

**PROPOSED REGULATION OF THE ADMINISTRATOR OF THE
DIVISION OF STATE PARKS OF THE
STATE DEPARTMENT OF CONSERVATION AND NATURAL
RESOURCES**

LCB File No. R086-17

October 4, 2017

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-12, NRS 407.0475 and 407.065, as amended by section 1 of Assembly Bill No. 385, chapter 17, Statutes of Nevada 2017, at page 98, and section 2 of Assembly Bill No. 449, chapter 282, Statutes of Nevada 2017, at page 1510.

A REGULATION relating to recreation; revising provisions governing the issuance of and the payment of fees for a permit to enter and use the facilities of a state park or recreational area; revising certain authorized activities and periods of use for certain state parks and recreational areas; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Under existing law, the Administrator of the Division of State Parks of the State Department of Conservation and Natural Resources is required to adopt regulations he or she finds are necessary to carry out the provisions of chapter 407 of NRS governing state parks and recreational areas in this State and the issuance of permits for the use of those state parks and recreational areas. (NRS 407.0475) Existing law also: (1) requires the Administrator to issue an annual permit to a person who pays a reasonable fee which authorizes the holder of the annual permit to enter each state park and recreational area and use the facilities of each state park and recreational facility without paying the entrance fee; and (2) authorizes the Administrator to issue an annual permit to a person who pays a reasonable fee which authorizes the holder of the annual permit to enter a specific state park or recreational area and use the facilities of the state park or recreational area without paying the entrance fee. The issuance of such an annual permit does not authorize the holder of the annual permit to engage in camping or boating or to attend any special event in the state park or recreational area. In addition, existing law requires the Administrator, with the approval of the Director of the Department, to impose and collect reasonable fees for entering, camping and boating in state parks and recreational areas, except that the Administrator is required, upon the payment of an administrative fee, to issue an annual permit to: (1) a person who is 65 years of age or older and has resided in this State for at least 5 years immediately preceding the date upon which the person applies for the permit; and (2) a bona fide resident of this State who has incurred a certain permanent service-connected disability

and has been honorably discharged from the Armed Forces of the United States. (NRS 407.065, as amended by section 2 of Assembly Bill No. 449, chapter 282, Statutes of Nevada 2017, at page 1510)

Pursuant to the provisions of existing law, the Division has adopted regulations governing the issuance of permits, payment of fees, management and restrictions on the use of state parks and recreational areas. (Chapter 407 of NAC) **Sections 1 and 5** of this regulation require issuance of an all access permit to any state park or recreational area upon the payment of a fee for the all access permit. Such a permit authorizes the holder of the permit to enter all state parks and recreational areas and use the facilities of the parks and recreational areas without paying the entrance, camping or boating fees for the parks or recreational areas. **Section 2** of this regulation amends the term “group use” by increasing the number of persons in the group from two persons to six persons. **Section 3** of this regulation revises the applicability of certain provisions governing lands that are administered by the Division of State Parks of the State Department of Conservation and Natural Resources. **Sections 4 and 7** of this regulation impose new fees and extensively revise the existing fees that a person must pay for the use of a state park or recreational area, including, without limitation, the payment of fees for: (1) an all access permit; (2) an annual permit; (3) entering, camping or boating in a state park or recreational area; (3) day use of a state park or recreational area by a group; (5) group camping in a state park or recreational area; and (6) certain other miscellaneous fees. **Section 4** also prohibits the Division from charging an entrance fee to a state park or recreational area for a reporter or other person who is employed in any news media. **Section 6** of this regulation specifies that an annual permit, which authorizes a person to enter and use the facilities of a specific state park or recreational facility, does not authorize the holder of the annual permit to engage in camping or boating, attend special events or use a hook-up in any state park or recreational area for which the annual permit is issued. **Section 8** of this regulation deletes the requirement that a person must obtain a permit to operate an off-highway vehicle in a state park or recreational area. **Section 9** of this regulation deletes certain provisions which prohibit a person from engaging in activities which conflict with cross-country skiing in the Spooner Management Area. **Section 10** of this regulation revises the period during which a person is prohibited from entering the wetland area within the Washoe Lake State Park. **Section 12** of this regulation repeals provisions relating to annual boating permits, annual regional permits, annual regional boating permits and passport permits. **Section 11** of this regulation provides for the continuing validity of those permits if the holder of the permit otherwise remains eligible to hold the permit.

