

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

**LCB File No. R053-10**

Effective July 1, 2010

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

AUTHORITY: §§1-4, NRS 407.0475 and 407.065.

A REGULATION relating to state parks; making changes to provisions regarding fees and permits at state parks and recreation areas; and providing other matters properly relating thereto.

**Section 1.** NAC 407.050 is hereby amended to read as follows:

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

(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 resident submits the application;

(c) Pays a ~~[\$15]~~ *\$30* administrative fee;

(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 for senior citizens 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 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.
- (c) For making a camping reservation for individual campsites in a park designated by the Administrator as being available for camping reservations ..... \$10 per reservation per campsite, in addition to the camping fee or permit fee.
- (d) For the reservation of stage areas..... The fee established by agreement or a special use permit, or both.
- (e) For a passport permit..... ~~[\$90.] \$100.~~
- (f) To replace an annual permit, a passport permit or a permit for senior citizens..... \$10.
- (g) For a permit to operate an off-highway vehicle in a designated area of a park..... \$2 per off-highway vehicle.
- (h) For the use of a campsite at which a hook- \$10 per vehicle.

up is available .....

*(i) For entrance into a park for which a fee is charged, an additional fee for all vehicles not registered in the State of Nevada..... \$2 per vehicle.*

3. For commercial bus tours, the Division will charge and collect the established entrance fee or ~~[\$1]~~ \$2 per person, whichever is greater, or the fee established by a special use permit. A special use permit may provide for monthly billings.

4. 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
2 to 5 vehicles or 6 to 25 persons.....	\$200
6 to 10 vehicles or 26 to 50 persons.....	350
11 to 15 vehicles or 51 to 75 persons.....	500
16 to 20 vehicles or 76 to 100 persons.....	800
21 to 50 vehicles or 101 to 400 persons.....	2,100
More than 50 vehicles or more than 400 persons .....	3,500

The Division will waive the entrance fee for the park upon payment of the fee for a commercial use permit for photography.

5. A person who has obtained a commercial use permit for photography may request that the Division reserve an area within the park for use in accordance with the terms of the permit. Upon receipt of such a request, the Division will charge and collect a reservation fee of \$100. The reservation fee is in addition to any fee charged and collected pursuant to subsection 4.

6. The Division will not charge a fee pursuant to this section for:

- (a) Commercial photography engaged in by one to five persons in a single vehicle; or
- (b) Photography engaged in for noncommercial, educational purposes, to promote the park or to report news in any form of media, including, without limitation, newspapers and television.

7. 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 \$2 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.

8. 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.

9. 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. 2.** NAC 407.052 is hereby amended to read as follows:

407.052 1. A person who applies for a multipurpose annual permit for the use of:

- (a) Lahontan State Recreation Area will be issued such a permit upon payment of a fee of

~~[\$175.]~~ **\$200.**

(b) South Fork State Recreation Area, Rye Patch State Recreation Area ~~for~~ and Wild Horse State Recreation Area will be issued such a permit upon payment of a fee of ~~[\$125.]~~ **\$150.**

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 ~~[\$175.]~~ **\$200.**

(b) Rye Patch State Recreation Area or Washoe Lake State Park will be issued such a permit upon payment of a fee of ~~[\$90.]~~ **\$100.**

(c) Wild Horse ~~for~~ and South Fork State Recreation Areas will be issued such a permit upon payment of a fee of ~~[\$90.]~~ **\$100.**

(d) Big Bend of the Colorado State Recreation Area will be issued such a permit upon payment of a fee of ~~[\$100.]~~ **\$125.**

3. A permit issued pursuant to subsection 1 authorizes the holder of the permit to enter, camp in and boat in the park 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.

**Sec. 3.** 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	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Group Entrance Fee	Group Entrance and Camping Fee	Miscellaneous Fees

Park	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Group Entrance Fee	Group Entrance and Camping Fee	Miscellaneous Fees
Beaver Dam	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$7	<del>[\$2]</del> N/A	\$15 plus <del>[\$4]</del> \$5 per vehicle	\$15 plus <del>[\$10]</del> \$12 per vehicle	
Berlin-Ichthyosaur	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$8]</del> \$10	N/A	\$15 plus <del>[\$4]</del> \$5 per vehicle	\$15 plus <del>[\$12]</del> \$15 per vehicle	Scheduled tour: \$3 adults \$2 children 6-12
Big Bend of the Colorado	<del>[\$50]</del> \$65	<del>[\$5]</del> \$7	<del>[\$10]</del> \$11 plus \$10 per vehicle at campsites with utility hook-ups	<del>[\$5]</del> \$6	N/A	N/A	
<del>[Buckland Station]</del>	<del>[N/A]</del>	<del>[N/A]</del>	<del>[N/A]</del>	<del>[N/A]</del>	<del>[N/A]</del>	<del>[N/A]</del>	<del>[Museum admission: \$1 adults children 12 and under free]</del>
Cathedral Gorge	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	\$10	N/A	\$15 plus <del>[\$4]</del> \$5 per vehicle	\$15 plus <del>[\$14]</del> \$15 per vehicle	
Cave Lake	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	\$10	\$2	\$15 plus <del>[\$4]</del> \$5 per vehicle	\$15 plus <del>[\$14]</del> \$15 per vehicle	For use of the circular domed tent or yurt: \$20 per night plus <del>[\$14]</del> \$15 per vehicle
Dangberg Home Ranch Historic Park	N/A	N/A	N/A	N/A	N/A	N/A	Tours: \$3 adults children 12 and under free
Dayton	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	\$10	N/A	\$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 300 persons The entrance fee is reduced by the amount of any reservation fee paid by the group	N/A	
Echo Canyon	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$10	<del>[\$2]</del> \$3	\$15 plus <del>[\$4]</del> \$5 per vehicle	\$15 plus <del>[\$10]</del> \$15 per vehicle	

