

Dear Senators HEIDER, Brackett, Stennett, and  
Representatives GIBBS, Gestrin, Erpelding:

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

IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities  
(Fee Rule) - Proposed Rule (Docket No. 26-0120-1901).

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 10/29/2019. 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 11/27/2019.

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 334-4854, or send a written request to the address on the  
memorandum attached below.



Eric Milstead  
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:** Deputy Division Manager - Katharine Gerrity

**DATE:** October 08, 2019

**SUBJECT:** Department of Parks and Recreation

IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities (Fee Rule) - Proposed Rule (Docket No. 26-0120-1901)

#### Summary and Stated Reasons for the Rule

The Department of Parks and Recreation submits notice of proposed rule at IDAPA 26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities. This is a fee rule. According to the department, it is seeking for the rule to go into effect November 1, 2020. The department notes that the rule change updates definitions and standards, updates fee caps on facilities, creates new fees for pets and cleaning, consolidates rules governing the winter recreational parking permit program, and incorporates edits for clarity and brevity consistent with the Red Tape Reduction Act. The department adds that the rule also reduces the number and complexity of campsite types and sets fee caps for the new campsite types.

In terms of the fees, the department states that fees are removed for primitive campsites, standard campsites, a number of specified serviced campsites, amenity fees for central water, and amenity fees for flush-toilets/showers. The department indicates that fees and fee caps have been added for basic campsites, electric campsites, full hook-up campsites, hike-in/bike-in campsites, pets, cleaning, and extra vehicles. The department also states that fee caps have been raised for fee collection surcharge, daily MVEF, commercial motor vehicle entrance, admission, overnight use of parking areas, camping cabins and yurts, each additional person above the base occupancy of the group overnight facility, and vessel launching. The department adds that it is statutorily authorized to further define and make specific the provisions regarding the winter recreational parking permit program.

#### Negotiated Rulemaking / Fiscal Impact

According to the department, negotiated rulemaking was conducted.

#### Statutory Authority

The rulemaking appears to be authorized pursuant to Sections 67-4210, 67-4223, 67-4249, and 67-7115 through 67-7118.

Kristin Ford, Manager  
Research & Legislation

Paul Headlee, Manager  
Budget & Policy Analysis

April Renfro, Manager  
Legislative Audits

Glenn Harris, Manager  
Information Technology

Statehouse, P.O. Box 83720  
Boise, Idaho 83720-0054

Tel: 208-334-2475  
www.legislature.idaho.gov

cc: Department of Parks and Recreation  
Anna Canning

**\*\*\* PLEASE NOTE \*\*\***

Per the Idaho Constitution, all administrative rules may be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

## **IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION**

### **26.01.20 – RULES GOVERNING THE ADMINISTRATION OF PARK AND RECREATION AREAS AND FACILITIES**

**DOCKET NO. 26-0120-1901 (FEE RULE)**

#### **NOTICE OF RULEMAKING – PROPOSED RULE**

**AUTHORITY:** In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Sections 67-4210, 67-4223, 67-4249, and 67-7115 through 67-7118, Idaho Code.

**PUBLIC HEARING SCHEDULE:** A public hearing concerning this rulemaking will be held as follows:

#### **PUBLIC HEARING**

**Wednesday, October 9, 2019 – 4:30 p.m. - 5:30 p.m. (MDT)**

**5657 Warm Springs Avenue  
Boise, ID 83712**

Interested public may also join a teleconference for the public hearing by calling 208.514.2259 port 7412. The hearing site will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

**DESCRIPTIVE SUMMARY:** The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

IDPR seeks approval for rule changes to go into effect November 1, 2020. The proposed rule change updates definitions and standards, updates fee caps on facilities, creates new fees for pets and cleaning, consolidates rules governing the winter recreational parking permit program, and incorporates edits for clarity and brevity consistent with the Red Tape Reduction Act. The proposed rule also reduces the number and complexity of campsite types and sets fee caps for the new campsite types.

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased:

The Park and Recreation Board is authorized under Section 67-4223, Idaho Code, to adopt, amend, or rescind rules as may be necessary for the proper administration of Title 67, Chapter 42, Idaho Code. The proposed rule accomplishes the following:

1. Removes fees for: primitive campsite; standard campsite; serviced campsite/W; serviced campsite/E; serviced campsite/W, E; serviced campsite/W, E, SWR; amenity fee for central water; and amenity for flush-toilets/showers.
2. Adds fees and fee caps for: basic campsite; electric campsite; full hook-up campsite; hike-in/bike-in campsite; pets; cleaning; and extra vehicle.
3. Raises fee caps for: fee collection surcharge; daily MVEF; commercial motor vehicle entrance; admission; overnight use of parking areas; camping cabins and yurts; each additional person above the base occupancy of the group overnight facility; and vessel launching.

The Park and Recreation Board is also authorized to further define and make specific the provisions regarding the winter recreational parking permit program as set forth in Sections 67-7115 through 67-7118, Idaho Code. The proposed rule transfers the existing fees from IDAPA 26.01.36 to IDAPA 26.01.20.

**FISCAL IMPACT:** The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking:

We expect a positive fiscal impact to our 0243 dedicated fund account due to the new fee structure and caps. Once the new fee structure and caps are in place, we will work with the Park and Recreation Board to establish new fees. The Board will consider the fee changes at a noticed public hearing.

**NEGOTIATED RULEMAKING:** Pursuant to Section 67-5220(1), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 3, 2019 Idaho Administrative Bulletin, [Vol. 19-7, page 242](#).

**INCORPORATION BY REFERENCE:** Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule:  
No materials are incorporated by reference.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning the proposed rule, contact Anna Canning, (208) 514-2252.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 23, 2019.

Dated this 21st day of August, 2019.

Anna Canning, Management Services Administrator  
Idaho Department of Parks and Recreation  
5657 Warm Springs Avenue  
P.O. Box 83720  
Boise, ID 83720-0065  
(208) 514-2252

**THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 26-0120-1901**  
**(Only Those Sections With Amendments Are Shown.)**

**000. LEGAL AUTHORITY.**

The Idaho Park and Recreation Board is authorized under Section 67-4223, Idaho Code, to adopt, amend, or rescind rules as may be necessary for the proper administration of Title 67, Chapter 42, Idaho Code, and the use and protection of lands and facilities subject to its jurisdiction. The board is also authorized to further define and make specific the provisions regarding the winter recreational parking permit program as set forth in Sections 67-7115 through 67-7118, Idaho Code. (1-1-94)( )

**001. TITLE AND SCOPE.**

**01. Title.** The title of this chapter is cited in full as Idaho Department of Parks and Recreation Rules, IDAPA 26.01.20, "Rules Governing the Administration of Park and Recreation Areas and Facilities." (1-1-94)( )

**02. Scope.** This chapter establishes fees for and rules governing the use of lands and facilities administered by the Department; and the winter recreation parking permit; establishes procedures for obtaining individual and group use reservations; sets rules regarding visitor behavior and use of park lands and facilities, and authorizes employees to enforce these rules. (1-1-94)( )

**002. WRITTEN INTERPRETATIONS APPEALS.**

This agency has written interpretations of these rules available for public inspection and copying in the central office of the agency. Any person who may be adversely affected by a final decision, ruling, or direction of the director may appeal the decision, ruling, or direction as outlined under IDAPA 04.11.01 "Idaho Rules of Administrative Procedure of the Attorney." (3-13-97)( )

**003. (RESERVED)**

**0043. INCORPORATION BY REFERENCE.**

No documents have been incorporated by reference into these rules. (3-16-04)

**~~005. OFFICE OFFICE HOURS MAILING ADDRESS AND STREET ADDRESS.~~**

~~01. Office Hours. Central office hours are 8 a.m. to 5 p.m., Mountain Time, Monday through Friday, except holidays designated by the state of Idaho. (3-30-06)~~

~~02. Mailing Address. The mailing address for the central office is Idaho Department of Parks and Recreation, PO Box 83720, Boise, ID 83720-0065. (3-16-04)~~

~~03. Street Address. The Central office of the Idaho Department of Parks and Recreation is located at 5657 Warm Springs Ave., Boise, ID 83716-8700. (3-16-04)~~

**0064. PUBLIC RECORDS ACT COMPLIANCE.**

Any records associated with these rules are subject to the provisions of the Idaho Public Records Act, Title 74, Chapter 1, Idaho Code. (3-16-04)

**0075. -- 009. (RESERVED)**

**010. DEFINITIONS.**

*As used in this chapter:* (1-1-94)

