

**IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION
DOCKET NO. 26-0000-2000F (FEE RULE)**

NOTICE OF OMNIBUS RULEMAKING - PROPOSED RULE

AUTHORITY: In compliance with Sections 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section(s) 67-4223, 67-7115, and 67-7116, Idaho Code.

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

*October 9, 2020 – 11:00 AM to 11:30 AM Mountain Standard Time
Dial-in Number 1-877-820-7831 Access Code: 145511#*

The hearing site(s) 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 the required finding and concise statement of the purpose of the proposed rulemaking:

This temporary and proposed rulemaking adopts and re-publishes the following existing and previously approved and codified chapters under IDAPA 26, rules of the Department of Parks and Recreation:

- IDAPA 26.01.10, Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and Recreation.
- IDAPA 26.01.20, Rules Governing the Administration of Park and Recreation Areas and Facilities.
- IDAPA 26.01.33, Rules Governing the Administration of the Land and Water Conservation Fund Program

FEE SUMMARY: This rulemaking does not impose a fee or charge, or increase a fee or charge, beyond what was previously submitted to and reviewed by the Idaho Legislature in the prior rules, with one exception. In anticipation of future changes to Idaho Code raising the fee for the Idaho State Parks Passport, IDPR seeks a corresponding raise on the fee cap in IDAPA 26.01.20 for the annual motor vehicle entrance fee. The fee or charge is being imposed pursuant to Section 67-4223, Idaho Code.

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: This rulemaking is not anticipated to have any fiscal impact on the state general fund because the FY2021 budget has already been set by the Legislature, and approved by the Governor, anticipating the existence of the rules and fees being reauthorized by this rulemaking.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not feasible because engaging in negotiated rulemaking for all previously existing rules will inhibit the agency from carrying out its ability to serve the citizens of Idaho and to protect their health, safety, and welfare.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, incorporated material may be obtained or electronically accessed as provided in the text of the proposed rules attached hereto.

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 the proposed rulemaking. All written comments must be directed to the undersigned and must be delivered within twenty-one (21) days after publication of this Notice in the Idaho Administrative Bulletin. Oral presentation of comments may be requested pursuant to Section 67-5222(2), Idaho Code, and must be delivered to the undersigned within fourteen (14) days of the date of publication of this Notice in the Idaho Administrative Bulletin.

DATED this 19th day of August, 2020.

Anna Borchers Canning, AICP
Management Services Administrator
Idaho Department of Parks and Recreation
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THE FOLLOWING IS THE PROPOSED AMENDED TEXT OF DOCKET NO. 26-0000-2000F
(ONLY THE SECTION WITH AMENDMENTS IS SHOWN)

247. Fee Schedule: Entrance.

Category	Fee
Annual MVEF	\$80 40/year/vehicle
Idaho State Parks Passport	\$10/year/vehicle
Idaho State Parks Passport Replacement	\$2/vehicle