Section 1. Chapter 407 of NAC is hereby amended by adding thereto a new section to read as follows:

“All access permit” means a permit that, for 12 months, authorizes the holder to enter all parks and use the facilities of the parks without paying the entrance, camping or boating fees imposed pursuant to NAC 407.055.

Sec. 2. NAC 407.008 is hereby amended to read as follows:

407.008 “Group use” means the reserved use of designated facilities or areas by ~~two~~ six or more people.

Sec. 3. NAC 407.010 is hereby amended to read as follows:

407.010 1. The provisions of NAC 407.050 to 407.150, inclusive, apply to all lands ~~owned by or~~ administered by the Division.

2. The prohibitions and restrictions of this chapter do not apply to employees of the Division while carrying out the duties of their employment.

Sec. 4. NAC 407.050 is hereby amended to read as follows:

407.050 1. The Division will issue a permit for senior citizens to a person who is a resident of Nevada and applies for such a permit if the person:

- (a) Is 65 years of age or older;
- (b) Has continuously resided in this State for the 5 years immediately preceding the date on which the person submits the application;
- (c) Pays a \$30 administrative fee to the Division;
- (d) Provides proof of age and residence in Nevada to the Division; and
- (e) Possesses a Nevada driver’s license or an identification card issued by the Department of Motor Vehicles.

↪ A permit for senior citizens authorizes the holder to enter, camp in and boat in all parks for 12 months after the date the permit is issued. The permit does not authorize the use of hook-ups without payment of the fee set forth in this section.

2. The Division will issue a permit for disabled veterans to a person who is a resident of Nevada and applies for such a permit if the person:

- (a) Provides proof to the Division of:

- (1) A permanent service-connected disability of 10 percent or more;
- (2) The status required by NRS 407.065;
- (3) An honorable discharge from the Armed Forces of the United States; and
- (4) Residence in Nevada; and

(b) Pays a \$30 administrative fee to the Division.

↪ A permit for disabled veterans authorizes the holder to enter, camp in and boat in all parks for 12 months after the date the permit is issued. The permit does not authorize the use of hook-ups without payment of the fee set forth in this section.

3. The Division may issue a permit that authorizes the landing of not more than two nonemergency aircraft in designated areas of a park. If the Division issues such a permit, the Division will charge a fee of \$200 per event per day for the permit.

4. The Division will charge and collect the following fees:

(a) For the use of a facility for the dumping of sewage by a person not camping in the park The entrance fee for the park . ~~for \$6 per vehicle, whichever is greater.~~

(b) For the use of the showers by a person not camping in the park..... The entrance fee for the park ~~+~~, *not including any additional charges at coin-operated showers.*

(c) For making a camping reservation for individual campsites or cabins or related activities in a park designated by the Administrator as being available for camping reservations Not more than ~~10~~ \$25 per reservation for a campsite or cabin, day use or other related activities.

(d) For the reservation of stage areas The fee established by agreement or a special use permit, or both.

(e) ~~For a passport permit..... \$100.~~

~~(f)~~ To replace an *all access permit, an annual permit, a ~~passport permit, a~~ permit for senior citizens or a permit for disabled veterans \$10.*

~~(g) For a permit to operate an off-highway vehicle in a designated area of a park..... \$2 per off-highway vehicle.~~

~~(h)~~ (f) For the use of a campsite at which a hook-up is available \$10 per vehicle.

~~(i) For a resident of Nevada with proof of residency..... A discount of \$2 per vehicle.~~

5. For commercial bus tours, the Division will charge and collect the established entrance fee or \$2 per person, whichever is greater, or the fee established by a special use permit. A special use permit may provide for monthly billings.

