

September 30, 2024

**RULE-MAKING NOTICE
PARKS AND WILDLIFE COMMISSION MEETING
November 14-15, 2024**

In accordance with the State Administrative Procedure Act, section 24-4-103, C.R.S., the Parks and Wildlife Commission gives notice that regulations will be considered for adoption at their next meeting on **November 14-15, 2024 with a virtual participation option. The Parks and Wildlife Commission meeting will be held at The LaMar, 219 South Main Street Lamar, 81052. For up-to-date information on the meeting, please refer to the Parks and Wildlife Commission website: <https://cpw.state.co.us/committees/colorado-parks-and-wildlife-commission>. The public is encouraged to comment before the meeting by submitting written comments to the Commission's email address at: dnr_cpwcommission@state.co.us.**

Comment deadlines: Written comments will be accepted at any time. However, to ensure sufficient time for consideration prior to the meeting, **comments should be provided to the Division of Parks and Wildlife by noon on the following date:**

October 31, 2024, for mailing by the Division of Parks and Wildlife to the Parks and Wildlife Commission on **November 1, 2024.**

Comments received by the Division between noon on **October 31, 2024** and noon on **November 8, 2024**, will be provided to the Commission two business days before the meeting. Comments received after noon on **November 8, 2024** will be held and shared with the Commission as part of the subsequent meeting mailing.

More information on submitting public comments is available at:
<https://cpw.state.co.us/committees/colorado-parks-and-wildlife-commission>.

The following regulatory subjects and issues shall be considered pursuant to the Commission's authority in sections 33-9-101 to 111, C.R.S. ("Administration of Parks and Wildlife"), in sections 33-1-101 to 33-6-209, C.R.S. (the "Wildlife Act"), and especially sections 33-1-104, 33-1-105, 33-1-106, 33-1-107, 33-1-108, 33-1-121, 33-2-104, 33-2-105, 33-2-106, 33-3-104, 33-4-101, 33-4-102 and 33-5.5-102, 33-6-107, 33-6-109, 33-6-112, 33-6-113, 33-6-114, 33-6-114.5, 33-6-117, 33-6-119, 33-6-121, 33-6-124, 33-6-125, 33-6-127, 33-6-128, 33-6-130, 33-6-205, 33-6-206, 33-6-207, 33-6-208, 33-6-209, C.R.S., and in sections 33-10-101 to 33-33-113, C.R.S. (the "Parks Act"), and especially sections 33-10-106, 33-10-107, 33-10.5-107, 33-11-109, 33-12-101, 33-12-103, 33-12-103.5, 33-12-106, 33-12.5-103, 33-13-103, 33-13-104, 33-13-106, 33-13-109, 33-13-110, 33-13-111, 33-14-107, 33-14.5-107, 33-32-103 and 33-33-105. C.R.S.

FINAL REGULATORY ADOPTION – November 14-15, 2024 beginning at **8:00 a.m.***

EFFECTIVE DATE OF REGULATIONS approved during the November 2024 Parks and Wildlife Commission meeting: January 1, 2025, unless otherwise noted.

FINAL REGULATIONS

Chapter P-4 - "Snowmobile Regulations" 2 CCR 405-4

**Please reference the Commission agenda, to be posted on or after November 4, 2024, to ensure when each regulatory item will be addressed by the Commission. The agenda will be posted at <https://cpw.state.co.us/committees/colorado-parks-and-wildlife-commission>.*

Open for final consideration to implement an out of state permit program for snowmobiles in accordance with SB 24-056.

Chapter P-7 - "Passes, Permits and Registrations" 2 CCR 405-7

Open for final consideration of regulations including, but not limited to, increasing the daily vehicle pass fees for Chatfield State Park, pursuant to SB 23-267 Chatfield State Park Water Quality Fee, as well as Golden Gate Canyon and State Forest State Parks, pursuant to SB 23-059 Local Access Funding.