**01. ADA-Campsites and Facilities. Americans with Disabilities Act** (3-30-06)(    )

~~a. ADA Designated Campsites. Campsites that have been designated and built to meet ADA accessibility requirements. These campsites are not managed exclusively for ADA use. (3-27-13)~~

~~b. ADA Accessible Facilities. IDPR offers some facilities that provide for ADA accessibility. These facilities are not managed exclusively for ADA use. (3-30-06)~~

**02. Annual Motor Vehicle Entrance Fee Sticker.** A sticker that allows a single motor vehicle to enter Idaho State Parks without being charged a motor vehicle entrance fee. (3-27-13)(    )

~~a. The Annual Motor Vehicle Entrance Fee sticker expires December 31 of the year issued. (3-27-13)~~

~~b. The Annual Motor Vehicle Entrance Fee sticker may be purchased at any Idaho State Park, the Idaho Department of Parks and Recreation central or regional offices, or online. (3-27-13)~~

~~c. Automobiles, Trucks, Motorhomes. The sticker must be permanently affixed on the lower corner of the driver's side windshield. (3-27-13)~~

~~d. All Terrain Vehicles (ATVs), Utility Type Vehicles (UTVs), Specialty Off Highway Vehicles (SOHVs). The sticker must be permanently affixed on the rear fender. (3-27-13)~~

~~e. Motorbikes. The sticker must be permanently affixed on the rider's right fork. (3-27-13)~~

~~f. Snowmobiles. The sticker must be permanently affixed to the right side of the cowling located just below the hood, to the right of the validation sticker. It must be visible and legible at all times. (4-11-15)~~

**03. Annual Motor Vehicle Entrance Fee Sticker Replacement.** Replacement due to a motor vehicle sale or damage to an existing annual motor vehicle entrance fee sticker. (3-27-13)(    )

~~a. The applicant must apply at any Idaho State Park, at the Idaho Department of Parks and Recreation central or regional offices, or online for replacement sticker. (3-27-13)~~

- ~~b.~~ *Proof of purchase must be established.* (3-27-13)
- ~~e.~~ *Display and placement of the replacement sticker will comply with Subsections 010.02.e. through 010.02.f. of this Chapter.* (3-27-13)
- 04. Board.** The Idaho Park and Recreation Board, a bipartisan, six (6) member Board, appointed by the Governor. (3-13-97)
- 05. Camping Unit.** ~~A camping unit is~~ The combined equipment and people capacity that a campsite or facility will accommodate. (3-30-06)(    )
- ~~a.~~ *Campsites. Maximum capacity limits on each campsite are subject to each site's design and size. Unless otherwise specified, and provided the combined equipment and people fit within the designated camping area of the site selected, the maximum capacity will be one (1) family unit or a party of no more than eight (8) persons, two (2) tents and two (2) motor vehicles. No more than one (1) RV may occupy a site. Two (2) motorcycles are the equivalent of one (1) motor vehicle when determining campsite capacity. Each motorcycle will be subject to the MVEF.* (3-29-17)
- ~~b.~~ *Facilities. Maximum capacity limits on each facility are subject to each facility's design and size. The combined equipment and people occupying a facility must fit within the designated areas of the facility selected.* (3-30-06)
- 06. Camping Day.** (3-30-06)
- a.** For individual and group campsites the period between 2 p.m. of one (1) calendar day and 1 p.m. of the following calendar day. (3-30-06)
- b.** For individual and group camping facilities, the period between 3 p.m. of one (1) calendar day and 12 noon of the following calendar day. (3-30-06)
- c.** For group campsites, the period between 4 p.m. of one (1) calendar day and 12 noon of the following calendar day. (    )
- 07. Campsite.** (3-30-06)
- a.** Individual. An area within ~~an IDPR~~ a Department managed campground designated for camping use by an individual camping unit or camping party. (3-30-06)(    )
- b.** Group. An area within ~~an IDPR~~ a Department managed campground designated for group camping use or a block of individual campsites designated for group use within a campground primarily managed for individual use. (3-30-06)(    )
- ~~e.~~ *Facility, Individual. A camping structure within an IDPR-managed campground or area designated for camping use by an individual camping party.* (3-30-06)
- ~~d.~~ *Facility, Group. A camping structure within an IDPR-managed campground or area designated for group use.* (3-30-06)
- 08.** Commercial Motor Vehicle. A vehicle that has seating capacity of more than fifteen (15) persons, including the driver, or that is maintained for the transportation of persons for hire, compensation or profit, such as a tour. (    )
- ~~089.~~ **Day Use.** Use of any non-camping lands and/or facilities between the hours of 7 a.m. and 10 p.m. unless otherwise posted. (3-30-06)
- 109.** **Department.** The Idaho Department of Parks and Recreation. (1-1-94)

~~101.~~ **Designated Beach.** Waterfront areas designated by the park manager ~~or designee~~ for water-based recreation activities. The length and width of each designated beach ~~must~~ will be visibly identified with signs. (3-30-06)( )

~~112.~~ **Designated Roads and Trails.** Facilities recognizable by reasonable formal development, signing, or posted rules. (3-7-03)

~~123.~~ **Director.** The director and chief administrator of the department, or the designee of the director. (1-1-94)

~~14.~~ **Division Administrator.** An employee, or designee, within the Department that has supervisory authority over park and program managers. ( )

~~135.~~ **Dock and Boating Facility.** Floats, piers, and mooring buoys owned or operated by the Department. (3-13-97)

~~146.~~ **Encroachments.** Non-recreational uses of lands under the control of the Board including any utilization for personal, commercial, or governmental use by a non-Department entity. (4-4-13)

~~157.~~ **Extra Vehicle.** An additional motor vehicle without built in temporary living quarters or sleeping accommodations registered to a camp site. (3-27-13)( )

~~168.~~ **Facilities.** (3-30-06)

a. Individual. A camping structure within ~~an IDPR~~ a Department managed campground or area designated for camping use by an individual camping party. (3-30-06)( )

b. Group. A camping structure within ~~an IDPR~~ a Department managed campground or area designated for group use. (3-30-06)( )

~~179.~~ **Group Use.** Twenty-five (25) or more people, or any group needing special considerations or deviations from normal Department rules or activities. (1-1-94)

~~1820.~~ **Idaho State Parks Passport.** A sticker, purchased from any county Department of Motor Vehicles' office in the state of Idaho, that matches a particular motor vehicle license number and expiration date, allowing that vehicle to enter Idaho State Parks without being charged a motor vehicle entrance fee. (3-27-13)

~~a.~~ Idaho State Parks Passport sticker expires concurrent with the expiration of that vehicle's registration. (3-27-13)

~~b.~~ Display and placement of the Idaho State Parks Passport will comply with Subsections 010.02.e. through 010.02.f. of this rule. (3-27-13)

~~219.~~ **Idaho State Parks Passport Replacement.** Replacement due to a motor vehicle registration transfer or damage to an existing passport. (3-27-13)

~~a.~~ The applicant must apply in person to their county Department of Motor Vehicles' office for this replacement sticker. (3-27-13)

~~b.~~ Display and placement of the replacement sticker will comply with Subsections 010.02.e. through 010.02.f. of this rule. (3-27-13)

~~202.~~ **Motor Vehicle.** Every vehicle that is self-propelled except for vehicles moved solely by human power, electric bikes, and motorized wheelchairs. (3-27-13)( )

~~213.~~ **Motor Vehicle Entrance Fee (MVEF).** A fee charged for entry to or operation of a motor vehicle in an Idaho State Park. Day use expires at 10 p.m. on date of purchase or as posted; overnight camping use expires



~~upon checkout which is 1 p.m. for a campsite and 12 noon for a facility. (3-27-13)( )~~

~~224. Overnight Use. Use of any non-camping lands for the parking of motor vehicles or trailers not associated with a campsite between the hours of 10 p.m. and 7 a.m. unless otherwise posted. (4-4-13)~~

~~235. Overnight Use Fee. A fee charged for overnight use of non-camping lands between the hours of 10 p.m. and 7 a.m. (4-4-13)~~

~~246. Park or Program Manager. The person, designated by the Director or the person's designee, responsible for administering and supervising particular lands, facilities, and staff employees that are under the jurisdiction of the Department. (3-7-03)( )~~

~~257. Recreational Vehicle (RV). A "recreational vehicle" means a vehicular type unit primarily designed as temporary living quarters for recreational, camping, sleeping, or travel use that either has its own motive power or is mounted on or drawn by another vehicle. The entities are travel trailers, camping trailers, truck campers, fifth-wheel trailers, and motorhomes (all as defined in Section 39-4201, Idaho Code), including school buses or van type vehicles that are converted to recreation, camping, or sleeping use. It does not include pickup hoods, shells, or canopies designed, created, or modified for occupational use. ~~(Section 39, Idaho Code)~~ (3-27-13)( )~~