6. For each day or partial day that a person engages in commercial photography in a park, the Division will charge and collect the following fee according to the total number of vehicles or the total number of persons, whichever results in a higher fee:

Number of Vehicles or Persons	Fee Per Day
Class A: 1 to 3 vehicles or 2 to 15 persons	\$50
Class B: 4 to 7 vehicles or 16 to 30 persons	200
Class C: 8 to 11 vehicles or 31 to 50 persons	350
Class D: 12 to 15 vehicles or 51 to 75 persons	500
Class E: 16 to 20 vehicles or 76 to 100 persons.....	800
Class F: 21 to 50 vehicles or 101 to 400 persons.....	2,100
Class G: More than 50 vehicles or more than 400 persons.....	3,500

7. A person may request an annual class A commercial photography permit. Upon approval of such a request, the Division will charge and collect from the person a fee of \$500. An annual class A commercial photography permit will be recognized at all parks for 12 months after the date of issuance. A person to whom is issued an annual class A commercial photography permit shall:

(a) Pay the entrance fee required pursuant to NAC 407.055 each time he or she enters a park to engage in commercial photography;

(b) Maintain adequate insurance coverage for the entire period he or she holds such a permit and provide proof to the Division of such coverage; and

(c) Contact in advance the office of the park that he or she intends to use to confirm the availability of the areas where the person intends to engage in commercial photography.

8. A park supervisor or regional manager in charge of a region in which a park is located may determine the area of the park that can be used under a commercial photography permit.

9. A person who has obtained a commercial photography permit may request that the Division reserve an area within the park for use on a specific day in accordance with the terms of the permit. Upon approval of such a request, the Division will charge and collect from the person a reservation fee of \$100. The reservation fee is in addition to any fee charged and collected pursuant to subsection 6 or 7.

10. The Division will not charge ~~for~~ :

(a) A fee, other than the entrance fee for the park, pursuant to this section for photography engaged in for noncommercial, educational purposes, to promote the park . ~~for to report news~~

(b) *An entrance fee for the park for a reporter or other person who is employed* in any ~~form of~~ news media, including, without limitation, newspapers and television.

11. If a user of a park does not deposit the required fee in the available self-service devices, the Division:

(a) Will charge the user a fee of \$10 for collection service, in addition to other fees; and

(b) May file criminal charges against the user for theft as defined in NRS 205.0832.

12. For each special use permit or commercial use permit, the Division will charge a processing fee of \$25 in addition to any other fee charged for the permit.

13. The Division will reduce by \$1 any entrance fee established pursuant to this chapter charged to a person who holds a disability placard and presents it upon entrance to a park.

Sec. 5. NAC 407.052 is hereby amended to read as follows:

407.052 1. A person who applies for ~~{a multipurpose annual}~~ **an all access** permit ~~{for the use of:~~

~~—(a) Lahontan State Recreation Area}~~ will be issued such a permit upon payment of a fee of \$200 ~~{.~~

~~(b) South Fork State Recreation Area, Rye Patch State Recreation Area and Wild Horse State Recreation Area will be issued such a permit upon payment of a fee of \$150.}~~ **pursuant to NAC 407.055.**

2. ~~{A person who applies for a multipurpose annual boating permit for the use of:~~

~~—(a) Lake Tahoe Nevada State Park will be issued such a permit upon payment of a fee of \$200.~~

~~—(b) Washoe Lake State Park will be issued such a permit upon payment of a fee of \$100.~~

~~—(c) Big Bend of the Colorado State Recreation Area will be issued such a permit upon payment of a fee of \$125.~~

~~—3.—A}~~ **An all access** permit issued pursuant to subsection 1 authorizes the holder of the permit to enter, camp in and boat in ~~{the park or}~~ **all** parks ~~{for which it is issued}~~ without paying the entrance, camping and boating fees imposed by NAC 407.055.

