

Dear Senators PEARCE, Bair, Werk, and
Representatives STEVENSON, Shepherd, Pence:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the Idaho Department of Parks and Recreation:

IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities
(Fee Rule) (Docket No. 26-0120-1202).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research and Legislation no later than fourteen (14) days after receipt of the rules analysis from Legislative Services. The final date to call a meeting on the enclosed rules is no later than 10/01/2012. If a meeting is called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules analysis from Legislative Services. The final date to hold a meeting on the enclosed rules is 10/29/2012.

The germane joint subcommittee may request a statement of economic impact with respect to a proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement, and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has been held.

To notify Research and Legislation, call 334-4845, or send a written request to the address on the memorandum attached below.



Jeff Youtz
Director

Legislative Services Office

Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Resources & Environment Committee and the House Resources & Conservation Committee

FROM: Principal Legislative Research Analyst - Katharine Gerrity

DATE: September 14, 2012

SUBJECT: Idaho Department of Parks and Recreation

IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities (Fee Rule) (Docket No. 26-0120-1202)

The Idaho Department of Parks and Recreation submits notice of temporary and proposed rule at IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities. According to the Department, the purpose of the rulemaking is to implement the provisions of HB446 from the 2012 legislative session. That bill established a fee structure and enforcement provisions in support of the Idaho State Parks Passport Program.

The Department notes that the fiscal impact of the changes affect the Department, the Idaho Transportation Department and recreational users. The Department states that the projected ongoing fiscal impact based upon a 20% participation rate, and taking into account payment of a \$0.21 per transaction and a 7% administrative fee to ITD, is a net gain of \$1.9 million. The first year start-up costs are anticipated to be \$239,000, according to the Department, which includes the cost of modifications to ITD's legacy application environment and changes to the "Garnet" system currently in development.

The Annual Motor Vehicle Entrance Fee will cost a participant \$40.00 while the Idaho State Parks Passport fee will cost a participant \$10.00. I contacted the Department to clarify the reason a participant would choose an annual entrance fee over the State Parks Passport. The Department confirmed that an annual fee would be used by an out-of-state participant, as a gift to a party or simply as an election by an individual for whatever reason they might have for purchasing the more expensive annual pass.

Negotiated rulemaking was not conducted. The rulemaking appears to be authorized pursuant to Section 67-4223, Idaho Code.

cc: Department of Parks and Recreation - Recreation Areas and Facilities
Tamara Humiston