~~26. Standard Amenities. Campsite with no serviced amenities. (3-30-06)~~

~~27. Serviced Amenities. Serviced campsite amenities includes water, electricity, or sewer. (3-30-06)~~

~~28. Primary Season. The time of the year when the majority of use occurs at a park facility. (3-7-03)~~

~~298. Vessel. Every description of watercraft, including a seaplane on the water, used or capable of being used as a means of transportation on water, but not including float houses, diver's aids operated and designed primarily to propel a diver below the surface of the water, and non-motorized devices not designed or modified to be used as a means of transportation on the water such as inflatable air mattresses, single inner tubes, and beach and water toys as defined in Section 67-7003(22), Idaho Code. (3-7-03)~~

~~30. Vessel Length. The distance measured at the centerline at the highest point above the waterline from the fore part of the outer hull at the bow to the aft part of the outer hull at the stern, excepting any bowsprits, railings or extraneous or additional equipment. (3-13-97)~~

**011. PURCHASE, EXPIRATION, DISPLAY AND PLACEMENT OF MVEF AND PASSPORT STICKERS.**

**01. Daily MVEF.** ( )

**a. The daily MVEF may be purchased at any Idaho State Park or online.** ( )

**b. The daily MVEF expires at 10 p.m. on date of purchase or as posted; MVEF for overnight camping use expires upon checkout, which is 1 p.m. for a campsite and 12 p.m. (noon) for a facility.** ( )

**c. The proof of purchase of the MVEF must be visible and properly displayed.** ( )

**02. Annual MVEF.** ( )

**a. The Annual MVEF may be purchased at any Idaho State Park, the Department's central or regional offices, or online.** ( )

**b. The Annual MVEF expires December 31 of the year issued.** ( )

**c. The Annual MVEF sticker must be visible, legible at all times, and permanently affixed to the vehicle as follows:** ( )

- i. Automobiles, trucks, motorhomes: the lower corner of the driver's side windshield. ( )
  - ii. All-terrain vehicles, utility type vehicles, specialty off-highway vehicles: the rear fender. ( )
  - iii. Motorbikes: permanently affixed on the rider's left fork. ( )
  - iv. Snowmobiles: left side of the cowling located just below the hood. ( )
  - 03. Annual MVEF Sticker Replacement.** ( )
    - a. The applicant may apply at any Idaho State Park, at the Department's central or regional offices, or online for replacement sticker. ( )
    - b. The applicant must establish proof of purchase of the original Annual MVEF. ( )
    - c. Display and placement of the replacement sticker complies with Subsection 011.02.c. of this chapter. ( )
  - 04. Idaho State Parks Passport.** ( )
    - a. The Idaho State Parks Passport may be purchased from any county department of motor vehicles office in the state of Idaho. ( )
    - b. Idaho State Parks Passport expires concurrent with the expiration of that vehicle's registration. ( )
    - c. Display and placement of the Idaho State Parks Passport sticker complies with Subsections 011.02.c of this chapter. ( )
  - 05. Idaho State Parks Passport Sticker Replacement.** ( )
    - a. The applicant may apply in person to a county department of motor vehicles office for a replacement sticker. ( )
    - b. Display and placement of the replacement sticker complies with Subsection 011.02.c. of this chapter. ( )
- 0142. -- 074. (RESERVED)**

**075. AUTHORITY CONFERRABLE ON EMPLOYEES - ENFORCEMENT.**

- 01. Director Authority.** The Director may, pursuant to Section 67-4239, Idaho Code, authorize any employee of the Department to exercise any power granted to, or perform any duty imposed upon the Director. (3-7-03)
- 02. Park or Program Manager Authority.** The park or program manager ~~or designee~~ may establish and enforce all rules, including interim rules. Interim rules apply to the public safety, use, and enjoyment or protection of natural, cultural, or other resources within lands administered by the Department. Those rules will be posted for public view and will be consistent with established state laws and these rules. Interim rules expire in one hundred twenty (120) days from the established effective date unless approved by the Board. (~~3-30-06~~)( )

**076. -- 099. (RESERVED)**

**100. PENALTIES FOR VIOLATIONS.**

Failure of any person, persons, partnership, corporation, concessionaire, association, society, or any fraternal, social or other organized groups to comply with these rules constitutes an infraction. (3-30-06)

01. **Civil Claim.** The penalty established in ~~Section 100 of~~ this chapter does not prevent the Department from filing a civil claim against a violator to collect damages incurred to lands, resources, or facilities administered by the Department. (3-13-97)( )

02. **Violators.** In addition to the penalty provided in ~~Section 100 of~~ this chapter, or any other existing laws of the state of Idaho, any person failing to comply with any section of these rules or federal, state, or local laws, rules, or ordinances applicable under the circumstances, is a trespasser upon state land and subject to expulsion from any state park area for a period of time not less than forty-eight (48) hours. (3-7-03)( )

**(BREAK IN CONTINUITY OF SECTIONS)**

**150. USE OF MOTOR VEHICLES.**

Except where otherwise provided, motor vehicles may enter or be operated in park and recreation areas and facilities only upon payment of the motor vehicle entrance fee or display of a valid Idaho state Parks Passport or Annual Motor Vehicle Entrance Fee sticker. All motor vehicles must stay on authorized established Department roadways or parking areas except for trails and areas which are clearly identified by signs for off-road use. Drivers and motor vehicles operated within lands administered by the Department must be licensed or certified as required under state law. The operators of all motor vehicles must comply with the motor vehicle entrance fee requirements, speed and traffic rules of the Department, and all other federal, state, local laws, and ordinances governing traffic on public roads. (3-27-13)

01. **Use of Parking Spaces for Persons With a Disability.** Special zones and parking spaces within state parks are designated and signed for exclusive use by vehicles displaying a special license plate or card denoting legal handicap status as provided in Section 49-213, Idaho Code. (3-7-03)

02. **Overdriving Road Conditions and Speeding** ~~Prohibited~~. No person may drive a vehicle at a speed greater than the posted speed or a reasonable and prudent speed under the conditions, whichever is less. Every person must drive at a safe and appropriate speed when traveling on park roads, in congested areas, when pedestrians or bicyclists are present, or by reason of weather or hazardous highway conditions as provided in Section 49-654, Idaho Code. (3-7-03)( )

03. ~~Motorcycle and ATV~~ **Safety Helmets.** Persons under eighteen (18) years of age must wear a protective safety helmet when riding upon a motorcycle, motorbike, utility type vehicle or an all-terrain vehicle as operator or passenger as provided in Section 49-666, Idaho Code. (3-30-06)( )

04. **Snowmobile Operation Limited.** No person may operate a snowmobile on any regularly plowed park road unless authorized by park manager ~~or designee~~. Access on non-plowed roads and trails are only permitted when authorized by the park manager. (3-30-06)( )

05. **Compliance With Posted Regulatory Signs** ~~Required~~. Persons operating vehicles within state parks are required to obey posted regulatory signs as provided in Section 49-807, Idaho Code. (3-7-03)( )

06. **Obedience to Traffic Direction** ~~Required~~. No person may willfully fail or refuse to comply with any lawful order or directions of any park employee invested with authority to direct, control, or regulate traffic within a state park. (3-30-01)( )

07. **Restrictions.** The operation of motor vehicles within a designated campground is restricted to ingress and egress to a campsite or other in-park destination by the most direct route. (3-27-13)

08. **Official Use.** This rule does not prohibit official use of motor vehicles by Department employees anywhere within lands administered by the Department. (3-27-13)

09. Commercial Motor Vehicle. Commercial motor vehicles may only enter or be operated in park and recreation areas and facilities upon payment of the appropriate daily fee. ( )

151. PARKING VIOLATIONS.

**01. Land or Facilities Administered by the Department.** No person may stop, stand, or park a motor vehicle or trailer anywhere within land or facilities administered by the Department unless proof of payment of all required fees or other lawful authorization for entry is plainly visible and properly displayed. (4-4-13)

**02. Designated Campgrounds.** No person may stop, stand, or park a motor vehicle within designated campgrounds unless proof of payment of the applicable campsite fees ~~as set forth in Section 250 of this chapter~~ is plainly visible and properly displayed on either the lower windshield or dashboard of the driver's side of the vehicle. (4-4-13)( )

