



# United States Department of the Interior

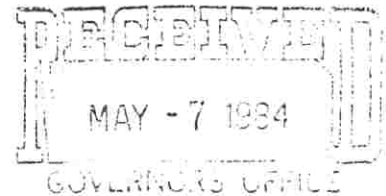
NATIONAL PARK SERVICE  
WASHINGTON, D.C. 20240

*dyz*

IN REPLY REFER TO:

APR 26 1984

Honorable Richard D. Lamm  
Governor of Colorado  
State Capitol Building  
Denver, Colorado 80203



Dear Governor Lamm:

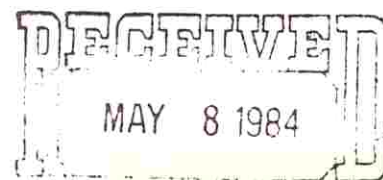
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It is the purpose of this letter to effect certain changes in jurisdiction over lands and waters within the exterior boundaries of the following tracts:

- (a) Bent's Old Fort National Historic Site;
- (b) Black Canyon of the Gunnison National Monument;
- (c) Colorado National Monument;
- (d) Curecanti National Recreation Area;
- (e) Dinosaur National Monument;
- (f) Florissant Fossil Beds National Monument;
- (g) Great Sand Dunes National Monument;
- (h) Hovenweep National Monument;
- (i) Yucca House National Monument.

The result will be the establishment of concurrent legislative jurisdiction between the State of Colorado and the United States. This action will allow for more efficient conduct of both State and Federal functions within the parks and also comply with the congressional mandate as expressed in the Act of October 7, 1976, 90 Stat. 1939, 16 U.S.C. §1a-3, that "insofar as practicable the United States shall exercise concurrent legislative jurisdiction within units of the National Park System."

The term "concurrent legislative jurisdiction" is intended herein as vesting in the State and the United States all the rights accorded a sovereign with the broad qualification that such authority is held concurrently over matters including, but not limited to, criminal laws, police powers and tax laws. It is the parallel right of both the State and the Federal Government to legislate with respect to such land and persons present or residing on it, subject only to the United States and State of



Colorado constitutional constraints such as, but not limited to, the supremacy clause of the United States Constitution and the prohibition of taxation of the property of one sovereign by another. The acquisition by the United States of concurrent jurisdiction will also assist in the enforcement of State criminal laws by the United States under the Act of June 25, 1948 (18 U.S.C. §13 (1976)).

Concurrent jurisdiction was ceded to the United States (upon acceptance) by Colorado Senate Bill No. 313, signed into law on May 25, 1983 (copy enclosed). Therefore, in accordance with the Act of February 1, 1940, 54 Stat. 19, as amended; 40 U.S.C. §255, I hereby accept such measure of legislative jurisdiction as is necessary to establish concurrent jurisdiction over all the lands and waters of the aforementioned National Park System areas.

Establishment of concurrent jurisdiction shall become effective upon your acceptance of this request. This letter has been prepared in triplicate original. Please return two originals, with the acknowledgment of acceptance duly executed, to me for our records. One duly executed copy should be filed with your Secretary of State or other appropriate office for future reference.

Sincerely,

*Russell E. Dickenson*

Director

I hereby acknowledge receipt of this acceptance of concurrent jurisdiction by the United States over the aforementioned National Park System areas at 9:15 o'clock a. m. on the 27th day of June, 1984.

*Richard D. Lamm*

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Richard D. Lamm  
Governor of the State of Colorado

# An Act

SENATE BILL NO. 313.

BY SENATORS Donley, Rizzuto, Noble, Callihan, Soash, Bishop, Glass, and Phelps;  
also REPRESENTATIVES Underwood, Robb, Armstrong, Campbell, Entz, Shoemaker, Bath, Brown, Mielke, Neale, Trujillo, and Younglund.

CONCERNING CONCURRENT LEGISLATIVE JURISDICTION OF THE UNITED STATES UNDER THE LAWS OF THE STATE OF COLORADO OVER AND WITHIN CERTAIN LANDS DEDICATED TO NATIONAL PARK PURPOSES.

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

SECTION 1. Title 3, Colorado Revised Statutes 1973, 1980 Repl. Vol., is amended BY THE ADDITION OF A NEW ARTICLE to read:

## ARTICLE 3

### Concurrent Jurisdiction

3-3-101. Concurrent jurisdiction of the United States over certain lands dedicated to national park purposes.

(1) Concurrent legislative jurisdiction under the laws of this state is ceded to the United States over and within all the lands dedicated to national park purposes in the following tracts:

- (a) Bent's Old Fort National Historic Site;
- (b) Black Canyon of the Gunnison National Monument;
- (c) Colorado National Monument;
- (d) Curecanti National Recreation Area;

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

- (e) Dinosaur National Monument;
- (f) Florissant Fossil Beds National Monument;
- (g) Great Sand Dunes National Monument;
- (h) Hovenweep National Monument;
- (i) Yucca House National Monument.

(2) The concurrent jurisdiction ceded by subsection (1) of this section is vested upon acceptance by the United States by and through its appropriate officials and shall continue so long as the lands within the designated areas are dedicated to park purposes.

(3) The governor is hereby authorized and empowered to execute all proper documents for the cession granted in subsection (1) of this section upon request of the United States by and through its appropriate officials.

(4) The state of Colorado retains concurrent jurisdiction, both civil and criminal, with the United States over all lands specified in subsection (1) of this section.

SECTION 2. Safety clause. The general assembly hereby

finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

*Ted L. Strickland*

Ted L. Strickland  
PRESIDENT OF  
THE SENATE

*Carl B. Bledsoe*

Carl B. Bledsoe  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

*Marjorie L. Nielson*

Marjorie L. Nielson  
SECRETARY OF  
THE SENATE

*Lorraine F. Lombardi*

Lorraine F. Lombardi  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED

May 25, 1993 10:49m

*R. D. Lamm*

Richard D. Lamm  
GOVERNOR OF THE STATE OF COLORADO