~~{4.—A permit issued pursuant to subsection 2 authorizes the holder of the permit to enter and boat in the park or parks for which it is issued without paying the entrance and boating fees~~

~~imposed by NAC 407.055.~~ *An all access permit does not authorize the holder of the permit to use a hook-up.*

Sec. 6. NAC 407.054 is hereby amended to read as follows:

407.054 1. ~~{A passport}~~ *An annual* permit does not authorize the holder to ~~{engage}~~ :

(a) Engage in camping or boating ~~{, or to attend}~~ ;

(b) Attend special events ~~{}~~ ; *or*

(c) Use a hook-up.

2. The holder of ~~{a passport}~~ *an annual* permit who wishes to engage in camping or boating, ~~{or}~~ to attend special events ~~{}~~ *or use a hook-up* must pay the fee established for the respective activity.

Sec. 7. NAC 407.055 is hereby amended to read as follows:

407.055 1. Except as otherwise provided in NAC 407.050 , ~~{and 407.052,}~~ or unless waived, the Division will charge and collect the following fees for the use of parks:

Park	<i>All Access Permit Fee</i>	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	<i>Day Use Group Entrance Fee Per Day</i>	{Entrance and} Group Camping Reservation Fee Per Day	Miscellaneous Fees
Beaver Dam	<i>\$200</i>	{\$65} <i>\$75</i>	{\$7} <i>\$5</i>	{\$7} <i>\$10</i>	N/A	{\$15} <i>\$25</i> plus the entrance fee per vehicle	{\$15} <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>
Berlin-Ichthyosaur	<i>\$200</i>	{\$65} <i>\$75</i>	{\$7} <i>\$5</i>	\$10	N/A	{\$15} <i>\$25</i> plus the entrance fee per vehicle	{\$15} <i>\$25</i> plus the entrance and camping fees per vehicle	{Cabin rental: \$25 per night plus the entrance and camping fees per vehicle} <i>Scheduled tour: \$3 adults \$2 children 6-12}</i> <i>Guided Tours: \$5 per person Children 12 and under free</i>

Park	<i>All Access Permit Fee</i>	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	<i>Day Use Group Entrance Fee Per Day</i>	Entrance and Group Camping Reservation Fee Per Day	Miscellaneous Fees
Big Bend of the Colorado	<i>\$200</i>	65 \$75	9 \$10	11 \$10 plus \$10 per vehicle at campsites with utility hook-ups	6 \$10	N/A	N/A	<i>N/A</i>
Cathedral Gorge	<i>\$200</i>	65 \$75	7 \$5	\$10	N/A	15 \$25 plus the entrance fee per vehicle	15 \$25 plus the entrance and camping fees per vehicle	<i>N/A</i>
Cave Lake	<i>\$200</i>	65 \$75	7 \$5	\$10	2 \$5	15 \$25 plus the entrance fee per vehicle	15 \$25 plus the entrance and camping fees per vehicle	For use of the circular domed tent or yurt: \$20 per night plus the entrance and camping fees per vehicle <i>N/A</i>
Dayton	<i>\$200</i>	65 \$75	7 \$5	\$10	N/A	50 for 1 to 25 persons \$75 for 6 6 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons \$200 for 151 to 300 or more persons The entrance fee is reduced by the amount of any reservation fee paid by the group plus the entrance fee per vehicle	N/A	<i>N/A</i>
Echo Canyon	<i>\$200</i>	65 \$75	7 \$5	\$10	3 \$5	15 \$25 plus the entrance fee per vehicle	15 \$25 plus the entrance and camping fees per vehicle	<i>N/A</i>
Elgin School House	<i>N/A</i>	N/A	N/A	N/A	N/A	N/A	N/A	Museum admission: 1 \$3 adults children 12 and under free
Fort Churchill	<i>\$200</i>	65 \$75	7 \$5	\$10	N/A	\$25 plus the entrance fee per vehicle	\$25 plus the entrance and camping fees per vehicle	<i>N/A</i>