**03. Designated Overnight Use Area.** Except for authorized campers, no person may stop, stand, park, or leave a motor vehicle or trailer unattended outside day use hours unless the motor vehicle or trailer is in a designated overnight use area and proof of payment of the overnight-use fee is plainly visible and properly displayed. (4-4-13)

**04. Fee Collection Surcharge.** Any person stopping, standing, or parking a motor vehicle or trailer without payment or properly displaying proof of payment of all required fees is subject to the fee collection surcharge as provided in Subsection 225.06 ~~and Section 245~~ of this chapter. (4-11-19)( )

**05. Citations for Violations.** Citations for violations of this Section may be issued to the operator of the motor vehicle. If the operator cannot be readily identified, the citation may be issued to the registered owner or lessee of the motor vehicle, subject to the provisions of Section 67-4237, Idaho Code. (4-4-13)

152. -- 174. (RESERVED)

175. PUBLIC BEHAVIOR.

**01. Resisting and Obstructing a Park Employee** ~~Prohibited~~. Persons may not willfully resist, delay, obstruct, or interfere with any park employee in his duties to protect the state's resources and facilities and to provide a safe place to recreate. (3-30-01)( )

**02. Day Use.** Between the hours of 10 p.m. and 7 a.m., unless otherwise posted, all personal property must be removed from the day use area. (3-27-13)

**03. Quiet Hours.** Within lands administered by the Department, the hours between 10 p.m. and 7 a.m. are considered quiet hours unless otherwise posted. During that time, users are restricted from the production of noise that may be disturbing to other users. (1-1-94)

**04. Noise.** Amplified sound, poorly muffled vehicles, loud conduct, or loud equipment are prohibited within lands administered by the Department, except in designated areas or by authority of the park manager. (1-1-94)

**05. Alcohol.** State laws regulating alcoholic beverages and public drunkenness are enforced within lands administered by the Department. (3-30-01)

**06. Littering.** Littering is prohibited within lands administered by the Department. (1-1-94)

**07. Smoking.** ~~State Park facilities are designated as "smoke free" areas.~~ Persons may not smoke within park structures ~~or facilities~~ or at posted "~~no smoking~~" outdoor areas. (3-30-01)( )

**08. Trespass.** ~~It is unlawful to enter, use, or occupy land or facilities administered by the Department where such lands or facilities are posted against entry, use, or occupancy, except as authorized by the Department.~~ ( )

**09. Park or Program Manager Authority.** ~~A park or program manager may deny entry to, or~~

reservation of any Department campsite or facility to any individual or group whose prior documented behavior has violated department rules, whose activities are incompatible with operations, or whose activities will violate Department rules. ( )

176. -- 199. (RESERVED)

200. CAMPING.

01. Occupancy and Capacity. ( )

a. Camping is permitted only in designated campsites, areas, or facilities. A campsite or facility will be determined occupied only after all required fees have been paid, registration information completed, and all permits properly displayed. Unique circumstances may arise, and specific sites or facilities by virtue of design may require exceptions to the capacity limits. (3-27-13)( )

b. Maximum capacity limits on each campsite are subject to each site's design and size. Unless otherwise specified, and provided the combined equipment and people fit within the designated camping area of the site selected, the maximum capacity will be one (1) family unit or a party of no more than eight (8) persons, two (2) tents and two (2) motor vehicles. No more than one (1) RV may occupy a site. Two (2) motorcycles are the equivalent of one (1) motor vehicle when determining campsite capacity. Each motorcycle will be subject to the MVEF. In general, companion campsites have double the capacity listed above. ( )

c. Maximum capacity limits on each facility are subject to each facility's design and size. The combined equipment and people occupying a facility must fit within the designated areas of the facility selected. ( )

02. **Self Registration.** In those areas so posted, campers must register themselves for the use of campsites and facilities, paying all required fees as provided for herein and in accordance with all posted instructions. (3-27-13)

03. **Length of Stay.** Except as provided herein, no person, party or organization may be permitted to camp on any lands administered by the Department for more than fifteen (15) days in any thirty (30) consecutive day period. This applies to both reservation and "first come first served" customers. The ~~IDPR~~ Department operations division administrator ~~or designee~~ may authorize shorter or longer periods for any individual area. (3-30-06)( )

04. **Registration ~~Required~~.** All required fees must be paid, registration information completed, and all permits properly displayed prior to occupying a campsite or facility. Saving or holding campsites or facilities for individuals not physically present at the time of registration for "first come first served" camping is prohibited. (3-27-13)( )

05. **Condition of Campsite.** Campers must keep their individual or group campsite or facility and other use areas clean. (3-30-06)

06. **Liquid Waste Disposal.** All gray water and sewage wastes must be held in self-contained units or collected in water-tight receptacles in compliance with state adopted standards and dumped in sanitary facilities provided for the disposal of such wastes. (3-30-01)

07. **Motorized Equipment.** No generators or other motorized equipment emitting sound and exhaust are permitted to be operated during quiet hours. (7-1-93)

08. **Campsite Parking.** All motor vehicles and trailers, must fit entirely within the campsite parking pad/area provided with the assigned individual or group campsite or facility. All equipment that does not fit entirely within the designated campsite parking area must be parked at another location within the campground, or outside the campground, as may be designated by the park manager ~~or designee~~. If no outside parking is available, the park manager ~~or designee~~ may require the party to register on a second campsite, if available. (3-27-13)( )

09. **Equipment.** All camping equipment and personal belongings of a camper must be maintained

within the assigned individual or group campsite or facility perimeter. (3-30-06)

**10. Check Out.** (3-30-06)

a. ~~Campsite.~~ Campers are required to check out and leave a clean individual ~~or group~~ campsite by 1 p.m. of the day following the last paid night of camping. ~~(3-30-06)~~( )

b. ~~Facility.~~ Campers are required to check out and leave a clean individual or group camping facility by 12 p.m. (noon) of the day following the last paid night of camping. ~~(3-30-06)~~( )

**c. Campers are required to check out and leave a clean group campsite by 12 p.m. (noon) of the day following the last paid night of camping.** ( )

**11. Visitors.** Individuals visiting campers must park in designated areas, except with permission of the park manager ~~or designee~~. Visitors must conform to established day use hours and day use fee requirements. ~~(3-30-06)~~( )

**12. Responsible Party.** The individual ~~purchasing~~ reserving or registering to use an individual or group campsite or facility is responsible for ensuring compliance with the rules within this chapter. ~~(3-30-06)~~( )

**13. Camping-~~Prohibited~~.** Camping in individual or group facility sites is prohibited unless in areas specifically designated for camping or by authorization of the park manager ~~or designee~~. ~~(3-30-06)~~( )

**14. ADA Designated Campsites.** Although the Department offers campsites that are designated and built to meet ADA accessibility requirements, these campsites are not managed exclusively for ADA use. ( )

**15. ADA Accessible Facilities.** Although the Department offers facilities that provide for ADA accessibility, these facilities are not managed exclusively for ADA use. ( )

**(BREAK IN CONTINUITY OF SECTIONS)**

**202. OVERNIGHT USE.**

**01. Occupancy.** Overnight use is permitted only in designated areas. Overnight use is only allowed after all required fees have been paid, registration information completed, and all permits properly displayed. (4-4-13)

**02. Overnight Use Fees.** Motor vehicles or trailers not associated with campers between 10:00 p.m. and 7:00 a.m. at designated facilities must will be charged an overnight use fee. ~~(4-4-13)~~( )

**03. Self Registration.** In those areas so posted, overnight users must register themselves for the use of overnight use areas, paying the appropriate fees as provided for herein and in accordance with all posted instructions. (4-4-13)

**04. Length of Stay.** Except as provided herein, no person, party, or organization may be permitted to utilize overnight use areas on any lands administered by the Department for more than fifteen (15) days in any thirty (30) consecutive-day period. This applies to both reservation and “first come first served” customers. The ~~IDPR~~ director ~~or designee~~ may authorize shorter or longer periods for any individual area. ~~(4-4-13)~~( )

**05. Registration-~~Required~~.** All required fees must be paid, registration information completed, and all permits properly displayed prior to occupying an overnight use area. ~~(4-4-13)~~( )

**06. Check Out.** Overnight users are required to check out by 1 p.m. of the day following the last paid overnight of use. (4-4-13)

07. **Responsible Party.** The individual purchasing an overnight use permit or the registered owner of the motor vehicle or trailer is responsible for ensuring compliance with the rules within this chapter. (4-4-13)

08. **Overnight Use** ~~Prohibited~~. Overnight use is prohibited except in areas specifically designated for overnight use or by authorization of the park manager ~~or designee~~. (4-4-13)( )