Park	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Group Entrance Fee	Group Entrance and Camping Fee	Miscellaneous Fees
Elgin School House	N/A	N/A	N/A	N/A	N/A	N/A	Museum admission: \$1 adults children 12 and under free
Fort Churchill	<del>50</del> \$65	<del>4</del> \$5	<del>8</del> \$10	N/A	\$25 plus <del>4</del> \$5 per vehicle	\$25 plus <del>12</del> \$15 per vehicle	
<i>Fort Churchill-Buckland Station</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: \$1 adults children 12 and under free</i>
Fort Churchill-Carson River Ranches	\$0	<del>4</del> \$5	<del>6</del> \$7	N/A	\$15 plus <del>4</del> \$5 per vehicle	\$15 plus <del>10</del> \$12 per vehicle	
Kershaw-Ryan	<del>50</del> \$65	<del>4</del> \$5	\$10	N/A	\$15 plus <del>4</del> \$5 per vehicle	N/A	
Lahontan	<del>60</del> \$65	\$5	<del>5</del> \$8	<del>5</del> \$7	\$15 plus \$5 per vehicle	\$15 plus <del>10</del> \$13 per vehicle	
Lake Tahoe: Cave Rock	<del>75</del> \$100	<del>6</del> \$8 from April 15 through October 15 <del>2</del> \$5 from October 16 through April 14 \$2 for 15 min. photo stop <del>2</del> \$5 for launch and leave	N/A	<del>6</del> \$7	N/A	N/A	
Sand Harbor	<del>75</del> \$100	<del>8</del> \$10 from April 15 through October 15 <del>4</del> \$5 from October 16 through April 14 <del>2</del> \$5 for launch and leave	N/A	<del>7</del> \$8 from April 15 through October 15 <del>6</del> \$7 from October 16 through April 14	\$200 weekdays \$400 weekends and holidays plus: <del>8</del> \$10 per vehicle from April 15 through October 15 <del>4</del> \$5 per vehicle from October 16 through April 14	N/A	

Park	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Group Entrance Fee	Group Entrance and Camping Fee	Miscellaneous Fees
Spooner Lake	<del>[\$75]</del> \$100	<del>[\$6]</del> \$8 \$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	
Mormon Station	N/A	N/A	N/A	N/A	\$100 for 1 to 25 persons \$150 for 26 to 50 persons \$200 for 51 to 100 persons \$250 for 101 to 150 persons \$300 for 151 to 300 persons	N/A	Museum admission: \$1 adults children 12 and under free
Old Las Vegas Mormon Fort	N/A	N/A	N/A	N/A	\$100 for 2 to 100 persons \$150 for 101 to 200 persons \$200 for 201 to 250 persons	N/A	Museum admission: \$1 adults children 12 and under free
Rye Patch	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$7	<del>[\$4]</del> \$3	\$20 plus <del>[\$4]</del> \$5 per vehicle	\$20 plus <del>[\$10]</del> \$12 per vehicle	
South Fork	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$7	\$3	N/A	\$20 plus <del>[\$10]</del> \$12 per vehicle	
Spring Mountain Ranch	<del>[\$50]</del> \$65	<del>[\$5]</del> \$7	N/A	N/A	\$100 for 2 to 100 persons \$200 for 101 to 200 persons plus <del>[\$5]</del> \$7 per vehicle	N/A	
Spring Valley	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	\$10	<del>[\$2]</del> \$3	\$20 plus <del>[\$4]</del> \$5 per vehicle	\$20 plus <del>[\$14]</del> \$15 per vehicle	
Valley of Fire	<del>[\$60]</del> \$75	<del>[\$6]</del> \$8	<del>[\$8]</del> \$10 plus \$10 per vehicle at campsites with utility hook-ups	N/A	<del>[\$75]</del> \$25 plus <del>[\$6]</del> \$8 per vehicle	<del>[\$75]</del> \$25 plus <del>[\$6]</del> \$18 per vehicle	



