

IDAPA 26 – Parks and Recreation

26.01.20 - Rules Governing the Administration of Park and Recreation Areas and Facilities

DOCKET NO.

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 Section(s) 67-4210, 67-4223, and 67-4249, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be held as follows:

October 21, 2013 (Monday); 6 PM – 8 PM; 5657 Warm Springs Ave, Boise, Idaho
October 23, 2013 (Wednesday); 6 PM – 8 PM; 2885 Kathleen Ave, Suite 1, Coeur d'Alene, Idaho
October 24, 2013 (Thursday); 6 PM – 8 PM; 4279 Commerce Circle, Suite B, Idaho Falls, Idaho

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made no 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:

The Idaho Department of Parks and Recreation proposes changes to IDAPA 26, Title 1, Chapter 20, Section 258.05 which increase the established IDAPA fee caps for the Winter Access Program passes offered by Harriman and Ponderosa State Parks. Additionally, this rule change will add two new pass types to better meet the pass needs of the program's customers.

In order to allow time for user notification and system implementation, it is further requested that, if approved, these rule changes go into effect on Tuesday, July 1, 2014.

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

This rule change will increase the IDAPA fee caps for the Winter Access Program's existing passes as follows

- Daily Per Person Pass \$6 (currently \$4)
- Family Season Pass \$100 (currently 35)

Additionally, this rule change will establish two new Winter Access Program pass types and set IDAPA fee caps for them to be as follows

- Individual Season Pass \$50
- Couples Season Pass \$75

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:

Fiscal impact is based upon historical usage trends computed against new rates. Total projected positive fiscal impact is \$29,636.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted as the changes being requested were first submitted as Temporary Rules. Upon notification that the Temporary Rules were denied, the agency immediately scheduled public hearings.

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: Not Applicable

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Tammy L. Kolsky, 208-514-2427.

Anyone may submit written comments regarding the proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before Monday, October 28, 2013.

DATED this September 3, 2014

Tammy L. Kolsky
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