**203. WINTER RECREATION PROGRAMS.**

The Department manages two (2) winter recreation programs: the winter access program, which provides for recreation within state parks; and the winter recreational parking pass program, which provides for recreation outside of state parks. ( )

01. **Winter Access Program.** The purpose of the winter access program is to fund state park services such as maintaining parking areas, providing warming facilities and winter-accessible restroom facilities, regularly grooming trails, signing ski routes, and having ski patrol services available. Any person using winter access program facilities must purchase and properly display a daily or season pass. Winter access program areas are designated by board policy. ( )

02. **Winter Recreational Parking Permits.** The purpose of the winter recreational parking permit program, known as "Park N Ski", is to designate winter recreational parking locations and use the funds from permit sales to maintain the designated parking areas. Winter recreational parking areas are designated by board policy. ( )

a. Any person parking a vehicle in a designated winter recreation parking location must purchase and properly display a winter recreation parking permit, except, snowmobilers may park their transportation vehicles in a designated parking area without displaying a parking permit when a current snowmobile validation sticker is affixed to the snowmobile. ( )

b. The purchaser of a permit will be allowed to designate on the appropriate form, a primary winter recreational parking use area. The full portion of fees not allocated to the vendor or the Department will be apportioned to the designated use area. Should a purchaser fail to designate a primary use area, those fees will be apportioned to a use area determined by the Department. ( )

c. No person may park a vehicle in a designated winter recreational parking location in such a manner as to deprive other users of reasonable access to all or part of the remainder of that parking area. ( )

d. An annual winter recreational parking permit must be permanently affixed on the front window of the vehicle nearest the driver's seat. A temporary three-day permit must be displayed on the vehicle's dashboard with the dated side displayed to the front of the vehicle in such a manner that it is completely visible and kept in legible condition. ( )

e. No person may file or attempt to file for a duplicate annual winter recreational parking permit unless the original permit was stolen or destroyed. A temporary three (3) day winter recreational parking permit that is lost, stolen, or destroyed will not be reissued. ( )

f. No person may transfer or attempt to transfer an annual winter recreational parking permit decal or a temporary three-day permit from the vehicle upon which it was legally permitted and placed. ( )

g. The annual winter recreational parking permit is valid until the expiration date printed on the decal. The temporary winter recreational parking permit is valid for only the three (3) consecutive days written on the permit. ( )

~~2034~~. -- 224. (RESERVED)

225. **FEEES AND SERVICES.**

01. **Authority.** (3-13-97)

- a. ~~The Board adopts fees for the use of lands, facilities, and equipment. Visitors must pay all required fees. All fees in this chapter are maximum fees unless otherwise stated. The board has the authority to set actual fees by board policy.~~ (3-27-13)( )
- b. Park and program managers ~~or designees may~~ have the authority to set fees for goods available for resale, equipment rentals, and services provided by ~~staff~~ employees to enhance the users experience unique to the individual park or program. ~~Fees for lands, facilities, and equipment unique to an individual park will be posted at that site.~~ (3-27-13)( )
02. ~~General Provisions~~ **Payment.** ~~All fees in this chapter are maximum fees unless otherwise stated. Actual fees charged are established by Board Policy. Visitors must pay all required fees.~~ (3-7-03)( )
03. **Camping.** Camping fees include the right to use designated campsites and facilities for the period camp fees are paid. Utilities and facilities may be restricted by weather or other factors. (3-16-04)
04. **Group Use.** (7-1-93)
- a. Groups of twenty-five (25) persons or more, or any group needing special considerations or deviations from these rules must obtain a permit. Permits may be issued after arrangements have been made for proper sanitation, population density limitations, safety of persons and property, and regulation of traffic. (3-30-06)
- b. Permits for groups of up to two hundred fifty (250) people may be approved by the park manager with thirty (30) days advance notice. Permits for groups of two hundred fifty (250) or more people may be approved by the Director with forty-five (45) days advance notice. (3-27-13)
- c. ~~The motor vehicle entrance fee may be charged to groups entering a designated area for a non-camping visit. Group use fees for day use facilities, general use areas, and events may be negotiated by the park manager and will generally not fall below the cost of providing services. MVEF is required unless specifically waived by the park manager.~~ (3-27-13)( )
05. **Fees and Deposits.** Fees and deposits, including cleaning fees and damage/cleaning deposits, may be required for certain uses or the reservation of certain facilities unique to an individual park and will be posted at that site. Deposits are required to be paid prior to check-in and may be fully refunded if the facility is left in the same condition in which it was accepted. (3-30-06)( )
06. **Fee Collection Surcharge.** A ~~ten dollar (\$10)~~ surcharge may be added to all established fees when the operator of a motor vehicle or responsible party of a camping unit fails to pay all required fees or fails to properly display proof of payment for required fees prior to entering a park area or occupying a campsite. If the surcharge is assessed, and the operator of the vehicle or responsible party is not present, all required fees in addition to the ~~ten dollar (\$10)~~ surcharge will be assessed against the registered owner of the motor vehicle or camping unit. (4-11-19)( )
07. **Admission Fees.** An admission ~~maximum per person~~ fee ~~of ten dollars (\$10)~~ may be charged for internal park facilities which provide an educational opportunity or require special accommodations. (3-10-00)( )
08. **Cooperative Fee Programs.** The Department may collect and disperse fees in cooperation with fee programs of other state and federal agencies. (3-10-00)
09. **Encroachment Permit Application Fee.** The Department may assess an encroachment application fee as set by the Board to cover administrative costs incurred by the Department in reviewing the application and the site, and in preparing the appropriate document(s). (3-27-13)
10. **Group Facility.** Group facility fees vary by facility and are set by board policy. Groups using overnight facilities are charged fees for each individual above the authorized base occupancy rate for the specific site or structure. ( )



**11. Sales Tax.** Applicable sales tax may be added to all sales. ( )

**12. Returned Checks.** The cost to the agency for returned checks will be passed on to the issuer of the insufficient funds check. ( )

226. -- 249. (RESERVED)

**245. FEE SCHEDULE: FEE COLLECTION SURCHARGE.**

Category	Fee
Fee Collection Surcharge	\$25/day/vehicle

246. (RESERVED)

**247. FEE SCHEDULE: ENTRANCE.**

Category	Fee
Daily MVEF	\$7/day/vehicle
Annual MVEF	\$40/year/vehicle
Annual MVEF Replacement	\$5/vehicle
Idaho State Parks Passport	\$10/year/vehicle
Idaho State Parks Passport Replacement	\$2/vehicle
Commercial Motor Vehicle Entrance	\$50/day/vehicle
Admission	\$20/person

248. -- 249. (RESERVED)

**250. FEE SCHEDULE: INDIVIDUAL CAMPSITES OR FACILITY.**

01. Campsites:

<b>CAMPSITE FEE TABLE</b> <i>Maximum Fee Allowed</i>	
<b>Primitive Campsite</b> <i>No amenities at site, camping area not defined</i>	\$23/day
<b>Standard Campsite</b> <i>Any defined campsite, either tent pad or RV pad/area (may include: table and/or grill)</i>	\$26/day
<b>Serviced Campsite/W</b> <i>Any defined campsite, either tent pad or RV pad/area, with water at site (may include: table and/or grill)</i>	\$30/day
<b>Serviced Campsite/E</b> <i>Any defined campsite, either tent pad or RV pad/area, with electricity at site (may include: table and/or grill)</i>	\$30/day

<b>CAMPSITE FEE TABLE</b> <b>Maximum Fee Allowed</b>	
<b>Serviced Campsite/ W, E</b> Any defined campsite, either tent pad or RV pad/area, with water and electricity at site (may include table and/or grill)	\$34/day
<b>Serviced Campsite/ W, E, SWR</b> Any defined campsite, either tent pad or RV pad/area, with water, electricity, and sewer at site (may include table and/or grill)	\$36/day
<b>Companion Campsite</b> May be any campsite type, regardless of amenities, that has greater equipment/people capacity (may include table and/or grill) Fee determined by actual site type.	Site type multiplied by two (2)
<b>Amenity Fee for Central Water</b> Applies to "Standard" campsites in campgrounds with a central water supply. The Amenity Fee is charged in addition to the Standard Campsite fee.	\$2/night
<b>Amenity Fee for Flush Toilets/Showers</b> Applies to "Standard" campsites in campgrounds with Flush Toilets/Showers. The Amenity Fee is charged in addition to the Standard Campsite fee.	\$2/night
<b>Use of Campground Showers by Non-campers</b>	\$3/person
<b>Overnight Use Fee per motor vehicle or trailer per night</b> Applies to non-campers leaving a motor vehicle or trailer on park property overnight.	\$10/night
<b>Limited Income Discount</b> – Idaho residents showing proof of limited income (Medicaid card or other evidence approved by the Board) may receive a camping fee discount of:	\$4/day
<b>Resident Disabled Idaho Veterans</b> – Campsite fees are waived for resident Idaho veterans showing proof of a one hundred percent (100%) permanent and total service-related disability	
<b>Senior Citizen Discount</b> – Pursuant to Section 67-4223, Idaho Code, and at the discretion of the Director, IDPR may provide, at selected under-utilized locations and times, a senior citizen discount.	Maximum 50% of RV camping fee
<b>Camping Cabins and Yurts</b>	\$200/night
Each additional person above the sleeping capacity of camping cabin or yurt	\$12/night

