

## NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

### NOTICE OF EXEMPT RULEMAKING

#### TITLE 12. NATURAL RESOURCES

#### CHAPTER 8. ARIZONA STATE PARKS BOARD

##### PREAMBLE

- 1. Sections Affected** **Rulemaking Action**  
Exhibit A Amend
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**  
Authorizing statute: A.R.S. § 41-511.05(8)  
Implementing statute: A.R.S. § 41-511.05(8)
- 3. The effective date of the rules:**  
October 1, 2004
- 4. A list of all previous notices appearing in the Register addressing the exempt rule:**  
Notice of Exempt Rulemaking: 3 A.A.R. 46, January 3, 1997  
Notice of Exempt Rulemaking: 4 A.A.R. 35, January 2, 1998  
Notice of Exempt Rulemaking: 4 A.A.R. 749, March 20, 1998  
Notice of Exempt Rulemaking: 4 A.A.R. 4179, December 18, 1998  
Notice of Exempt Rulemaking: 5 A.A.R. 2173, July 9, 1999  
Notice of Exempt Rulemaking: 5 A.A.R. 3657, August 23, 2002  
Notice of Exempt Rulemaking: 9 A.A.R. 3828, August 29, 2003  
Notice of Exempt Rulemaking: 10 A.A.R. 569, February 20, 2004  
Notice of Exempt Rulemaking: 10 A.A.R. 1889, May 7, 2004  
Notice of Exempt Rulemaking: 10 A.A.R. 2602, June 25, 2004
- 5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**  
Name: Elizabeth Jacquez  
Address: 1300 W. Washington  
Phoenix, AZ 85007  
Telephone: (602) 542-2155  
Fax: (602) 542-6949  
E-mail: ejacquez@pr.state.az.us  
or  
Name: Rich Evans  
Address: 1300 W. Washington  
Phoenix, AZ 85007  
Telephone: (602) 542-7151  
Fax: (602) 542-4180  
E-mail: revans@pr.state.az.us
- 6. An explanation of the rule, including the agency's reasons for initiating the rule, including the statutory citation to the exemption from the regular rulemaking procedures:**  
R12-8-109, Fees and Permits set the fees for visitor use and commercial use at Arizona State Parks. Each year, the Arizona State Parks Board reviews its fee structure and approves adjustments for the ensuing calendar year. In its

Notices of Exempt Rulemaking

analysis, Arizona State Parks reviews fee structures of surrounding states; reviews operating and development costs of the State Park System; reviews the public demand for park services and subsequent impacts of visitor use on park resources. State Parks actively pursues public input into the fee structure through regional meetings throughout the State.

Since March 1, 2004, Arizona State Parks has taken additional public comment, and held staff reviews of the agency's Annual Pass program. Administrative and usage descriptions for the current pass program has been developed. These changes are less restrictive, and there is no change to the actual fee for either pass. The Board approved the changes as recommended.

7. **A reference to any study that the agency relied on its evaluation of or justification for the rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**  
Not applicable
8. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**  
Not applicable
9. **The summary of the economic, small business, and consumer impact:**  
Not applicable
10. **A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**  
See item #6.
11. **A summary of the principal comments and the agency response to them:**  
Some members of the public were concerned that the fees were too high, while others thought they were too low. The agency responded by explaining the need to charge fees that were commensurate with development costs and ongoing operating costs.
12. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**  
Not applicable
13. **Incorporations by reference and their location in the rules:**  
Not applicable
14. **Was this rule previously adopted as an emergency rule? If so, please indicate the Register citation:**  
No
15. **The full text of the rules follows:**

