

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0822.01 Chuck Brackney x2295

SENATE BILL 12-151

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SENATE SPONSORSHIP

Tochtrop,

HOUSE SPONSORSHIP

(None),

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Senate Committees

Agriculture, Natural Resources, and Energy

House Committees

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A BILL FOR AN ACT

101      **CONCERNING THE AUTHORITY OF THE PARKS AND WILDLIFE BOARD TO**  
102            **SET FEES FOR THE USE OF PARK AND OUTDOOR RECREATION**  
103            **FACILITIES AND PROGRAMS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill makes permanent the authority of the parks and wildlife board to set fees for the use of parks and outdoor recreation facilities and programs.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 33-10-111, **amend**  
3 (5) as follows:

4 **33-10-111. Parks and outdoor recreation cash fund created -**  
5 **accounting expenditures for roads and highways - fees - rules.**

6 (5) (a) Subject to ~~the provisions of~~ this subsection (5), the board may set  
7 fees by rule for the use of facilities and programs of the division,  
8 including discounts for marketing purposes. The board shall:

9 (I) Before adopting any such rule, provide the general assembly's  
10 joint budget committee with the proposed rule and the board's analysis of  
11 the proposed rule;

12 (II) By November 1 of each year, submit a list of ~~such~~ fees to the  
13 general assembly's joint budget committee, the finance committees of the  
14 senate and the house of representatives, the house agriculture, livestock,  
15 and natural resources committee, and the senate agriculture, natural  
16 resources, and energy committee, OR THEIR SUCCESSOR COMMITTEES.

17 (b) (I) All actions of the board to change fees ~~shall be~~ ARE subject  
18 to the requirements of the "State Administrative Procedure Act", article  
19 4 of title 24, C.R.S. Whenever the board desires to change any fee, the  
20 board shall conduct rule-making, with timely notice and an opportunity  
21 for comment by interested parties.

22 (II) In its annual budget request to the general assembly, the board  
23 shall include the amount of any fee changed, proposed, or under  
24 consideration by the board.

25 (III) and (IV) Repealed.

26 (c) ~~This subsection (5) is repealed, effective July 1, 2012.~~

1           **SECTION 2. Safety clause.** The general assembly hereby finds,  
2 determines, and declares that this act is necessary for the immediate  
3 preservation of the public peace, health, and safety.