

FINAL REGULATIONS - CHAPTER W-0 - GENERAL PROVISIONS

ARTICLE VII - AQUATIC WILDLIFE

#010 – TRANSPORTATION OF AQUATIC WILDLIFE

- A. Transportation of Approved Aquatic Wildlife: Only the aquatic wildlife approved under #012 of this regulation may be transported within the State of Colorado. It shall be unlawful for any person to transport any live aquatic wildlife not approved under #012 of this regulation.
- B. Requirements for Transportation:
 - 1. All Aquatic Wildlife: All aquatic wildlife being transported within Colorado must at all times be accompanied by, and may only be transported within Colorado pursuant to:
 - a. A personal fishing license (including the regulations pertaining to live fish as bait set forth in other provisions of CPW regulations, including #104.H),
 - b. A commercial fishing license,
 - c. A donation certificate,
 - d. A receipt from a commercial or private lake licensee, permitted aquaculture facility or permitted pet animal facility,
 - e. An aquaculture facility permit,
 - f. A pet animal facility permit,
 - g. An importation permit, ~~or~~
 - h. A scientific collecting license, or
 - i. A bill of lading or other similar documentation evidencing that the wildlife is being transported through Colorado for delivery in another state and containing the name, address and phone number of both the source and receiving person or facility.

Original documentation is only required when transporting aquatic wildlife pursuant to a personal or commercial fishing license, a donation certificate or any kind of receipt. In all other cases, legible copies of the required documents will suffice.

- 2. Unless otherwise specified under these regulation or under Title 33, all live fish transported within Colorado must be accompanied by a copy of the fish health certificate for the source facility evidencing its compliance with #014 Aquatic Wildlife Health Management, unless the bill of lading or other similar documentation shows that the shipment is being transported through Colorado for delivery in another state. At the Division’s discretion, the Division may waive the requirement that a fish health certificate accompany live fish transported in Colorado when transportation occurs from one Food Production Facility to another Food Production Facility.

Appendix F - Wildlife License and Pass Prices

(1) Resident and nonresident licenses

License	Residency	Fees
3-year possession/hunting raptor license	Resident	\$172.55***
Annual possession/hunting raptor license	Nonresident	\$92.03***
Peregrine falcon capture license	Resident	\$345.11***
Extra rod stamp	Resident	\$10.35**
Extra rod stamp	Nonresident	\$10.35**
Fishing - 1 day	Resident	\$13.80**
Fishing - 1 day	Nonresident	\$17.26**
Fishing - additional day	Resident	\$5.75**
Fishing - additional day	Nonresident	\$5.75**

Fishing - 5 day	Nonresident	\$34.51**
Fishing- annual	Resident	\$37.96**
Fishing - annual	Nonresident	\$109.28**
Youth (ages 16-17) annual fishing	Resident	\$9.20**
Senior annual fishing	Resident	\$9.20**
Small game hunting	Resident	\$32.21**
Senior lifetime fishing upgrade to annual combination fishing and small game hunting^	Resident	\$22.59**
Small game hunting	Nonresident	\$92.03**
Small game - 1 day	Resident	\$13.80**
Small game - 1 day	Nonresident	\$17.26**
Small game - additional day	Resident	\$5.75**
Small game - additional day	Nonresident	\$5.75**
Furbearer license	Resident	\$32.21**
Furbearer license	Nonresident	\$92.03**
Turkey, fall	Resident	\$26.46**
Turkey, fall	Nonresident	\$172.55**
Turkey, spring	Resident	\$32.21**
Turkey, spring	Nonresident	\$172.55**
Turkey (youth)	Resident	\$16.11**
Turkey (youth)	Nonresident	\$115.04**
Combination fishing and small game hunting	Resident	\$55.22**
Senior (ages 65 and older) combination fishing and small game hunting	Resident	\$31.79**
Pronghorn	Resident	\$43.71**
Pronghorn	Nonresident	\$454.39**
Bear, fall	Resident	\$42.03**
Bear, fall	Nonresident	\$110.59**
Bear, fall (youth)	Resident	\$15.48*
Bear, fall (youth)	Nonresident	\$55.30*
Deer	Resident	\$43.71**
Deer	Nonresident	\$454.39**
Elk	Resident	\$60.97**
Elk (antlered or either sex)	Nonresident	\$759.24**
Elk (antlerless)	Nonresident	\$759.24**
Mountain goat	Resident	\$345.11**
Mountain goat	Nonresident	\$2,542.29**
Moose	Resident	\$345.11**
Moose	Nonresident	\$2,542.29**
Mountain lion	Resident	\$55.22**
Mountain lion	Nonresident	\$387.08**
Rocky mountain bighorn sheep	Resident	\$345.11**
Rocky mountain bighorn sheep	Nonresident	\$2,542.29**
Desert bighorn sheep	Resident	\$345.11**
Desert bighorn sheep	Nonresident	\$2,542.29**
Resident low-income senior lifetime fishing	Resident	\$8.96**
Youth big game (deer, elk, pronghorn)	Resident	\$16.07 each *
Youth big game (deer, elk, pronghorn)	Nonresident	\$115.00 each*
Youth small game hunting	Resident	\$1.40
Youth small game hunting	Nonresident	\$1.40
Colorado wildlife habitat stamp, purchased in conjunction with the purchase of a hunting or fishing license	Resident	\$11.50
Colorado wildlife habitat stamp, purchased in conjunction with the purchase of a hunting or	Nonresident	\$11.50

fishing license		
"Lifetime" Colorado wildlife habitat stamp	Resident	\$345.11***
"Lifetime" Colorado wildlife habitat stamp	Nonresident	\$345.11***

*Plus additional surcharge of \$1.50 for the Wildlife Management Public Education Fund.

