

HOUSE BILL 06-1355

BY REPRESENTATIVE(S) McKinley, Rose, Berens, Crane, Curry, McFadyen, Ragsdale, and Stengel;
also SENATOR(S) Isgar, Entz, Taylor, and Tochtrop.

AN ACT

CONCERNING THE CONSOLIDATION OF PROCEDURES REGULATING THE AUCTION OF CERTAIN BIG GAME HUNTING LICENSES, AND, IN CONNECTION THEREWITH, CONSOLIDATING THE PROCEDURES REGULATING THE RAFFLE OF HUNTING LICENSES FOR SHEEP, GOATS, MOOSE, DEER, ELK, AND PRONGHORN.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 33-4-116, Colorado Revised Statutes, is amended to read:

33-4-116. BIG GAME HUNTING LICENSES - AUCTION OR RAFFLE - USE OF PROCEEDS - RULES. (1) (A) THE DIVISION IS AUTHORIZED TO ISSUE UP TO TWO EITHER-SEX ROCKY MOUNTAIN BIGHORN SHEEP LICENSES, TWO EITHER-SEX ROCKY MOUNTAIN GOAT LICENSES, TWO EITHER-SEX SHIRAS MOOSE LICENSES, FOUR EITHER-SEX MULE OR WHITE-TAILED DEER LICENSES, FOUR EITHER-SEX ROCKY MOUNTAIN ELK LICENSES, AND FOUR EITHER-SEX PRONGHORN LICENSES EACH YEAR THROUGH A COMPETITIVE AUCTION OR RAFFLE.

(B) A NONPROFIT ORGANIZATION DIRECTLY INVOLVED IN THE CONSERVATION OF WILDLIFE IN COLORADO OR THE DIVISION MAY BE AUTHORIZED BY THE COMMISSION TO CONDUCT THE LICENSE AUCTION OR RAFFLE. ALL SUCH AUCTIONS AND RAFFLES SHALL BE CONDUCTED PURSUANT TO COLORADO LAW.

(2) (A) EXCEPT AS SPECIFIED IN THIS SUBSECTION (2), ALL PROCEEDS FROM THE AUCTION OR RAFFLE OF ROCKY MOUNTAIN BIGHORN SHEEP, ROCKY MOUNTAIN GOAT, AND SHIRAS MOOSE LICENSES SHALL BE USED BY THE DIVISION FOR THE BENEFIT OF ROCKY MOUNTAIN BIGHORN OR DESERT SHEEP, ROCKY MOUNTAIN GOATS, AND SHIRAS MOOSE IN COLORADO, AND ALL PROCEEDS FROM THE AUCTION OR RAFFLE OF MULE AND WHITE-TAILED DEER, ROCKY MOUNTAIN ELK, AND PRONGHORN LICENSES SHALL BE USED BY THE DIVISION FOR THE BENEFIT OF MULE AND WHITE-TAILED DEER, ROCKY MOUNTAIN ELK, AND PRONGHORN IN COLORADO.

(B) IF AN AUCTION OR RAFFLE IS CONDUCTED BY A NONPROFIT ORGANIZATION, THE ORGANIZATION MAY RETAIN UP TO TWENTY-FIVE PERCENT OF THE PROCEEDS OF THE AUCTION OR RAFFLE TO COVER AUCTION OR RAFFLE COSTS AND TO FUND PROJECTS OF ITS OWN CHOOSING THAT BENEFIT WILDLIFE IN COLORADO.

(C) THE PROCEEDS FROM THE AUCTIONS AND RAFFLES SHALL BE IN ADDITION TO ANY MONEYS OTHERWISE PROVIDED FOR THE MANAGEMENT OF ROCKY MOUNTAIN BIGHORN OR

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DESERT SHEEP, ROCKY MOUNTAIN GOATS, SHIRAS MOOSE, MULE AND WHITE-TAILED DEER, ROCKY MOUNTAIN ELK, AND PRONGHORN.

(3) THE COMMISSION MAY PROMULGATE RULES PERTAINING TO AUCTION AND RAFFLE LICENSES, THE CONDUCT OF THE AUCTIONS AND RAFFLES, RECORD-KEEPING REQUIREMENTS, THE EXPENDITURE OF PROCEEDS, INCLUDING REQUIRING CONSULTATION BY THE DIVISION WITH ADVISORY COMMITTEES COMPRISED OF REPRESENTATIVES OF THE PARTICIPATING NONPROFIT ORGANIZATIONS PRIOR TO THE EXPENDITURE OF ANY PROCEEDS, AND ANY OTHER RULES NECESSARY TO IMPLEMENT THE AUCTION AND RAFFLE PROGRAM.

SECTION 3. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution (August 9, 2006, if adjournment sine die is on May 10, 2006); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: May 11, 2006