

FINAL REGULATIONS - CHAPTER W-15 - DIVISION AGENTS

ARTICLE VI - AGENT COMMISSION RATES

#1510 - Agent Commission Rates

See also §33-4-101 C.R.S. relative to Division 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:

Table A.4: Division Product Type	20212020 Commission	% of license price in 20212020	20222021 Commission	% of license price in 20222021
Second Rod Stamp	\$0.63 \$0.64	6.7%	\$0.64 \$0.63	6.7%
Resident Fishing - 1 day	\$0.84 \$0.81	6.7%	\$0.85 \$0.84	6.7%
Nonresident Fishing – 1 day	\$1.05 \$1.02	6.7%	\$1.06 \$1.05	6.7%
Fishing - 5 day	\$2.09 \$2.04	6.7%	\$2.13 \$2.09	6.7%
Resident Small Game - 1 day	\$0.84 \$0.81	6.7%	\$0.85 \$0.84	6.7%
Nonresident Small Game – 1 day	\$1.05 \$1.02	6.7%	\$1.06 \$1.05	6.7%
Nonresident Deer	\$14.79 \$14.40	3.6%	\$15.07 \$14.79	3.6%
Nonresident Pronghorn	\$14.79 \$14.40	3.6%	\$15.07 \$14.79	3.6%
Nonresident Bear	\$3.60	3.6%	\$3.67 \$3.60	3.6%
Nonresident Mountain Lion	\$12.60	3.6%	\$12.83 \$12.60	3.6%
Nonresident Antlerless Elk	\$18.54 \$18.05	3.6%	\$18.88 \$18.54	3.6%
Nonresident Either-sex Elk	\$24.71 \$24.07	3.6%	\$25.17 \$24.71	3.6%
Nonresident Antlered Elk	\$24.71 \$24.07	3.6%	\$25.17 \$24.71	3.6%
Nonresident Rocky Mtn Bighorn Sheep	\$82.76 \$80.58	3.6%	\$84.29 \$82.76	3.6%
Nonresident Desert Bighorn Sheep	\$82.76 \$80.58	3.6%	\$84.29 \$82.76	3.6%
Nonresident Goat	\$82.76 \$80.58	3.6%	\$84.29 \$82.76	3.6%
Nonresident Moose	\$82.76 \$80.58	3.6%	\$84.29 \$82.76	3.6%

All ~~2021~~2020 licenses sold through March ~~2022~~2021 shall be sold at the ~~2021~~2020 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

Table B.1: Commission Rates	IPAWS Products
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%
Breakout Costs	
Contractor credit card fee	2.2%
Contractor fulfillment fee	\$1.45

AS APPROVED - 11/18/2021
Basis and Purpose
Chapter W-15 - Division Agents

Basis and Purpose Statement:

Updating retail agent commission rates according to inflationary increase in license prices

Previously adopted regulations set the retail agent commission at 4.75% of the license fee, except for those commissions that are fixed, as described below. Statutorily, the Commission may set these rates wherever feasible. Historically, the year-to-year Consumer Price Index (CPI) change has been used as a guideline for setting these rates. However, in 2019 CPW proposed fixed commission rates for different types of licenses (6.7% for fishing/small game, and 3.6% for nonresident big game). The fixed rates approved in 2019 yield the following retail agent commissions for the 2022 license year:

Division Product Type	2021	2021	2022	2022
	Actual Price	Commission	Actual Price	Commission
Second Rod Stamp	\$9.36	\$0.63	\$9.53	\$0.64
Resident Fishing - 1 day	\$12.48	\$0.84	\$12.71	\$0.85
Nonresident Fishing - 1 day	\$15.60	\$1.05	\$15.89	\$1.06
Fishing - 5 day	\$31.20	\$2.09	\$31.78	\$2.13
Resident Small Game - 1 day	\$12.48	\$0.84	\$12.71	\$0.85
Nonresident Small Game - 1 day	\$15.60	\$1.05	\$15.89	\$1.06
Nonresident Deer	\$410.86	\$14.79	\$418.48	\$15.07
Nonresident Pronghorn	\$410.86	\$14.79	\$418.48	\$15.07
Nonresident Bear	\$100.00	\$3.60	\$101.85	\$3.67
Nonresident Mountain Lion	\$350.00	\$12.60	\$356.48	\$12.83
Nonresident Antlerless Elk	\$514.88	\$18.54	\$524.42	\$18.88
Nonresident Either-sex Elk	\$686.51	\$24.71	\$699.23	\$25.17
Nonresident Antlered Elk	\$686.51	\$24.71	\$699.23	\$25.17
Nonresident Rocky Mtn Bighorn Sheep	\$2,298.76	\$82.76	\$2,341.35	\$84.29
Nonresident Desert Bighorn Sheep	\$2,298.76	\$82.76	\$2,341.35	\$84.29
Nonresident Goat	\$2,298.76	\$82.76	\$2,341.35	\$84.29
Nonresident Moose	\$2,298.76	\$82.76	\$2,341.35	\$84.29

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 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: §§ 33-1-106, C.R.S.

EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2022 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 18TH DAY OF NOVEMBER, 2021.

**APPROVED:
Carrie Besnette Hauser
Chair**

**ATTEST:
Luke B. Schafer
Secretary**

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Tracking Number: **2021-00625**

**OPINION OF THE ATTORNEY GENERAL RENDERED IN
CONNECTION WITH THE RULES ADOPTED BY THE
Colorado Parks and Wildlife (406 Series, Wildlife)
ON 11/18/2021**

**2 CCR 406-15
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The above-referenced rules were submitted to this office on 11/22/2021 as required by section 24-4-103, C.R.S. This office has reviewed them and finds no apparent constitutional or legal deficiency in their form or substance.

November 24, 2021 14:07:57 MST

Philip J. Weiser
Attorney General
by Eric R. Olson
Solicitor General