

FINAL REGULATIONS - CHAPTER W-15 - DIVISION AGENTS

See also § 33-4-101, C.R.S. and §33-12-104(1) C.R.S., for statutory provisions applicable to Division agents.

ARTICLE VI - AGENT COMMISSION RATES

#1510 - Agent Commission Rates

See also §33-4-101 C.R.S. relative to Division agents and §33-4-102(1.6)(b) C.R.S. for price indexing information for nonresident big game licenses.

- A. Commission Rates for Retail Agents:
 - 1. Division agents shall be paid a 4.75% commission for each license sold electronically, except for those licenses with commissions as shown below in Table A.4.
 - 2. Division agents shall be paid a 5% commission for each pass sold electronically.
 - 3. Division agents who sell registrations shall be paid a flat rate of \$1.00 per registration issued.
 - 4. Other Commission Rates:

| Table A.4: Division Product Type | 20212022 Commission | % of license price in 20212022 | 20222023 Commission | % of license price in 20222023 |
|---|---|--|---|--|
| Second Rod Stamp | \$0.64 \$0.63 | 6.7% | \$0.69 \$0.64 | 6.7% |
| Resident Fishing - 1 day | \$0.85 \$0.84 | 6.7% | \$0.92 \$0.85 | 6.7% |
| Nonresident Fishing – 1 day | \$1.06 \$1.05 | 6.7% | \$1.16 \$1.06 | 6.7% |
| Fishing - 5 day | \$2.13 \$2.09 | 6.7% | \$2.31 \$2.13 | 6.7% |
| Resident Small Game - 1 day | \$0.85 \$0.84 | 6.7% | \$0.92 \$0.85 | 6.7% |
| Nonresident Small Game – 1 day | \$1.06 \$1.05 | 6.7% | \$1.16 \$1.06 | 6.7% |
| Nonresident Deer | \$15.07 \$14.79 | 3.6% | \$16.36 \$15.07 | 3.6% |
| Nonresident Pronghorn | \$15.07 \$14.79 | 3.6% | \$16.36 \$15.07 | 3.6% |
| Nonresident Bear | \$3.67 \$3.60 | 3.6% | \$3.98 \$3.67 | 3.6% |
| Nonresident Mountain Lion | \$12.83 \$12.60 | 3.6% | \$13.93 \$12.83 | 3.6% |
| Nonresident Antlerless Elk | \$18.88 \$18.54 | 3.6% | \$27.33 \$18.88 | 3.6% |
| Nonresident Either-sex Elk | \$25.17 \$24.74 | 3.6% | \$27.33 \$25.17 | 3.6% |
| Nonresident Antlered Elk | \$25.17 \$24.74 | 3.6% | \$27.33 \$25.17 | 3.6% |
| Nonresident Rocky Mtn Bighorn Sheep | \$84.29 \$82.76 | 3.6% | \$91.52 \$84.29 | 3.6% |
| Nonresident Desert Bighorn Sheep | \$84.29 \$82.76 | 3.6% | \$91.52 \$84.29 | 3.6% |
| Nonresident Goat | \$84.29 \$82.76 | 3.6% | \$91.52 \$84.29 | 3.6% |

| | | | | |
|-------------------|-------------------------------|------|-------------------------------|------|
| Nonresident Moose | \$84.29 \$82.76 | 3.6% | \$84.29 \$91.52 | 3.6% |
|-------------------|-------------------------------|------|-------------------------------|------|

All ~~2021-2022~~ licenses sold through March ~~2022-2023~~ shall be sold at the ~~2021-2022~~ license fee and commission rates.

B. Commission Rates for the System Agent: The system agent shall be paid the commissions shown in the Table B.1 below for each license sold through the system:

1. Commission pricing for any CPW Commissionable Product sold through IPAWS

| Table B.1: Commission Rates | IPAWS Products |
|---|-----------------------|
| a. Contractor Commission Fee percent commission rate to cover AWO System operation and maintenance cost for those products less than \$100 and not listed below in c. | 3.7% |
| b. Contractor Commission Fee flat fee commission rate to cover AWO System operation and maintenance cost for those products \$100 or greater and not listed below in c. | \$4.25 |
| c.1. All Wildlife Applications, regardless of Product Cost. | \$4.25 |
| c.2. Parks variable cost products, regardless of actual Product Cost. | 3.7% |
| Breakout Costs | |
| Contractor credit card fee | 2.2% |
| Contractor fulfillment fee | \$1.45 |