Park	<i>All Access Permit Fee</i>	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	<i>Day Use Group Entrance Fee Per Day</i>	Entrance and Group Camping Reservation Fee <i>Per Day</i>	Miscellaneous Fees
Fort Churchill-Buckland Station	<i>N/A</i>	N/A	N/A	N/A	N/A	N/A	N/A	Museum admission: 1 \$3 adults children 12 and under free
Fort Churchill-Carson River Ranches	<i>\$0</i>	\$0	7 <i>\$5</i>	7 <i>\$10</i>	N/A	15 <i>\$25</i> plus the entrance fee per vehicle	15 <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>
Kershaw-Ryan	<i>\$200</i>	65 <i>\$75</i>	7 <i>\$5</i>	\$10	N/A	15 <i>\$25</i> plus the entrance fee per vehicle	N/A	<i>N/A</i>
Lahontan	<i>\$200</i>	65 <i>\$75</i>	7 <i>\$5</i>	8 <i>\$10</i>	7 <i>\$10</i>	15 <i>\$25</i> plus the entrance fee per vehicle	15 <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>
Lake Tahoe: Cave Rock	<i>\$200</i>	85 for an annual permit or \$200 for an annual boating permit <i>\$75</i>	\$10 from April 15 through October 15 <i>\$7 from October 16 through April 14</i> or \$2 for 15 min. photo stop 5 for launch and leave	N/A	7 <i>\$10</i>	N/A	N/A	<i>N/A</i>
Sand Harbor	<i>\$200</i>	85 for an annual permit or \$200 for an annual boating permit <i>\$75</i>	12 from April 15 through October 15 <i>\$7 from October 16 through April 14</i> 5 for launch and leave <i>\$10</i>	N/A	8 from April 15 through October 15 <i>\$7 from October 16 through April 14</i> <i>\$10</i>	\$400 plus the entrance fee per vehicle	N/A	<i>N/A</i>

Park	All Access Permit Fee	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Day Use Group Entrance Fee Per Day	Group Entrance and Camping Reservation Fee Per Day	Miscellaneous Fees
Spooner Lake	\$200	85 for an annual permit or \$200 for an annual boating permit \$75	\$10 from April 15 through October 15 \$7 from October 16 through April 14 plus \$2 per bike for vehicles with more than 4 bikes No entrance fee charged if the concession for cross-country skiing is in operation	N/A	N/A	N/A	N/A \$75 for 1 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons	Cabin rental: \$65 per night plus the entrance fee per vehicle No cabin rental fee charged if the concession for the cabins is in operation N/A
Van Sickle	\$200	\$75	\$10 plus \$2 per bike for vehicles with more than 4 bikes	N/A	N/A	N/A	N/A	N/A
Mormon Station	N/A	N/A	N/A	N/A	N/A	100 for 1 to 25 persons \$150 for 26 6 to 50 persons \$200 for 51 to 100 persons \$250 for 101 to 150 persons \$300 for 151 to 300 or more persons plus the entrance fee per vehicle	N/A	Museum admission: 11 \$3 adults children 12 and under free
Old Las Vegas Mormon Fort	N/A	N/A	N/A	N/A	N/A	\$100 for 12 6 to 100 persons 150 \$200 for 101 to 200 or more persons 200 for 201 to 250 persons plus the entrance fee per vehicle	N/A	Museum admission: 11 \$3 adults children 12 and under free
Rye Patch	\$200	65 for an annual permit or \$100 for an annual boating permit \$75	71 \$5	71 \$10	31 \$5	201 \$25 plus the entrance fee per vehicle	201 \$25 plus the entrance and camping fees per vehicle	N/A