(Issue stage August 2024 https://cpw.widen.net/view/pdf/zssojl2gw6/Item.13.ChP-7_Issue.pdf?u=xyuvvu)

Chapter W-0 - "General Provisions" 2 CCR 406-0, and those related provisions of Chapter W-2 ("Big Game" 2 CCR 406-2), Chapter W-3 ("Furbearers and Small Game, Except Migratory Birds" 2 CCR 406-3), and Chapter W-16 ("Parks and Wildlife Procedural Rules" 2 CCR 406-16) necessary to accommodate changes to or ensure consistency with Chapter W-0

Open for final consideration of regulations including, but not limited to, potentially adjusting license fees to the statutory cap and license agent commission rates according to adjustments to the Denver-Aurora-Lakewood Consumer Price Index, and a cleanup to align regulation with the changes from SB 24-161.

(Issue stage August 2024 https://cpw.widen.net/view/pdf/xcmktukncq/Item.11.ChW-0_Draft.pdf?u=xyuvvu)

Chapter W-1- "Fishing" 2 CCR 406-1

Open for annual review and final consideration of the entire chapter including, but not limited to, consideration of regulations regarding season dates, bag and possession limits, licensing requirements, manner of take provisions and special conditions or restrictions applicable to waters of the state. Specific considerations include, but are not limited to, the following:

- Removing salvage regulations on Bonny Reservoir.
- Modifying the take regulations on current and planned native greenback cutthroat trout conservation waters.
- Modifying the white bass size limit at Boyd Lake State Park.
- Modifying the East River Fishing closure to improve fishing opportunity.
- Adopting a fall fishing closure on Fish Creek, a tributary to the Yampa River.
- Modifying the brown trout bag and possession limits on the Fryingpan River.
- Modifying the take regulations for walleye and saugeye at Horseshoe Reservoir
- Modifying the walleye bag, possession and size limits at Horsetooth Reservoir.
- Modifying take regulations for trout on Kerr Lake.
- Modifying the take regulations for lake trout and kokanee salmon on Lake Granby.
- Modifying take regulations on Los Pinos and Cochetopa Creeks.
- Modifying the take regulations for all waters in the Sand Creek Drainage, Rito Hondo Reservoir and creek above the reservoir.
- Modifying the water specific restrictions on Rocky Fork Creek.
- Modifying wiper special regulations at Union Reservoir.
- Removing Walker Lake State Wildlife Area from Chapter W-1 "Fishing".
- Modifying take regulations on Wolf Creek.
- Cleanup for clarification to Blue River, Duck creek, and Hermosa Creek.

These Chapter W-1 - Fishing regulations will become effective April 1, 2025.

(Issue stage August 2024 https://cpw.widen.net/view/pdf/ugctb2s8ce/Item.14.ChW-1_Issue_HH.pdf?u=xyuvvu and https://cpw.widen.net/view/pdf/oykblwbjnn/Item.3.4.ChW-1_Issue.pdf?u=xyuvvu)

Chapter W-2 - "Big Game" 2 CCR 406-2

Open for a cleanup to the Landowner Preference Program disqualification to align with statute, and removal of expired regulations.

Chapter W-3 - "Furbearers and Small Game, except Migratory Birds" 2 CCR 406-3

Open for annual review and final consideration of regulations regarding turkey hunting, including but not limited to, license areas, season dates, and manner of take provisions for the 2025 turkey hunting seasons. Specific considerations include, but are not limited to, the following:

- Adding GMU 63 to the valid units for the over-the-counter Fall Turkey hunting opportunity.
- Cleanup to the Harvest Information Program phone number.

(Issue stage August 2024 https://cpw.widen.net/view/pdf/6nun9kv5lo/Item.3.5.ChW-3_Issue.pdf?u=xyuvvu)

Chapter W-16 - "Parks and Wildlife Procedural Rules" 2 CCR 406-16 and those related provisions of Chapter P-1 ("Parks and Outdoor Recreation Lands" 2 CCR 405-1), Chapter P-7 ("Passes, Permits and Registrations" 2 CCR 405-7), Chapter W-6 ("Raptors" 2 CCR 406-6), Chapter W-8 ("Field Trials and Training of Hunting Dogs" 2 CCR 406-8), and Chapter W-9 ("Wildlife Properties" 2 CCR 406-9) necessary to accommodate changes to or ensure consistency with Chapter W-16

Open for final consideration of changes to commercial use on state parks and state wildlife areas.