<b>Category</b>	<b>Fee</b>
<u>Basic Campsite: site may have water</u>	<u>\$34/day</u>
<u>Electric Campsite: site has electricity and may have water</u>	<u>\$42/day</u>
<u>Full Hook-up Campsite: site has electricity, water, and sewer</u>	<u>\$46/day</u>
<u>Companion Campsite: site has electricity and may have water</u>	<u>\$84/day</u>
<u>Hike-in/Bike-in campsite</u>	<u>\$12/person/day</u>
<u>Extra Vehicle</u>	<u>\$8/day</u>
<u>Overnight Use of Parking Areas</u>	<u>\$20/night/vehicle or trailer</u>
<u>Use of Campground Showers by Non-campers</u>	<u>\$3/person/day</u>

<u>Category</u>	<u>Fee</u>
<u>Camping Cabins and Yurts</u>	<u>\$500/night</u>
<u>Each additional person above the base occupancy of camping cabin or yurt</u>	<u>\$12/person/night</u>
<u>Pets</u>	<u>\$15/pet/night</u>
<u>Cleaning</u>	<u>\$50</u>

(7-1-14)( )

~~02. **Reservation Service Fees, Individual Campsite or Facility.** A non refundable non transferable (from one party to another) service charge of ten dollars (\$10) may be assessed for each individual campsite or facility reserved. This fee will be waived for campers with a current Idaho RV registration sticker and reimbursed to the Department by the RV Program. A service charge of ten dollars (\$10) or the first night's fee, whichever is less, will be assessed for the cancellation or modification of each individual campsite or facility reserved that involves reducing the planned length of stay or to change the reservation dates where part of the new stay includes part of the original stay booked (rolling window) if notice is received more than twenty four (24) hours in advance of the scheduled arrival time. Cancellations or modifications made less than twenty four (24) hours in advance of the scheduled arrival time will result in assessment of a ten dollar (\$10) service charge and may require the forfeiture of the first night's camping fee. Modifications that change the original stay so that no part of the new stay includes part of the original stay are to be considered a cancellation and a re-book will be required.~~ (3-30-06)

~~251. (RESERVED)~~

~~252. FEE SCHEDULE: MOTOR VEHICLE ENTRANCE FEE.~~

<del><b>MOTOR VEHICLE ENTRANCE FEE TABLE.</b></del>	
<del>Maximum Fee Allowed</del>	
<del>Annual Motor Vehicle Entrance Fee per motor vehicle</del>	<del>\$40</del>
<del>Daily charge per motorized vehicle</del>	<del>\$5</del>
<del>Annual Motor Vehicle Entrance Fee Replacement per motor vehicle</del>	<del>\$5</del>
<del>Daily charge per commercial motor coach (no annual pass available)</del>	<del>\$25</del>
<del><b>Disabled Idaho Resident Veterans</b> – The motor vehicle entrance fee is waived for resident Idaho veterans showing proof of a one hundred percent (100%) permanent and total service related disability</del>	
<del>Idaho State Parks Passport per motor vehicle.</del>	<del>\$10</del>
<del>Idaho State Parks Passport Replacement per motor vehicle</del>	<del>\$2</del>

(3-27-13)

~~251 -- 253. (RESERVED)~~

~~254. FEE SCHEDULE: GROUP **CAMPSITE OR FACILITY.**~~

~~Group Facility Fees. Reservation service fee, designated group campground or facility.~~

(3-30-06)

~~01. **Non-Refundable, Non-Transferable.** A non-refundable, non-transferable (from one (1) party to another) service charge of twenty five dollars (\$25) will be assessed per designated group area or facility reserved. This fee will be charged in addition to the usage fees for each group or campsite or facility.~~ (4-4-13)

~~02. **Individual Fees.** Groups using overnight facilities will be charged three dollars (\$3) per person per night camping fees for each individual above the authorized base occupancy rate for the specific site or facility. (4-4-13)~~

~~03. **Cleaning and Damage Deposits.** Cleaning/damage deposits may be required for certain facilities. Where cleaning/damage deposits are required, they must be paid prior to check-in. Cleaning/damage deposits will be fully refunded if the facility is left in the same condition in which it was accepted. (4-4-13)~~

~~04. **Day Use.** Group use fees for day use facilities may be negotiated by the park manager or designee and will generally not fall below the cost of providing services. (4-4-13)~~

<u>Category</u>	<u>Fee</u>
<u>Reservation Service Charge (non-transferable, non-refundable)</u>	<u>\$25</u>
<u>Group use of day use facility, overnight facility, or group camp (set by park or program manager)</u>	<u>Varies</u>
<u>Each additional person above the base occupancy of the overnight facility</u>	<u>\$12/person/night</u>

( )

255. (RESERVED)

256. **FEE SCHEDULE: BOATING FACILITIES.**

~~Boating Facilities:~~

<b><del>BOATING FACILITIES FEE TABLE</del></b> <b><del>Maximum Fee Allowed</del></b>	
<del>Vessel launching</del> —per vessel/per day Annual Motor Vehicle Entrance Fee, Idaho State Parks Passport, or motor vehicle entrance fee apply toward vessel launching fees	<del>\$5/day</del>
<del>Overnight moorage</del> —any length of vessel— (Applicable to persons who have paid for a park campsite and are not camping on the vessel)	<del>\$9/night</del>
<del>Overnight moorage</del> —persons camping on vessel Any length vessel	<del>\$10/night</del>
Any length vessel moored at buoy	<del>\$9/night</del>

<u>Category</u>	<u>Fee</u>
<u>Vessel Launching</u>	<u>MVEF or \$7/day/vessel</u>
<u>Overnight moorage at dock or buoy, person staying at campsite or facility and not staying on the vessel</u>	<u>\$9/night</u>
<u>Overnight moorage at dock, person staying on vessel</u>	<u>\$10/night</u>
<u>Overnight moorage at buoy, person staying on vessel</u>	<u>\$9/night</u>

(3-27-13)( )

257 -- 258. (RESERVED)

258. **FEE SCHEDULE: SPECIAL FEES.**

- ~~01. **Modification of Fees.** Additional fees or deposits may be required for certain uses or for the reservation of certain facilities. The Department reserves the right to waive or reduce fees and charges for Department sponsored promotions. (7-1-93)~~
- ~~02. **Sales Tax.** Applicable sales tax may be added to all sales excluding the day use fee. (3-30-06)~~
- ~~03. **Special Charges.** The cost to the agency for returned checks will be passed on to the issuer of the insufficient funds check. (4-4-13)~~
- ~~04. **Length of Stay.** Fifteen (15) days in any consecutive thirty (30) day period. (3-30-06)~~

259. FEE SCHEDULE: WINTER ~~ACCESS~~ **RECREATION** PROGRAM ~~FEES~~.

<b>WINTER ACCESS PROGRAM FEE TABLE</b> <b>Maximum Fee Allowed</b>	
<del>Winter Access Daily per Person Pass -- per person per season</del>	<del>\$6</del>
<del>Winter Access Daily Family Pass -- per family per season</del>	<del>\$100</del>
<del>Winter Access Individual Season Pass -- per person per season</del>	<del>\$50</del>
<del>Winter Access Couples Season Pass -- per couple per season</del>	<del>\$75</del>

- ~~01. **Winter Access Program Fee -- Daily Pass.** A fee of six dollars (\$6) per person per day and one hundred dollars (\$100) per family per season will be required at Board approved premium winter access locations. These programs may include: maintained parking areas, warming facilities, winter accessible restroom facilities, regularly groomed trails, extensive signing, trail mapping, and ski patrol services. (7-1-14)~~
- ~~02. **Winter Access Program Fee -- Season Pass.** A fee of fifty dollars (\$50) per Individual Season Pass per person per winter access season and a fee of seventy five dollars (\$75) per Couples Season Pass per couple per winter access season will be required at Board approved premium winter access locations. These programs may include maintained parking areas, warming facilities, winter accessible restroom facilities, regularly groomed trails, extensive signing, train mapping, and ski patrol services. (7-1-14)~~

