

**Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 20-0133.01 Pierce Lively x2059

**SENATE BILL 20-041**

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**SENATE SPONSORSHIP**

**Cooke,**

**HOUSE SPONSORSHIP**

**Garnett,**

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**Senate Committees**

State, Veterans, & Military Affairs  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101    **CONCERNING PARKS PASSES FOR ACTIVE MEMBERS OF THE NATIONAL**  
102        **GUARD, AND, IN CONNECTION THEREWITH, MAKING AN**  
103        **APPROPRIATION.**

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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://leg.colorado.gov>.)*

The bill grants active members of the National Guard a free eagle annual pass for entrance into state parks. The parks and wildlife commission may elect not to issue this pass if it does not receive funding from the general assembly to implement this pass.

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

SENATE  
Amended 2nd Reading  
June 2, 2020

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 33-12-103.7 as  
3 follows:

4           **33-12-103.7. Eagle annual pass - rules - definition.** (1) (a) A  
5 RESIDENT WHO IS AN ACTIVE MEMBER OF THE NATIONAL GUARD MAY  
6 OBTAIN FROM A REGIONAL OFFICE OR THE CENTRAL OFFICE OF THE  
7 DIVISION, OR AT SUCH OTHER LOCATIONS AS MAY BE DETERMINED BY THE  
8 DIVISION, AN EAGLE ANNUAL PASS FREE OF CHARGE. THE PASS IS VALID  
9 FROM THE DATE THE RESIDENT OBTAINS IT THROUGH THE LAST DAY OF THE  
10 SAME MONTH IN THE FOLLOWING YEAR. AN EAGLE ANNUAL PASS ENTITLES  
11 THE RESIDENT ACTIVE MEMBER OF THE NATIONAL GUARD TO ENTER STATE  
12 PARK AND RECREATION AREAS DURING THE PERIOD THAT THE PASS IS  
13 VALID AND WHEN SUCH AREAS ARE OPEN.

14           (b) THE COMMISSION, BY RULE, SHALL PROVIDE THE MANNER BY  
15 WHICH AN EAGLE ANNUAL PASS MUST BE DISPLAYED BY THE PERSON TO  
16 WHOM IT WAS ISSUED WHEN THE PERSON ENTERS A STATE PARK OR STATE  
17 RECREATION AREA.

18           (2) FOR PURPOSES OF THIS SECTION, "ACTIVE MEMBER OF THE  
19 NATIONAL GUARD" MEANS AN INDIVIDUAL WHO IS A RESIDENT, AS  
20 DEFINED IN SECTION 33-1-102 (38), AND HAS PRESENTED TO THE DIVISION  
21 A DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED UNDER ARTICLE 2 OF  
22 TITLE 42 AND AN ORIGINAL STATEMENT SIGNED BY, OR BY DIRECTION OF,  
23 THE PERSONNEL OFFICER OR COMMANDER OF THE INDIVIDUAL'S UNIT, A  
24 SENIOR NONCOMMISSIONED OFFICER WHO IS PART OF THE INDIVIDUAL'S  
25 CHAIN OF COMMAND, OR HIGHER HEADQUARTERS THAT IDENTIFIES THE  
26 INDIVIDUAL AND ESTABLISHES THAT THE INDIVIDUAL IS AN ACTIVE

1 MEMBER OF THE NATIONAL GUARD.

2 (3) THE CONTINUED USE OF THE EAGLE ANNUAL PASS IS SUBJECT  
3 TO THE HOLDER'S OBSERVANCE OF RULES AND REGULATIONS CONCERNING  
4 THE STATE PARK OR STATE RECREATION AREA.

5 (4) THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE  
6 MONEY TO THE DIVISION TO IMPLEMENT THIS SECTION. IF THE GENERAL  
7 ASSEMBLY DOES NOT MAKE SUCH AN APPROPRIATION, THE COMMISSION  
8 NEED NOT OFFER AN EAGLE ANNUAL PASS UNTIL THE GENERAL ASSEMBLY  
9 MAKES SUCH AN APPROPRIATION.

10 **SECTION 2. Appropriation.** For the 2020-21 state fiscal year,  
11 \$28,799 is appropriated to the department of natural resources for use by  
12 the division of parks and wildlife. This appropriation is from the general  
13 fund and is based on an assumption that the division will require an  
14 additional 0.2 FTE. To implement this act, the division may use this  
15 appropriation for state park operations.

16 **SECTION 3. Act subject to petition - effective date.** This act  
17 takes effect at 12:01 a.m. on the day following the expiration of the  
18 ninety-day period after final adjournment of the general assembly (August  
19 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a  
20 referendum petition is filed pursuant to section 1 (3) of article V of the  
21 state constitution against this act or an item, section, or part of this act  
22 within such period, then the act, item, section, or part will not take effect  
23 unless approved by the people at the general election to be held in  
24 November 2020 and, in such case, will take effect on the date of the  
25 official declaration of the vote thereon by the governor.