



**Public Lands Steering Committee
Friday, February 24, 2023**

Agenda as of 02/21/2023

Welcome/Introductions

Chair: Commissioner Jonathan Houck, Gunnison County
 Vice Chair: Commissioner Dwayne McFall, Fremont County
 CCI Staff: Gini Pingnot (gpingenot@ccionline.org | 720-255-8941)

Legislation for Discussion

<u>HB23-1066, Public Access Landlocked Publicly Owned Land</u>			
H-Spon	Rep. B. Bradley	S-Spon	
Summary	<p>Section 1 of the bill authorizes an individual to move from one corner of public land to another corner of public land where 2 public parcels meet 2 private parcels and share a common border, without being liable for criminal or civil trespass, if:</p> <ul style="list-style-type: none"> • 2 parcels of public land touch so that the individual can reasonably step from one parcel of public land to the other parcel of public land, or if there's a fence, could make the step as if there were not a fence; • The individual moves over private land only as much as necessary to cross from one parcel of public land to the other; • The individual does not step on or stand on the privately owned land or touch a fence on or other improvement to the privately owned land, but the individual may use mechanical means to move over the privately owned land; and • The individual does not use a vehicle other than a wheelchair to cross over the private land <p>This authorization does not apply to the following:</p> <ul style="list-style-type: none"> • Moving over an improvement to public land that is designed to be occupied by individuals; • Entering public land to use it in a way that violates the law; • Moving over public land that the governing entity has prohibited the general public from entering or has controlled access to. <p>Section 1 also prohibits a landowner from erecting an improvement to such a corner that is more than 54 inches high within 4 feet of the corner. Section 2 requires a court to dismiss a trespass tort if the defendant has complied with section 1. A successful defendant is awarded costs, including attorney fees. Section 3 instructs the parks and wildlife commission to promulgate rules codifying the actions allowed in section 1. The division of parks and wildlife will publicize the rules.</p>		
Status	Introduced in House – Assigned to Agriculture, Water, & Natural Resources		
Position	Pending		

<u>SB23-059 - State Parks and Wildlife Area Local Access Funding (CCI Priority)</u>			
H-Spon	Rep. M. Catlin & Rep. B. McLachlan	S-Spon	Sen. M. Baisley & Sen. D. Roberts
Summary	<p>The bill creates the state park and wildlife area access grant program (program), which reimburses local governments for access route maintenance, construction, service, and operational work resulting from people visiting state parks and wildlife areas. The program is administered by the division of parks and wildlife (division) and the parks and wildlife commission (commission). In connection with the program, the bill: Using overflow money from the keep Colorado wild pass, helps finance local governments' maintenance and operation of access routes. A local government must use the grant money to support direct access to state parks and wildlife areas. Supporting direct access may include maintaining and constructing local roads, bicycle lanes, or other recreational access routes or providing or facilitating shuttle operations. Requires the commission to promulgate rules, in collaboration with and after consultation with affected local governments, to establish the process for local governments to apply for grants, the criteria for awarding grants, and the criteria for determining the amount of grant money to be awarded; Creates a grant review committee (committee) to make recommendations to the division; and Authorizes a local government to request that the state park or wildlife area charge an additional per vehicle fee, not to exceed \$2, to visit. Upon the request, the commission may establish the fee, which will be transferred to the local government to maintain and operate access routes. The fee will be adjusted every 5 years for inflation or deflation. The grant review committee consists of the following 5 members: 3 representatives of local governments from different geographic areas of Colorado, one of whom must be a county commissioner; One representative of the commission; and One representative of the division. The members of the committee serve without additional compensation from the state. The committee will review grant applications and make recommendations to the division. The committee is repealed on September 1, 2032, but before the repeal, the department of regulatory agencies will review the committee in accordance with the sunset process. On or before November 1, 2025, and on or before November 1 of each subsequent year, the division will report about the implementation of the bill to a joint session of the house of representatives agriculture, water, and natural resources committee and the senate agriculture and natural resources committee. The report must include a list of local governments and access projects that received grants and the amount of grant money that each local government and access project received.</p>		
Status	Senate Committee on Agriculture and Natural Resources Witness Testimony and/or Committee Discussion only		
Position	Support		

Adjourn