<b>Category</b>	<b>Fee</b>
<u>Winter Access Daily Pass- individual</u>	<u>\$6/person/day</u>
<u>Winter Access Daily Pass - family</u>	<u>\$100/family/season</u>
<u>Winter Access Season Pass - individual</u>	<u>\$50/person/season</u>
<u>Winter Access Season Pass - couple</u>	<u>\$75/couple/season</u>
<u>Winter Recreation Parking - temporary three-day permit</u>	<u>\$10/three days</u>
<u>Winter Recreation Parking - annual permit</u>	<u>\$30/year</u>

( )

260. -- 274. (RESERVED)

275. CRITERIA FOR ~~INDIVIDUAL CAMPSITE, CAMPING CABIN, AND YURT~~ RESERVATIONS.

- ~~01. **Responsible Party.** ( )~~
- ~~a. The individual reserving an individual campsite or facility is responsible for ensuring compliance~~

with the rules within this chapter. ( )

**b.** The person booking reservations for multiple individual campsites is designated the group leader and is responsible for ensuring compliance with the rules within this chapter. The group leader may approve another person to register for a campsite as the primary occupant prior to check-in or at the park. Once the primary occupant registers for the campsite, the primary occupant becomes the responsible party. ( )

**c.** The individual booking a group camp or facility is designated the group leader and is responsible for ensuring compliance with the rules within this chapter. ( )

**02.** Reservation Service Charges. Individual or group campsite or facility. Reservations are non-transferable (from one party to another). Reservation fees are non-refundable. ( )

**a.** A reservation service charge may be assessed for each individual or group campsite or facility reserved. ( )

**b.** The service charge for an individual campsite or facility will be waived for campers with a current Idaho RV registration sticker and reimbursed to the Department by the RV Program. ( )

**03.** Cleaning Fee. A cleaning fee or a damage/cleaning deposit may be required by the park manager as a condition of reservation. ( )

**04.** **Confirmation Requirements.** (3-30-06)

**a.** Confirmation of an Individual Campsite or Facility Reservation. Full payment of all required fees must be made before a reservation is confirmed. (3-27-13)

**b.** Confirmation of a Designated Group Campground, Group Campsite, or Group Facility Reservation. Before a reservation is confirmed, the group leader must: (3-30-06)( )

**i.** Payment of the first night or daily base rate fee for a group facility and all required fees must be made before a reservation is confirmed. Supply primary occupant (point of contact) name, address, and phone number for multiple bookings of individual campsites for a group. (3-27-13)( )

**ii.** Payment of all required fees applicable for each campsite or facility reserved within a group campground must be paid at the time of booking before a reservation is confirmed. (3-27-13)( )

~~**02.** Individual Campsite and Facility Reservations. Reservations for individual campsites, and facilities are managed in accordance with rules promulgated by the Idaho Park and Recreation Board. (4-7-11)~~

**035.** **Reservation Modifications.** ~~Individual and group campsite(s) or facilities.~~ A reservation service fee will be assessed for any modification to a previously made reservation that involves reducing the planned length of stay, or to change the reservation dates wherein part of the new stay includes part of the original stay booked (rolling window). Modifications that change the original stay so that no part of the new stay includes part of the original stay will be considered a cancellation and a re-book will be mandatory. With the exception of the reservation service fees charge as defined in Subsection 250.02276, any overpaid fees will be reimbursed at the time the reservation is modified. (3-30-06)( )

**046.** **Reservation Cancellations.** (3-7-03)

**a.** Individual SCampsite or Facility. A reservation service fee will be assessed for the cancellation of a reservation. This service fee will be assessed for each campsite or facility involved. If the customer cancels after the scheduled arrival date the customer forfeits all usage fees for the time period already expired. Cancellations received after checkout time will result in the forfeiture of that day's usage fees for the campsite or facility. At no time will the customer be charged a cancellation fee that exceeds the amount originally paid. The IDPR or its reservation service provider may cancel a customer's reservation for insufficient payment of fees due. With the exception of the reservation service fees, all fees paid will be reimbursed at the time the reservation is cancelled. (3-30-06)( )

b. Park Board Designated Special Use Campsites and Facilities. A reservation service fee will be assessed for the cancellation of a reservation. If a cancellation for a group facility occurs twenty-one (21) or fewer calendar days prior to arrival, the customer forfeits the first night or daily facility usage fees (base rate). If a cancellation for a group facility occurs more than twenty-one (21) calendar days prior to arrival, a cancellation charge ~~of fifty dollars (\$50)~~ will be assessed. If the customer cancels after the arrival date the customer forfeits all usage fees for the time period already expired. Cancellations received after checkout time will result in the forfeiture of that day's usage fees for the campsite or facility. At no time will the customer be charged a cancellation fee that exceeds the amount originally paid. The ~~IDPR Department~~ or its reservation service provider may cancel a customer's reservation for insufficient payment of fees due. An individual site cancellation fee applies to each campsite in a group campground. With the exception of the reservation service fees, all fees paid will be reimbursed at the time the reservation is cancelled. (4-4-13)( )

~~05. **Park Manager Authority.** The park manager or designee may deny entry to, or reservation of, any Department unit, campsite, or facility, to any individual whose prior documented behavior has violated Department rules or whose in-park activities are incompatible with the park's operation. (3-30-06)~~

~~07. **Insufficient Payment.** The Department may cancel a customer's reservation for insufficient payment of fees due. ( )~~

**276. FEE SCHEDULE: RESERVATIONS.**

<b>Category</b>	<b>Fee</b>
<u>Reservation Service Charge - individual campsite or facility</u>	<u>Current RV sticker or \$10/campsite or facility</u>
<u>Reservation Service Charge - group reservation for campsite or facility</u>	<u>\$25</u>
<u>Modification</u>	<u>\$10/campsite or facility</u>
<u>Cancellation - individual campsite or facility, prior to check-in time</u>	<u>\$10/campsite or facility</u>
<u>Cancellation - individual campsite or facility, after check-in time</u>	<u>First night's fee</u>
<u>Cancellation - special use campsite or facility, more than 21 days in advance</u>	<u>\$50/ facility</u>
<u>Cancellation - special use campsite or facility, 21 days or less in advance</u>	<u>First night's or daily usage fee</u>

( )

~~276.—299. (RESERVED)~~

~~300. **RESERVING GROUP USE FACILITIES.**~~

~~01. **General.** Unless otherwise provided, designated group use facilities and areas may be reserved through the reservation system up to nine (9) months in advance but at least two (2) days prior to the date of arrival. (3-30-06)~~

~~02. **Responsible Party.** A designated group leader is responsible for all facilities. A damage or cleaning deposit may be required by the park manager or designee as a condition of reservation. (3-7-03)~~

~~03. **Park Manager Authority.** The park manager or designee may deny entry to, or reservation of any Department unit, campsite, or facility, to any group whose prior documented behavior has violated Department rules, whose in-park activities are incompatible with the park's operation, or whose in-park activity will violate Department rules. (3-30-06)~~

~~04. **Additional Information.** Additional information concerning group use reservations and definitions can be found in Subsection 250.05 of this chapter. (3-30-06)~~

~~301-277.~~ -- 399. (RESERVED)

**400. PARK CAPACITIES.**

Where applicable, park ~~or program~~ managers may limit or deny access to an area whenever it has reached its designated capacity. ~~Only if special arrangements for the public welfare have been made may the park manager allow that capacity to be exceeded.~~ (3-30-06)(\_\_\_\_)

**401. OPERATIONAL GUIDELINES FOR NON-TRADITIONAL RECREATIONAL ACTIVITIES.**

Non-traditional recreational activities such as model airplane/glider operations, geo-caching, gold panning, ~~drone operation~~ and metal detecting may be authorized by the Park Manager ~~or his designee~~, if such activities do not interfere with traditional uses of the park and are consistent with preservation of park resources. (4-2-08)(\_\_\_\_)