TITLE 12. NATURAL RESOURCES

CHAPTER 8. ARIZONA STATE PARKS BOARD

ARTICLE 1. GENERAL PROVISIONS

Section

Exhibit A. ~~June 1,~~ October 1, 2004 Regular Fee Schedule

ARTICLE 1. GENERAL PROVISIONS

*Arizona Administrative Register / Secretary of State*

**Notices of Exempt Rulemaking**

Exhibit A. **June 1, 2004 Regular Fee Schedule**

**ARIZONA STATE PARKS  
JUNE 1, 2004 REGULAR FEE SCHEDULE  
Effective 6/1/04**

**HISTORIC PARK AND TOUR FEES**

	AGE GROUPS			* GROUP DISCOUNTS		OTHER FEES	
	Ages 0-6	Ages 7-13	Ages 14 & up	Ages 7-13	Ages 14 & up		
Boyce-Thompson	(Separate Fee Schedule)					-Overnight Parking:	4.00
Fort Verde	free	1.00	3.00	0.80	2.40	*Arizona State Parks Premium Annual Pass:	100.00
Jerome	free	1.00	4.00	0.80	3.20	*Arizona State Parks Standard Annual Pass:	45.00
McFarland	free	1.00	3.00	0.80	2.40	-Commercial Retail Permit:	250.00
Riordan Mansion	free	2.50	6.00	2.00	4.80	-Commercial Rental Permit:	300.00
Tombstone	free	1.00	4.00	0.80	3.20	-2nd Commercial Permit:	100.00
Tubac Presidio	free	1.00	3.00	0.80	2.40	<b>-SPECIAL USE FEES:</b>	
Yuma Territorial Prison	free	2.00	4.00	1.60	3.20	-Non commercial:	25.00
Yuma Crossing	free	2.00	4.00	1.60	3.20	-Commercial:	25.00
						-Damage Deposit:	25.00
						-(commercial fees not to exceed \$10,000)	
						<b>-PROGRAM FEES (per person):</b>	
						-Students / Interp. Program:	1.00
						<b>-RESERVATIONS:</b>	
						-Kartchner Tours:	3.00
						-Group Day Use Reservation:	10.00-100.00
						-Group Camping Reservation:	25.00-100.00
						*Arizona State Parks Premium Annual Pass is accepted at all parks.	
						*Arizona State Parks Standard Annual Pass is accepted at all parks except: Lake Havasu, Cattail Cove, and Buckskin Mountain State Parks on Friday, Saturday, Sunday, or any recognized state holiday.	
						Additional fees for events and special programs may apply.	

\* All persons in a group, regardless of age, apply toward a group's number. A group is 15 persons or more.

*Arizona Administrative Register / Secretary of State*  
**Notices of Exempt Rulemaking**

**KARTCHNER CAVERNS**  
**Estimated Effective Date 09/06/03**

TOURS <i>Reservation Fee not included</i>	Ages 0-6	Ages 7-13	Ages 14 and up	DAILY ENTRANCE (Fee is waived for reserved tour ticket holders-)		
				Per vehicle 1-2 Adult Persons	Each additional adult per vehicle	Individual/bicycle
-Rotunda Tour	free	6.95	15.95			
-*Seasonal Rate Rotunda Tour	free	5.95	13.95			
-Big Room Tour	N/A	9.95	19.95	5.00	2.00	2.00
"Walk Up" Non-Reservation				CAMPING Hookup site ONLY:		
-Rotunda Tour	free	9.95	19.95		Nightly rate	22.00
-*Seasonal Rate Rotunda Tour	free	8.95	16.95		Seasonal/Conditional rate	110.00
-Big Room Tour	N/A	12.95	22.95			