Park	<i>All Access Permit Fee</i>	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	<i>Day Use Group Entrance Fee Per Day</i>	Entrance and Group Camping Reservation Fee Per Day	Miscellaneous Fees
South Fork	<i>\$200</i>	65 for an annual permit or 100 for an annual boating permit <i>\$75</i>	71 <i>\$5</i>	71 <i>\$10</i>	31 <i>\$5</i>	15 <i>\$25</i> plus the entrance fee per vehicle	20 <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>
Spring Mountain Ranch	<i>\$200</i>	65 <i>\$75</i>	91 <i>\$10</i>	N/A	N/A	100 for 2 to 100 persons <i>\$200</i> for 101 to 200 persons plus the entrance fee per vehicle	N/A	<i>N/A</i>
Spring Valley	<i>\$200</i>	65 <i>\$75</i>	71 <i>\$5</i>	\$10	31 <i>\$5</i>	20 <i>\$25</i> plus the entrance fee per vehicle	20 <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>
<i>Tule Springs</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>Museum admission: \$3 adults children 12 and under free</i>
Valley of Fire	<i>\$200</i>	\$75	\$10	\$10 plus \$10 per vehicle at campsites with utility hook-ups	N/A	\$25 plus the entrance fee per vehicle	\$25 plus the entrance and camping fees per vehicle	<i>N/A</i>
<i>Walker River</i>	<i>\$200</i>	<i>\$75</i>	<i>\$5</i>	<i>\$10 plus \$10 per vehicle at campsites with utility hook-ups</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>	<i>N/A</i>
Ward Charcoal Ovens	<i>\$200</i>	65 <i>\$75</i>	71 <i>\$5</i>	71 <i>\$10</i>	N/A	N/A	20 <i>\$25</i> plus the entrance and camping fees per vehicle	<i>N/A</i>

Park	<i>All Access Permit Fee</i>	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	<i>Day Use Group Fee Per Day</i>	Group Entrance and Camping <i>Reservation Fee Per Day</i>	Miscellaneous Fees
Washoe Lake	\$200	65 \$75	7 \$5	\$10	2 \$5	Equestrian Group Use \$50 plus the entrance fee per vehicle Main Group Use \$50 for 1 to 25 persons \$75 for 26 6 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons \$200 for 151 to 250 or more persons Plus the entrance fee per vehicle \$50 to rent arena	Equestrian Group Use Camping \$50 plus the entrance and camping fees per vehicle \$50 for use of arena Main Group Use \$50 for 1 to 25 persons \$75 for 26 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons \$200 for 151 to 250 persons Plus the entrance and camping fees per vehicle	\$50 for use of Arena
Wild Horse	\$200	65 for an annual permit or 100 for an annual boating permit \$75	7 \$5	7 \$10	3 \$5	N/A	\$25 plus the entrance and camping fees per vehicle	Cabin rental: \$30 per night plus the entrance and camping fees per vehicle N/A
<i>Cabins or Yurts</i>	N/A	N/A	N/A	N/A	N/A	N/A	N/A	Rental not to exceed \$150 per night plus the entrance fee per vehicle

2. A person who pays an entrance fee pursuant to subsection 1 is not authorized to use the facilities of the park from 10 p.m. until 6 a.m. unless the person also pays the camping fee for the park.

3. ~~Except as otherwise provided in this subsection, the~~ **The** Division will charge and collect from each person who rides a bicycle or horse, walks or enters by *a nonmotorized* vessel into a park an entrance fee of ~~\$1. The Division will charge and collect from each person who rides a bicycle into Spooner Management Area an entrance fee of~~ \$2.

4. The Division will not charge a fee for any vehicle that is towed into a park.

5. The Division will charge, in addition to any other fee imposed pursuant to this chapter, a fee of ~~[\$2]~~ \$5 for each watercraft in excess of two that is launched from a boat ramp ~~+~~ *or set adrift from shore.*

6. If a person purchases an annual permit to a park for a vehicle, the person may purchase at the same time a second annual permit to the same park at a discounted price equal to one-half of the price of the annual permit. The annual permit purchased at a discounted price must be for a vehicle registered to the same owner at the same residence as the owner of the vehicle for which the permit was purchased at regular price.

Sec. 8. NAC 407.122 is hereby amended to read as follows:

407.122 1. If the Administrator deems the use of off-highway vehicles to be appropriate in a park, the Administrator may grant final approval to designate areas in the park for the use of off-highway vehicles.