**(BREAK IN CONTINUITY OF SECTIONS)**

**475. PETS.**

Pets are allowed within lands administered by the Department only if confined or controlled on a leash not longer than six (6) feet in length. No person may allow their pet to create a disturbance which might be bothersome to other users. Excepting persons with disabilities who are assisted by ~~guide service~~ animals, no person may permit their pet animals to enter or remain on any swim area or beach. Pet owners are responsible to clean up after their animals. ~~Pets owners~~ may not ~~be left~~ ~~leave pets~~ unattended. Areas for exercising pets off leash may be designated by the park manager ~~or designee~~. Department employees may impound or remove any stray or unattended animals at the owner's expense. (3-7-03)(\_\_\_\_)

**476. -- 499. (RESERVED)**

**500. LIVESTOCK.**

Grazing of livestock is not permitted within lands administered by the Department. Exceptions may be made by the board for grazing permits or otherwise permitting the use of lands administered by the Department for livestock. The use of saddle or other recreational livestock is prohibited on trails, roadways, and other areas unless designated through signing for that purpose or with permission of the park manager ~~or designee~~. (3-7-03)(\_\_\_\_)

**(BREAK IN CONTINUITY OF SECTIONS)**

**575. PROTECTION OF WILDLIFE.**

All molesting, ~~feeding~~, injuring, or killing of any wild creature is strictly prohibited, except as provided by action of the Board and as established in Board Policy. Persons in possession of wildlife, which may be legally taken within state park boundaries, must comply with Idaho Fish and Game rules. (3-7-03)(\_\_\_\_)

**576. PROTECTION OF HISTORICAL, CULTURAL AND NATURAL RESOURCES.**

The digging, destruction or removal of historical, cultural or natural resources is prohibited. Collection for scientific and educational purposes ~~will be through written permission of the park manager or designee only~~ ~~may be allowed through a permit.~~ (3-30-06)(\_\_\_\_)

~~01-~~

**577. SPREADING OF HUMAN ASHES.**

~~Persons may spread~~ Human ashes ~~may be spread~~ on lands owned by the Idaho Department of Parks and Recreation. The exact location must be pre-approved by the park manager ~~or designee~~. ~~Ashes~~ ~~Persons~~ may not be spread ~~human ashes~~ in the water within a state park. (4-2-08)

~~02-~~

~~Land Use Restrictions. The spreading of human ashes will not restrict the use of Department land from future development.~~ The Department does not assign or convey any rights or restrictions by allowing the placement of ashes on the land, and there are no restrictions in the ability of the landowner to operate, develop, or



otherwise use the land at their sole discretion without any obligation associated with the placement of ashes on the land. (4-2-08)( )

5778. -- 599. (RESERVED)

(BREAK IN CONTINUITY OF SECTIONS)

625. ADVERTISEMENTS/PROMOTIONS/DEMONSTRATIONS.

01. **Printed Material.** Public notices, public announcements, advertisements, or other printed matter may only be posted or distributed in a special area approved by the park manager ~~or designee.~~ (3-30-06)( )

02. **Political Advertising.** Political advertising is strictly prohibited within any lands administered by the Department. (3-30-06)

03. **Demonstrations.** Public demonstrations are limited to areas approved by the park manager and subject to an approved permit issued after arrangements for sanitation, population density limitations, safety of persons and property, and regulation of traffic are made. (3-30-06)

626. -- 649. (RESERVED)

650. AUTHORIZED OPERATIONS.

No person, firm, or corporation may operate any concession, business, or enterprise within lands administered by the department without written permission or permit from the board. No person(s), partnership, corporation, association or other organized groups may: (1-1-94)

01. **Beg or Solicit for Any Purpose:** (7-1-93)

02. **Game or Operate a Gaming Device of Any Nature:** ~~or~~ (7-1-93)( )

03. ~~Abandon Any Property.~~ **Leave Any Property On Department Lands.** Leaving property ~~on Department lands~~ is prohibited unless registered in a campsite or permitted by the park manager ~~or designee.~~ Property left on Department lands for more than twenty-four (24) hours ~~will~~ may be removed at the owner's expense. (3-7-03)( )

04. ~~Discriminate. Discriminate in any manner against any person or persons because of race, color, national origin, religion, gender, age or disability within lands administered by the Department.~~ (1-1-94)

651. -- 674. (RESERVED)

675. DEPARTMENT RESPONSIBILITY.

The Department is not responsible for damage to, or theft of personal property within lands administered by the Department. All visitors use facilities and areas at their own risk. (1-1-94)

676. NONDISCRIMINATION.

No person may discriminate in any manner against any person or persons because of race, color, national origin, religion, gender, age or disability within lands administered by the Department. Facilities constructed or maintained with, and programs supported by the cross-country skiing recreation account must be available for public use without discrimination and must comply with requirements as set out in the Americans with Disabilities Act. ( )

6767. -- 999. (RESERVED)



## PROJECTED REVENUE

Estimated Economic impact is a revenue gain of \$89,110. The projected revenue gains are split as follows:

- \$15,915 - calculated for a \$15 increase to the fee charged for all surcharges issued. Surcharges are issued to customers for failure to pay entrance and camping fees.
- \$2,025 - calculated for the \$25 fee increase for commercial motor coaches entering Idaho State Parks for day use. This fee is applied only to commercial motor coaches and does not apply to school buses for school educational trips.
- \$4,860- calculated for establishing a \$15 /per night pet fee for pets staying in cabins, yurts, houses, and cottages.
- \$46,800 – calculated per reservation not per night for the establishment of a \$50 cleaning fee. Cleaning fee would only be applied to deluxe cabins, houses, and cottages.
- \$19,510 – calculated for the \$10 increase per vehicle/per night for overnight use of parking areas.
- \$0.00 - calculated for a \$10 per person increase to the rate charged for admission fees. This fee is applied for entrance to special events, programs or educational offerings. The change requested is intended to increase the fee maximum. The increase to the maximum is necessary as the Park and Recreation Board sets the actual fees charged within the IDAPA maximum rates established by the legislature based upon market, cost of services, premium pricing and additional amenities.
- \$0.00 is calculated for the \$9.00 increase for the fee applied to each additional person above the base occupancy of the overnight group campsite or facility. The change is being requested for two primary reasons:
  - To standardize the rate charged for individuals above the base capacity for group or individual campsites and facilities.
  - To increase the fee maximum. This increase is necessary as the Park and Recreation Board sets the actual fees charged within the IDAPA maximum rates established by the legislature based upon market, cost of services, premium pricing and additional amenities.
- \$0.00 – calculated for establishing an extra vehicle fee of \$8 per vehicle/ night. Fee is to be applied to campers who bring additional vehicles above the campsite limit of two vehicles per campsite. This fee is intended to be a deterrent to this customer practice to better help manage park carrying capacities. As a direct result of the type of fee being requested, we are unable to provide a reasonable forecast for future usage numbers for this fiscal impact statement. We cannot predict how many of our customers will continue to attempt to bring more vehicles than allowable by campsite occupancy.
- \$0.00 calculated for changes to campsite types and the maximum fees allowed by site type. The fee changes associated with changing IDPR's site types are intended to be used as maximums and to allow room in the new maximums to walk across the current rates charged to the new site types being created, and to eliminate the add on fees of central water, and flush toilets/showers. In addition, the requested change will have the positive effect of simplifying fee signage for customers, greatly reducing the complexity in managing the programming for the IDPR reservation system, making fee collection more efficient and effective at the park, and laying the ground work to manage based on park occupancy.
- \$0.00 calculated for the increase to the fee charged for camping cabins and yurts. Camping cabin and yurt fees vary based upon the type for example deluxe fully serviced cabin versus single room camper cabin, location and size. This request is to increase the maximum fee that could be charged rather than the actual fee charged as the Park and Recreation Board sets the actual fees charged within the IDAPA maximum rates established by the legislature based upon market, cost of services, premium pricing and additional amenities.

- \$0.00 is calculated for the establishment of a hike-in/bike-in campsite type. This is a new site type being created as a result of IDPR's strategic plan goal to create new customer types and offerings. During our negotiated rule making process we heard more comments on this proposal than on any fee change proposal in the past. All comments supplied were positive and in support of this offering. As a direct result of the type of fee being requested, we are unable to provide a reasonable forecast for future usage numbers for this fiscal impact statement. We cannot predict how many of our customers will use this type of campsite.
- \$0.00 is calculated for the increase to daily motor vehicle entrance fee (MVEF) cap from \$5 to \$7. The requested increase to the maximum rate allowed is in anticipation of possible changes to the fee charged for an Idaho State Parks Passport as established in Idaho Code.
- \$0.00 is calculated for the increase to vessel launching from \$5 to \$7. The vessel launching fee mimics the daily MVEF noted above. Again, the requested increase is in anticipation of possible changes to the fee charged for an Idaho State Parks Passport as established in Idaho Code.