\* July and August

**RECREATION AND CONSERVATION PARK FEES**

	DAILY ENTRANCE		NIGHTLY CAMPING				SEASONAL AND CONDITIONAL RATES*			
	Per Vehicle 1-4 Adult Persons <sup>2</sup>	Individual/ Bicycle	Campsite	Hook-Up Site	Cabana or Boat Site	Cabin or Yurt	Campsite Per-Week	Hook-Up- Site	Cabana- or-Boat- Site	Cabin or Yurt
Alamo	5.00	1.00	10.00-12.00	19.00-22.00		35.00-75.00	50.00-60.00	95-110.00		175.00-325.00
Buckskin Mountain	7.00	1.00		19.00-22.00	19.00-22.00			95-110.00	95-110.00	
Buckskin River Island	7.00	1.00	14.00-16.00				70.00-80.00			
Catalina	6.00	1.00	12.00-15.00	19.00-22.00			60.00-75.00	95-110.00		
Cattail Cove	8.00	1.00		19.00-22.00	14.00			95-110.00	70.00	
Dead Horse Ranch	5.00	1.00	12.00-15.00	19.00-22.00		35.00-75.00	60.00-75.00	95-110.00		175.00-325.00
Fool Hollow	6.00	1.00	12.00-15.00	19.00-22.00			60.00-75.00	95-110.00		
Homolevi Ruins	5.00	1.00	12.00-15.00	19.00-22.00			60.00-75.00	95-110.00		
Lake Havasu	8.00	1.00	14.00-16.00				70.00-80.00			
Leet Dutchman	6.00	1.00	12.00-15.00				60.00-75.00			
Lyman Lake	5.00	1.00	12.00-15.00	19.00-22.00		35.00-75.00	60.00-75.00	95-110.00		175.00-325.00
Oracle	6.00	1.00								
Patagonia Lake	7.00	1.00	12.00-15.00	19.00-22.00	12.00		60.00-75.00	95-110.00	60.00	
Picacho Peak	6.00	1.00	12.00-15.00	19.00-22.00			60.00-75.00	95-110.00		
Red Rock	6.00	1.00	(Camping fees for educational groups only: \$12.00/group of 1-6 persons)							
Roper Lake	6.00	1.00	12.00-15.00	19.00-22.00		35.00-75.00	60.00-75.00	95-110.00		175.00-325.00
Slide Rock	8.00	1.00								
Tonto Natural Bridge	6.00	1.00				35.00-75.00				175.00-325.00

<sup>2</sup> Adult person is defined as an individual 14 years of age or older.

\* Seasonal and conditional rates scheduled times vary by park. Contact individual park directly.

**Arizona Administrative Register / Secretary of State**  
**Notices of Exempt Rulemaking**

**Exhibit A. October 1, 2004 Regular Fee Schedule**

**ARIZONA STATE PARKS FEE SCHEDULE**  
**EFFECTIVE 10-01-2004**

- 1: Adult is defined as an individual 14 years of age and older.  
 2: Camping fees reflect a "Range" dependent upon specific site location and seasonality. Call individual Park facility for current information.  
 3: Seasonal and Conditional Rate: 7 days for the cost of 5 days. Scheduled times vary by Park. Contact individual Park directly. Rate shown for Homolovi is valid year-round.  
 4: Over-Sized Parking is an additional fee for those vehicles or vehicle/trailer units that exceed 55' in total length.  
 5: Additional Program Fees may apply. see "OTHER FEES."

*These fees are charged on a "per vehicle" basis that includes up to 4 Adults per vehicle. Additional fees for vehicles containing more than 4 Adults will be assessed.*