2. A person may drive or operate an off-highway vehicle in a park if:

(a) The person ~~obtains a permit to operate an off-highway vehicle in the park;~~

~~—(b) The person~~ is 14 years of age or older;

~~+(e)~~ (b) The person and any passengers in the off-highway vehicle each wear a helmet that meets or exceeds the standards regarding impact and retention set forth in 49 C.F.R. § 571.218; and

~~+(d)~~ (c) The person operates the off-highway vehicle:

(1) In a designated area for which the Administrator has granted final approval pursuant to subsection 1;

(2) At a rate of speed that is reasonable and proper, having due regard to the conditions of the driving surface, the weather and other conditions;

(3) In any event, at a speed that is not greater than 20 miles per hour; and

(4) In a safe manner.

Sec. 9. NAC 407.304 is hereby amended to read as follows:

407.304 ~~Within the Spooner Management Area:~~

~~1. A person shall not engage in any recreational activity in the area in which operations for cross-country skiing are conducted that conflicts with the cross-country skiing, except as authorized by the Supervisor of the Park; and~~

~~2.~~ No pets or other domestic animals are allowed on the groomed trails for cross-country skiing ~~+~~ *within the Spooner Management Area.*

Sec. 10. NAC 407.370 is hereby amended to read as follows:

407.370 Within Washoe Lake State Park:

1. A person shall not:

(a) Operate any motorized toy or device which is controlled by a radio in any congested area of the Park;

(b) Camp for more than 7 days in a 30-day period;

(c) Enter the wetland area from February ~~+~~ *15* through ~~June 30~~ *August 15* without the permission of the Supervisor of the Park; or

(d) Permit a dog to enter the wetland area except during the seasons for hunting waterfowl established by the Department of Wildlife; and

2. The provisions of subsection 1 of NAC 407.140 apply only within a 200-foot radius of any campsite or developed picnic area. Outside that area, a pet or other domestic animal is not

required to be kept on a leash or otherwise contained if it is under the immediate control of the owner.

Sec. 11. Notwithstanding the amendatory provisions of this regulation, any annual boating permit, annual permit, annual regional permit, annual regional boating permit or passport permit issued pursuant to chapter 407 of NRS remains valid for the period for which it was issued, if the holder of the permit otherwise remains eligible to hold the permit during that period.

Sec. 12. NAC 407.0061, 407.0093, 407.0523 and 407.0527 are hereby repealed.

TEXT OF REPEALED SECTIONS

407.0061 “Annual boating permit” defined. “Annual boating permit” means a permit which, for 12 months, authorizes the holder to enter a park and use the facilities of the park and boat without paying the entrance fee and boating fee imposed by NAC 407.055.

407.0093 “Passport permit” defined. “Passport permit” means a permit that, for 12 months, authorizes the holder to enter all parks and, except as otherwise provided in NAC 407.054, use the facilities of the parks without paying the entrance fees imposed pursuant to NAC 407.055.

407.0523 Annual regional permits. A person to whom an annual permit has been issued for the use of the:

1. Sand Harbor Management Area, Spooner Management Area or Cave Rock Management Area may enter any of those parks and use the facilities of those parks without paying the entrance fee imposed by NAC 407.055.

2. Rye Patch State Recreation Area, South Fork State Recreation Area or Wild Horse State Recreation Area may enter any of those parks and use the facilities of those parks without paying the entrance fee imposed by NAC 407.055.

3. Cathedral Gorge State Park, Echo Canyon State Park, Spring Valley State Park, Kershaw-Ryan State Park, Beaver Dam State Park, Cave Lake State Park or Ward Charcoal Ovens State Historic Park may enter any of those parks and use the facilities of those parks without paying the entrance fee imposed by NAC 407.055.

407.0527 Annual regional boating permits. A person to whom an annual boating permit has been issued for the use of the:

1. Sand Harbor Management Area, Spooner Management Area or Cave Rock Management Area may enter and boat in any of those parks without paying the entrance fee or boating fee imposed by NAC 407.055.

2. Rye Patch State Recreation Area, South Fork State Recreation Area or Wild Horse State Recreation Area may enter and boat in any of those parks without paying the entrance fee or boating fee imposed by NAC 407.055.