AS APPROVED 11/17/2022
Basis and Purpose
Chapter W-15 - Division Agents

Basis and Purpose Statement:

Updating retail agent commission rates according to inflationary increase in license prices

Previously adopted regulations set the retail agent commission at 4.75% of the license fee, except for those commissions that are fixed, as described below. Statutorily, the Commission may set these rates wherever feasible. Historically, the year-to-year Consumer Price Index (CPI) change has been used as a guideline for setting these rates. However, in 2019 CPW proposed fixed commission rates for different types of licenses (6.7% for fishing/small game, and 3.6% for nonresident big game). The fixed rates approved in 2019 yield the following retail agent commissions for the 2023 license year:

| Division Product Type | 2022 | 2022 | 2023 | 2023 |
|-------------------------------------|--------------|------------|--------------|------------|
| | Actual Price | Commission | Actual Price | Commission |
| Second Rod Stamp | \$ 9.53 | \$ 0.64 | \$ 10.35 | \$ 0.69 |
| Resident Fishing - 1 day | \$ 12.71 | \$ 0.85 | \$ 13.80 | \$ 0.92 |
| Nonresident Fishing - 1 day | \$ 15.89 | \$ 1.06 | \$ 17.26 | \$ 1.16 |
| Fishing - 5 day | \$ 31.78 | \$ 2.13 | \$ 34.51 | \$ 2.31 |
| Resident Small Game - 1 day | \$ 12.71 | \$ 0.85 | \$ 13.80 | \$ 0.92 |
| Nonresident Small Game - 1 day | \$ 15.89 | \$ 1.06 | \$ 17.26 | \$ 1.16 |
| Nonresident Deer | \$ 418.48 | \$ 15.07 | \$ 454.39 | \$ 16.36 |
| Nonresident Pronghorn | \$ 418.48 | \$ 15.07 | \$ 454.39 | \$ 16.36 |
| Nonresident Bear | \$ 101.85 | \$ 3.67 | \$ 110.59 | \$ 3.98 |
| Nonresident Mountain Lion | \$ 356.48 | \$ 12.83 | \$ 387.08 | \$ 13.93 |
| Nonresident Antlerless Elk | \$ 524.42 | \$ 18.88 | \$ 759.24 | \$ 27.33 |
| Nonresident Either-sex Elk | \$ 699.23 | \$ 25.17 | \$ 759.24 | \$ 27.33 |
| Nonresident Antlered Elk | \$ 699.23 | \$ 25.17 | \$ 759.24 | \$ 27.33 |
| Nonresident Rocky Mtn Bighorn Sheep | \$ 2,341.35 | \$ 84.29 | \$ 2,542.29 | \$ 91.52 |
| Nonresident Desert Bighorn Sheep | \$ 2,341.35 | \$ 84.29 | \$ 2,542.29 | \$ 91.52 |
| Nonresident Goat | \$ 2,341.35 | \$ 84.29 | \$ 2,542.29 | \$ 91.52 |
| Nonresident Moose | \$ 2,341.35 | \$ 84.29 | \$ 2,542.29 | \$ 91.52 |

The statements of basis and purpose for these regulations can be obtained from the Colorado Division of Parks and Wildlife, Office of the Regulations Manager by emailing dnr_cpw_planning@state.co.us or by visiting the Division of Parks and Wildlife headquarters at 6060 Broadway, Denver, CO, 80216.

The primary statutory authority for these regulations can be found in § 24-4-103, C.R.S., and the state Wildlife Act, §§ 33-1-101 to 33-6-209, C.R.S., specifically including, but not limited to: §§ 33-1-106, C.R.S.

EFFECTIVE DATE - THESE REGULATIONS SHALL BECOME EFFECTIVE JANUARY 1, 2023, AND SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REPEALED, AMENDED, OR SUPERSEDED.

APPROVED AND ADOPTED BY THE PARKS AND WILDLIFE COMMISSION OF THE STATE OF COLORADO ON THIS 17TH DAY OF NOVEMBER 2022.

APPROVED:
Carrie Besnette Hauser
Chair

ATTEST:
Marie Haskett
Secretary