PARK NAME	DAILY ENTRANCE			NIGHTLY CAMPING <sup>2</sup>					SEASONAL/CONDITIONAL CAMPING RATES <sup>3</sup>				
	Per Vehicle 1-4 Adults	Individual/ Bicycle	Over-Size Parking <sup>4</sup>	Non-Electric Campsite	Electric Site	Cabana or Boat Site	Cabin	Yurt	Non-Electric Campsite	Electric Site	Cabana or Boat Site	Cabin	Yurt
ALAMO	5.00	2.00		10-12.00	19-25.00		50.00 - 75.00		50-60.00	95-125.00		250-375.00	
BOYCE THOMPSON	(Separate Fee Schedule)												
BUCKSKIN MOUNTAIN	8.00	2.00			19-25.00	19-25.00			95-125.00	95-110.00			
BUCKSKIN RIVER ISLAND	8.00	2.00		14-16.00	19-25.00				70-80.00	95-125.00			
CATALINA	6.00	2.00		12-15.00	19-22.00				60-75.00	95-125.00			
Memorial Day - Labor Day	3.00	2.00		10.00	15.00				60.00	75.00			
CATTAIL COVE	9.00	2.00	15.00		19-25.00	10-16.00			95-125.00	50 - 70.00			
DEAD HORSE RANCH	6.00	2.00		12-15.00	19-25.00		50.00 - 75.00		60-75.00	95-125.00		250-375.00	
FOOL HOLLOW	6.00	2.00		12-15.00	19-25.00				60-75.00	95-125.00			
Oct.16 - April 14	3.00	2.00											
HOMOLOVI RUINS	5.00	1.00		10-12.00	14-20.00				50-60.00	70-100.00			
LAKE HAVASU	9.00	2.00	15.00	14-16.00	19-25.00				70-80.00	95-125.00			
LOST DUTCHMAN	5.00	2.00		12-15.00	19-25.00				60-75.00	95-125.00			
Memorial Day - Labor Day	3.00	2.00											
LYMAN LAKE	5.00	2.00		12-15.00	19-22.00		50.00 - 75.00	35.00 - 50.00	60-75.00	95-110.00		250-375.00	175-250.00
ORACLE <sup>5</sup>	6.00	2.00											
Memorial Day - Labor Day	5.00	2.00											
PATAGONIA LAKE	7.00	2.00		12-15.00	19-25.00	15-20.00			60-75.00	95-110.00	75-100.00		
Holidays & weekends	8.00	2.00											
Memorial Day - Labor Day													
PICACHO PEAK <sup>5</sup>	6.00	2.00		12-15.00	19-22.00				60-75.00	95-110.00			
Memorial Day - Labor Day	3.00	2.00		10.00	15.00				50.00	75.00			
RED ROCK <sup>5</sup>	6.00	2.00		(educational groups only: \$12.00 /group of 1-6 persons)									
ROPER LAKE	5.00	2.00		12-15.00	19-25.00		35.00 - 50.00		60-75.00	95-110.00		175-250.00	
Memorial Day - Labor Day	3.00	2.00		10.00	15.00		35.00 - 50.00		50.00	75.00		175-250.00	
SLIDE ROCK <sup>5</sup>	8.00	2.00											
Friday before Memorial Day through the Tuesday after Labor Day	10.00	2.00											

*Children ages 0-13, when accompanied by a paying adult age 18 years or older, will be admitted free as long as the child is not part of an organized group. Group discounts are available where listed. A group is 15 persons or more with prearranged arrival. All persons in a group, regardless of age, apply toward a group's number.*

PARK NAME	DAILY ENTRANCE FEES		GROUP FEES Ages 14 & up
	Ages 0-13	Ages 14 & up	
FORT VERDE <sup>5</sup>	free	2.00	1.60
JEROME <sup>5</sup>	free	3.00	2.40
MCFARLAND <sup>5</sup>	free	2.00	1.60
TOMBSTONE <sup>5</sup>	free	4.00	3.20
Memorial Day - Labor Day	free	3.00	
TONTON NATURAL BRIDGE	free	3.00	2.40
TUBAC PRESIDIO <sup>5</sup>	free	3.00	2.40
Memorial Day - Labor Day	free	2.00	
YUMA CROSSING <sup>5</sup>	free	3.00	2.40
YUMA TERRITORIAL PRISON <sup>5</sup>	free	4.00	3.20

**Arizona Administrative Register / Secretary of State**  
**Notices of Exempt Rulemaking**

Group discounts are available where listed. A group is 15 persons or more with prearranged arrival. All persons in a group, regardless of age, apply toward a group's number.

