

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:**
April 13, 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
- 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 ensuring calendar year. In its 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

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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. Additional discussions with the Arizona State Parks Board Chairman have been held and approval to implement these changes has been obtained.

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. ~~March 1, 2004~~ April 13, 2004 Regular Fee Schedule

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ARTICLE 1. GENERAL PROVISIONS

Exhibit A. ~~March 1, 2004~~ April 13, 2004 Regular Fee Schedule

**ARIZONA STATE PARKS
~~MARCH 1, 2004~~ APRIL 13, 2004 REGULAR FEE SCHEDULE
 Effective ~~3/1/04~~ 4/13/04**

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	*Colorado River State Park Pass:	400.00
McFarland	free	1.00	3.00	0.80	2.40	Arizona State Parks Deluxe Annual Pass	45.00
Riordan Mansion	free	2.50	6.00	2.00	4.80	*Annual Pass:	45.00
Tombstone	free	1.00	4.00	0.80	3.20	Commercial Retail Permit:	250.00
Tubac Presidio	free	1.00	3.00	0.80	2.40	Commercial Rental Permit:	300.00
Yuma Territorial Prison	free	2.00	4.00	1.60	3.20	2nd Commercial Permit:	100.00
Yuma Crossing	free	2.00	4.00	1.60	3.20	SPECIAL USE FEES:	
						Non-commercial:	25.00
						Commercial:	25.00
						Damage Deposit:	25.00
						(commercial fees not to exceed \$10,000)	
						PROGRAM FEES (per person):	
						Students / Interp. Program:	1.00
						RESERVATIONS:	
						Kartchner Tours:	3.00
						Group Day-Use Reservation:	10.00-100.00
						Group Camping Reservation:	25.00-100.00
						*Colorado River State Park Pass valid at Lake Havasu, Cattail Cove, Buckskin Mountain State Parks only.	
						*Annual Pass valid at all parks except Lake Havasu, Cattail Cove, Buckskin Mountain State Parks.	
						*Arizona State Parks Premium Annual Pass is accepted at all parks.	
						*Arizona State Parks Deluxe Pass is valid at all parks except: Lake Havasu, Cattail Cove, Buckskin Mountain, State Parks on Friday, Saturday, Sunday or State Holidays.	
						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.

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KARTCHNER CAVERNS

Estimated Effective Date ~~08-04-03~~ 08/06/03

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 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	0 - 6	7 - 13	14 and up	CAMPING Hookup site ONLY		
Rotunda Tour	free	9.95	18.95	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*	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		
Homolovi 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			
Lost 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

* 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