**Plus additional surcharge of \$1.50 for the Wildlife Management Public Education Fund and \$0.25 for the Search and Rescue Fund.

***Plus additional surcharge of \$0.25 for the Search and Rescue Fund.

^Valid only for resident senior Lifetime Disability and Low Income Fishing license holders.

License prices established in this table are the actual license price. Some license prices have discounts applied from the statutory maximum price as provided for in Chapters W-2 and W-3.

(2) Special licenses

License	Fees
Scientific collecting license	\$32.21
Importation license	\$86.28
Field trial license	\$26.46
Commercial lake license	\$230.07
Private lake license	\$16.11
Commercial wildlife park license	\$172.55
Noncommercial park license	\$32.21
Wildlife sanctuary license	\$172.55
Zoological park license	\$172.55

(3) The fee for each migratory waterfowl stamp is \$11.50.

(4) The fee for each Federal Waterfowl Stamp is \$31.00.

(5) The nonrefundable application-processing fee for each limited license is \$8.00 for resident applications and \$10.00 for nonresident applications.

(6) Colorado State Wildlife Area passes

Pass	Fees
Colorado State Wildlife Area Pass - annual	\$38.21**
Colorado State Wildlife Area Pass - 1 day	\$8.50*
Youth (ages 16-17) annual Colorado State Wildlife Area Pass	\$9.45*
Senior (ages 65 and older) annual Colorado State Wildlife Area Pass	\$9.45*
Low-income annual Colorado State Wildlife Area Pass	\$9.45*

*Plus a surcharge of \$1.50 for the wildlife management public education fund.

**Plus a surcharge of \$1.50 for the wildlife management public education fund and a fee of \$11.50 for a Colorado wildlife habitat stamp.

In order to qualify for an annual low-income Colorado State Wildlife Area Pass an individual must show a photo identification card and:

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,

If an individual's income is at a level where such individual is not required to file an income tax return, 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,

A Colorado resident may provide 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 federal taxable income amounts, based on the number of ~~dependents~~people in the family/household, cannot be greater than the applicable guideline set forth in the Annual Update of the HHS Poverty Guidelines, ~~87-88~~ Fed. Reg. ~~3315-3424~~ (January ~~2119~~, 202~~23~~) 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

AS APPROVED 03/15/2023
Basis and Purpose
Chapter W-0 - General Provisions

Basis and Purpose:

Modification to Chapter W-0 expands regulations for transporting aquatic wildlife to include transportation under a scientific collecting license.

Updating the income requirements for the low-income annual Colorado State Wildlife Area Pass to correspond with the requirements of other income eligible licenses and passes offered by the Division

The income requirements for the low-income annual Colorado State Wildlife Area Pass have been updated to incorporate the most recent version of the income guidelines set forth in the Annual Update of the HHS Poverty Guidelines, 88 Fed. Reg. 3424 (January 19, 2023) issued by the U.S. Department of Health and Human Services. These income requirements correspond to the requirements of other low-income licenses and passes offered by the Division. The language on dependents has also been updated to match the language used in the Annual Update of the HHS Poverty Guidelines.

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 statutory authority for these regulations includes, but is not limited to:

- § 24-4-103, C.R.S.
- § 33-1-105(1)(c), C.R.S. (Commission has the power to “Construct or otherwise establish public facilities and conveniences at any site or on any land in which the commission holds an interest ... and, when appropriate, make reasonable fees or charges for their use....”).
- §§ 33-1-101 to 33-6-209, C.R.S., particularly §§ 33-1-105, -106, -107, and 33-4-102, C.R.S.
- § 33-9-102, C.R.S.

EFFECTIVE DATE – THE REGULATIONS HEREIN SHALL BECOME EFFECTIVE MAY 1, 2023 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 15TH DAY OF MARCH, 2023.

APPROVED:
Carrie Besnette Hauser
Chair

ATTEST:
Marie Haskett
Secretary

Philip J. Weiser
Attorney General

Natalie Hanlon Leh
Chief Deputy Attorney General

Eric R. Olson
Solicitor General



STATE OF COLORADO
DEPARTMENT OF LAW

Ralph L. Carr
Colorado Judicial Center
1300 Broadway, 10th floor
Denver, CO 80203
Phone 720-508-6000

Office of the Attorney General

Tracking Number: **2023-00068**

**OPINION OF THE ATTORNEY GENERAL RENDERED IN
CONNECTION WITH THE RULES ADOPTED BY THE
Colorado Parks and Wildlife (406 Series, Wildlife)
ON 03/15/2023**

**2 CCR 406-0
CHAPTER W-0 - GENERAL PROVISIONS**

The above-referenced rules were submitted to this office on 03/16/2023 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.

March 27, 2023 11:19:14 MST

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