PARK NAME	DAILY ENTRANCE FEES			GROUP FEES	
	Ages 0-6	Ages 7-13	Ages 14 & up	Ages 7-13	Ages 14 & up
RIORDAN MANSION <sup>5</sup>	free	2.50	6.00	2.00	4.80

KARTCHNER CAVERNS						
TOURS	Ages	Ages	Ages	DAILY ENTRANCE		
<b>Reservation Fee not included</b>	0 - 6	7 - 13	14 & Up	(Fee is waived for reserved tour ticket holders)		
Rotunda Tour	free	6.95	15.95	Per Vehicle	Each Additional	Individual /
*Seasonal Rate Rotunda Tour	free	5.95	13.95	1-2 Adults	Adult / Vehicle	Bicycle
*August & September				5.00	2.00	2.00
Big Room Tour	N/A	9.95	19.95	<b>CAMPING Hook-Up Site ONLY</b>		
<b>"WALK-UP" Non-Reservation</b>	0 - 6	7 - 13	14 & Up	Nightly Rate		22.00
Rotunda Tour	free	9.95	18.95	Seasonal/Conditional Rate		110.00
*Seasonal Rate Rotunda Tour	free	8.95	16.95			
*August & September						
Big Room Tour	N/A	12.95	22.95			

**OTHER FEES**

Over-night Parking	\$4.00	Over-night Parking is described as: "A legally parked, unattended and unoccupied vehicle, not in a designated campsite, remaining on the park throughout the night." The over-night parking fee is to be charged in addition to the regular Entrance Fee.
--------------------	--------	---

**PASSES**

Arizona State Parks <b>Premium</b> Annual Entrance Pass	\$100.00	"Valid at all State Parks for day-use activities only. Additional Program and Special Event Fees may apply."
Arizona State Parks <b>Standard</b> Annual Entrance Pass	\$45.00	"Valid at all Arizona State Parks facilities for day-use activities only, except at Buckskin Mountain/River Island, Cattail Cove and Lake Havasu State Parks on Fridays, Saturdays, Sundays, and recognized State Holidays. Additional Program and Special Event Fees may apply."

**PERMITS**

		CONDITIONS OF USE
Commercial Retail Permit:	\$300.00	<ul style="list-style-type: none"> <li>Pass is valid only for customers entering the park in the commercial vehicle.</li> <li>Individual pass must be presented each time the commercial vehicle enters the park with passengers.</li> </ul>
Commercial Rental Permit:	\$350.00	<ul style="list-style-type: none"> <li>Pass does not permit any private vehicle to enter the park.</li> <li>Pass is valid through the calendar year in which it was purchased.</li> <li>Pass must be used in conjunction with commercial business pass.</li> <li>One voucher permits up to 4 adults in the same commercial vehicle.</li> <li>Violation of Conditions of Use may result in revocation of all commercial privileges.</li> <li>All Commercial Vehicle Access Permits expire December 31 of the year for which they were issued.</li> </ul>
2nd Commercial Permit:	\$125.00	<ul style="list-style-type: none"> <li>Permittee clientele will be responsible for all applicable daily entrance fees when entering the park in a separate vehicle from the permittee. However, a discounted Clientele Voucher is available for all permittee clientele who enter the park in the permittee's vehicle and do not occupy a parking space.</li> </ul>
Clientele Voucher:	\$5.00	Vouchers are sold only to Permit holders. Vouchers can only be used at the time of entry, and are non-transferable.

**PROGRAM FEES** (per person and/or vehicle)

Students / Interpretive Program:	\$1.00
Event Fees:	\$1.00 - \$5.00
Instructional:	Variable

**SPECIAL USE FEES**

Non-Commercial:	\$25.00 (minimum)
Commercial:	\$25.00 (minimum)
Damage Deposit:	\$25.00 (minimum)

**RESERVATIONS**

Kartchner Tours:	\$3.00
Group Day-Use Reservation:	\$25.00 (minimum)
Group Camping Reservation:	\$25.00 (minimum)