execute a new lease for staff housing for a term not to exceed twelve (12) months.

**ARTICLE III - STATE TRUST LANDS**

**#902 - REGULATIONS APPLICABLE TO ALL STATE TRUST LANDS LEASED BY COLORADO PARKS AND WILDLIFE**

**A. DEFINITIONS**

- 1. "Youth mentor hunting" means hunting by youths under 18 years of age. Youth hunters under 16 years of age shall at all times be accompanied by a mentor when hunting on youth mentor properties. A mentor must be 18 years of age or older and hold a valid hunter education certificate or be born before January 1, 1949.

**B. Public Access to State Trust Lands Leased by Colorado Parks and Wildlife**

- 1. Public access is prohibited from March 1 through August 31, unless otherwise posted.
- 3. All newly enrolled properties are closed to public access until September 1 of the year of enrollment, unless otherwise posted.
- 4. Public access is prohibited from one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise, except as posted, in accordance with the lease agreement with the State Land Board.
- 5. Public access is restricted to hunting and fishing.

6. Public access is prohibited for all persons 16 years of age and older who do not hold:
  - a. a hunting license valid for the current license year, or
  - b. a valid fishing license.

Annual hunting licenses, including all big game hunting licenses, small game hunting licenses, turkey hunting licenses, and annual fishing licenses are only valid for the individual specified on the license, and, subject to #902.B.1. and #903, authorize such individual to enter, use or occupy any State Trust Lands leased by the Division or portion thereof from March 1 through March 31 of the following year, also known as the current license year. Daily or multi-day fishing and small game licenses are only valid for the individual specified on the license, and authorize such individual to enter, use or occupy any State Trust Lands leased by the Division or portion thereof only on the date(s) indicated on the license.

### **C. Prohibited Activities**

Except as otherwise provided in these regulations, the following provisions apply to all State Trust Lands leased by Colorado Parks and Wildlife:

1. It is unlawful for any person to enter, use or occupy any area or portion thereof for any purpose when posted against such entry, use or occupancy.
2. Motorized vehicle use is restricted to designated roads.
3. Littering is prohibited. All trash must be packed out by State Trust land users.
4. Camping and fires are prohibited, unless otherwise posted.
5. Where camping is permitted as posted, it is unlawful to leave a camp, pitched tent, shelter, motor vehicle, or trailer unattended for more than 48 hours, or to camp or to park a travel trailer or camper on any one State Trust Land Hunting and Fishing Access Program property for more than 14 days in any 45-day period.
6. Access is by foot or horseback only, unless otherwise posted.
7. No outfitting or non-wildlife related public access is permitted.
8. Target practice or non-hunting-related shooting is prohibited.
9. It is unlawful to possess the following types of ammunition and/or firearms: tracer rounds, armor-piercing rounds, military hardened rounds with explosive or radioactive substances, .50 caliber BMG rounds, or fully automatic firearms.
10. It is unlawful to possess, store, or use hay, straw, or mulch which has not been certified as noxious weed free in accordance with the Weed Free Forage Crop Certification Act, Sections 35-27.5-101 to 108, C.R.S., or any other state or province participating in the Regional Certified Weed Free Forage Program. See Appendix A of this chapter. All materials so certified shall be clearly marked as such by the certifying state or province. Exempted from this prohibition are persons transporting such materials on Federal, State, or County roads that cross State Trust Lands leased by the Division, and hay produced on the property where it is being used.

11. Consumption of alcoholic beverages on lands and waters under the supervision, administration, and/or jurisdiction of the Division is permitted with the following exceptions:
  - a. It shall be prohibited to consume alcoholic beverages on any archery or firearm range unless specifically authorized by a concession contract, cooperative agreement or ~~special activities~~ Commercial Use ~~p~~Permit, and then only allowed in areas specifically designated by the contract, agreement, or permit.
  - c. It shall be prohibited to sell and/or dispense alcoholic beverages on any lands and waters under the supervision, administration, and/or jurisdiction of the Division unless specifically authorized by a concession contract, cooperative agreement, or ~~special activities~~ Commercial Use ~~p~~Permit, and then only allowed in areas specifically designated by the contract, agreement, or permit and the applicant party has obtained all appropriate licenses and permits to sell and/or dispense alcoholic beverages.
  - d. It shall be prohibited to be present on any lands and waters under the supervision, administration, and/or jurisdiction of the Division when under the influence of alcohol or any controlled substance to the degree that may endanger oneself or another person, damage property or resources, or may cause unreasonable interference with another person's enjoyment of any lands or waters under the supervision, administration, and/or jurisdiction of the Division.

#### **D. Criteria for Posting Prohibited Activities**

When these regulations provide that an activity is prohibited, except as posted or permitted as posted, Colorado Parks and Wildlife may control these activities by posting signs. Colorado Parks and Wildlife shall apply the following criteria in determining if an activity shall be restricted or authorized pursuant to posting:

1. Public safety.
2. Proximity to a calving or lambing area.
3. Proximity to a corral, loading chute or similar structure maintained for the purpose of handling domestic livestock.
4. Proximity to private structures such as outbuildings, houses, barns, storage sheds or similar structures.
5. Proximity to agriculture equipment.
6. Whether protection of roads or trails is necessary to prevent excessive damage caused by human use
7. Negative impacts on wildlife resources or domestic livestock, or agricultural products.
8. Whether the area can provide additional public benefits and remain consistent with all applicable agreements.

## **E. Closure of Properties to Public Use**

1. The Director of Colorado Parks and Wildlife may establish and enforce temporary closures of, or restrictions on, lands or waters leased by the Division from the State Land Board, or portions thereof, for a period not to exceed nine months, when any one of the following criteria apply:
  - a. The property has sustained a natural or man-made disaster such as drought, wildfire, flooding, or disease outbreak which makes public access unsafe, or where access by the public could result in additional and significant environmental damage.
  - b. The facilities on the property are unsafe.
  - c. To protect threatened or endangered wildlife species, protect wildlife resources from significant natural or manmade threats, such as the introduction or spread of disease or nuisance species, changing environmental conditions or other similar threats, protect time-sensitive wildlife use of lands or waters, or facilitate Division-sponsored wildlife research projects or management activities.
2. Whenever such closure is instituted, the area(s) involved shall be posted indicating the nature and purpose of the closure. It shall be unlawful for any person or vehicle to enter any such area(s) posted as closed.

**Basis and Purpose:**

**Updating regulations related to commercial use of Wildlife Properties**

Commercial use is prohibited on all CPW property without written permission from CPW as permitted by Commission rule. §33-6-113.5, §33-15-114, C.R.S. The current regulations establish varying authorizations for commercial use on CPW properties with a variety of restrictions, fees, and processes to allow the commercial use. In 2023, the Division began working to move all the regulations that address commercial use on any CPW properties from multiple locations in the regulations to a single place in Chapter W-16. These regulation changes remove all the current explanation and authorization of commercial use and directs all authorization for commercial use to the new regulations adopted in Chapter W-16. The changes also provide cross references to the new commercial use regulations for all commercial use in Chapter W-16.

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing [dnr\\_cpw\\_planning@state.co.us](mailto:dnr_cpw_planning@state.co.us) or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

**The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., §§ 33-1-101 to 33-6-209, C.R.S., and specifically including, but not limited to: §§ 33-1-105 to 33-1-107, 33-4-102, and 33-9-102, C.R.S.**

**EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2025 AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED OR SUPERSEDED.**

**APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO THIS 14TH DAY OF NOVEMBER 2024.**

**APPROVED:**  
**Dallas May**  
**Chair**

**ATTEST:**  
**Karen Bailey**  
**Secretary**