(Issue stage August 2024 https://cpw.widen.net/view/pdf/jvjxnkkux/Item.12.ChW-16.Commercial_Use_Draft.pdf?u=xyuvvu)

FINAL POLICY

2025-2029 Big Game Season Structure policy

Open to cleanup the antlerless moose licenses that "float" between seasons to exclude the late seasons.

(Final stage June 2024 https://cpw.widen.net/view/pdf/ifgylu070o/FINAL_BGSS2025-2029.pdf?u=xyuvvu)

ISSUES IDENTIFICATION

Chapter W-0 - "General Provisions" 2 CCR 406-0

Open for annual review of the entire chapter, including but not limited to, Game Management Unit boundary modifications, regulations relating to fish management, health, importation, prohibited species, and other annual changes.

Chapter W-2 - "Big Game" 2 CCR 406-2 and those related provisions of Chapter W-0 ("General Provisions" 2 CCR 406-0) necessary to accommodate changes to or ensure consistency with Chapter W-2

Open for annual review of the entire chapter, including, but not limited to:

- Annual changes to season dates, limited license areas and manner of take provisions for deer, elk, pronghorn antelope, moose, bighorn sheep, mountain goat, mountain lion, and bear.
- Annual changes to limited license application and drawing processes.
- Changes to align with the 5-year Big Game Season Structure policy set by the Commission.
- Changes to the draw methods, preference points, and the reissue process.

Except for the day and time indicated for when the meeting is scheduled to begin, the order indicated for each agenda item is approximate and subject to change when necessary to accommodate the Commission's schedule.

For Viewing of Proposed Rules or Questions: copies of the proposed rules (together with a proposed statement of basis and purpose and specific statutory authority), will be available for inspection online at <https://cpw.state.co.us/committees/colorado-parks-and-wildlife-commission> and copies can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing **dnr_cpw_planning@state.co.us** at least five (5) days prior to the date of hearing. Such copies, however, are only proposals to be submitted to the Commission by the Division of Parks and Wildlife. Questions may be sent to the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing **dnr_cpw_planning@state.co.us** as well.

Modification of Proposed Rules prior to adoption: subject to the provisions of Section 24-4-103, C.R.S., modification of these proposals may be made by the Division of Parks and Wildlife or the Commission before the Commission promulgates final rules and regulations on the above topics.

Opportunity to submit alternate proposals and provide comment: the Commission will afford all interested persons an opportunity to submit alternate proposals, written data, views or arguments and to present them orally, if time permits, at the meeting unless it deems such oral presentation unnecessary. Written alternate proposals, data, views or arguments and other written statements should be e-mailed to **dnr_cpwcommission@state.co.us**.

Use of Consent Agenda:

In order to increase the Parks and Wildlife Commission's efficiency and allow more time for consideration of parks and wildlife policy and contested issues, some or all of this regulatory agenda may be listed for action by the Commission as part of a "Consent Agenda" for this meeting.

The process for placing matters on the Consent Agenda is as follows:

The Director identifies matters where the recommended action follows established policy or precedent, there has been agreement reached or the matter is expected to be uncontested and non-controversial.

Regulatory Matters on the Consent Agenda are noticed for hearing at the same time and in the same manner as other Consent Agenda items. If a member of the Commission requests further consideration of an item on the Consent Agenda, that item will be withdrawn from the Consent

Agenda and discussed at the end of the meeting or at the next meeting. The Consent Agenda may be voted on without the necessity of reading individual items. Any Commission member may request clarification from the Director of any matter on the Consent Agenda.

OTHER AGENDA ITEMS: The Parks and Wildlife Commission may consider and make policy, program implementation, and other non-regulatory decisions, which may be of public interest at this meeting. A copy of the complete meeting agenda can be viewed on the Division of Parks and Wildlife's internet home page at <https://cpw.state.co.us>, on or after **November 4, 2024**.