Park	Annual Permit Fee	Entrance Fee Per Vehicle	Camping Fee Per Vehicle	Boating Fee Per Vehicle	Group Entrance Fee	Group Entrance and Camping Fee	Miscellaneous Fees
Ward Charcoal Ovens	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$7	N/A	N/A	\$20 plus <del>[\$10]</del> \$12 per vehicle	
Washoe Lake	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	\$10	\$2	Equestrian Group Use \$50 plus <del>[\$4]</del> \$5 per vehicle 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 \$4 per vehicle \$50 to rent arena	Equestrian Group Use \$50 plus \$15 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 \$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 \$14 per vehicle	
Wild Horse	<del>[\$50]</del> \$65	<del>[\$4]</del> \$5	<del>[\$6]</del> \$7	<del>[\$2]</del> \$3	N/A	\$25 plus <del>[\$10]</del> \$12 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 Division will charge and collect from each person who rides a bicycle or horse, walks or enters by 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. ~~Except as otherwise provided in this subsection, the~~ **The** Division will not charge a fee for any vehicle that is towed into a park. ~~[to provide transportation within the park.]~~

5. The Division will charge, in addition to any other fee imposed pursuant to this chapter, a fee of \$2 for each watercraft in excess of two that is ~~transported into the park by a single vehicle.~~ *launched from a boat ramp.*

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. 4.** This regulation becomes effective on July 1, 2010.

## NOTICE OF ADOPTION OF REGULATION

The Nevada Division of State Parks, adopted regulations assigned LCB File No. R053-10, which pertain to Chapter 407 for the Nevada Administrative Code on July 1, 2010.

### LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY ADMINISTRATIVE PROCEDURES ACT, NRS 233b.066 LCB FILE R-053-10

The following information statement is submitted for adopted amendments to Nevada Administrative Code (NAC) 407.

- 1. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.**

LCB File R-053-10 was noticed three times in the legal sections of the Nevada Appeal (April 7, 18, and May 1) and Lahontan Valley News (April 7, 21, and May 2), three times in the Reno Gazette Journal (April 9, 20 and May 1), and Las Vegas Review Journal (April 7, 24, 29) and also to the Nevada Appeal, Reno Gazette-Journal, and Las Vegas Review Journal online readers as a permanent regulation. One state public hearing was held May 7, from 1:00-3:00 pm, at the Richard Bryan Building, 901 South Stewart Street, Carson City and video conference at our Southern Region office at 4747 Vegas Drive, Las Vegas. Notice of the hearing was also posted on the State Parks' website. Written comments were solicited from the public hearing, with copies of the proposed regulation changes available at all Nevada State Parks regional offices and parks, on the State library and all county libraries and at the Nevada State Parks website. There was no attendance from the public at the hearing in Carson City or Las Vegas.

- 2. The number persons who:**
  - (a) Attended each hearing: 4**
  - (b) Testified at each hearing: 0**
  - (c) Submitted to the agency written comments: 0**
- 3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

One workshop was held, May 3, from 1-2:00pm, at the Richard Bryan Building, 901 South Stewart Street, Carson City and video conference at our Southern Region office at 4747 Vegas Drive, Las Vegas. The public workshop comment process was open to any business that felt they may be impacted by the regulation changes. Comments were solicited from affected businesses by the notice in the newspapers, as outlined in paragraph 1 and by direct mail to interested persons subscribing to the State Park's mailing list. Notice of the public workshop was posted online, in the Las Vegas, Fallon,

Carson City, and Reno newspapers, Richard Bryan Building, at each of the state parks, and public places in that area. There was no attendance from the public at the workshops in Carson City or Las Vegas. Economic impacts to business as noted in paragraph (c) of subsection 1 of NRS 233B.066 are not anticipated. As an agency we understand the impacts of such regulations are difficult to predict for business that utilize or conduct business with parks. Each state park has the ability to negotiate fees directly with each business that uses the park commercially with either a commercial or special use permit. For this reason it is not anticipated the fees or regulation changes requested will significantly impact business interests.

**4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change. N/A**

**5. The estimated economic effect of the adopted regulation on the businesses that it is to regulate and on the public. These must be stated separately and each case must include:**

**(a) Both adverse and beneficial effects:** No appreciable effects.

**(b) Both immediate and long-term effects:** No immediate or long term effects are perceived on the public or businesses.

**6. The estimated cost to the agency for enforcement of the adopted regulation.**

There are no additional costs to the agency for the enforcement of these regulations.

**7. A description of any regulations of other state or government agencies that the proposed regulation overlaps or duplicates, and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are no other state or federal government regulations, which the proposed amendments duplicate.

**8. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**

These proposed regulations do not correspond to any federal regulations.

**9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This request does not include an increase in new fees, but rather a request to make the fee increases placed into effect by emergency regulation on April 1, 2010 permanent. Due to the passage of Assembly Bill No. 6 (AB 6) during the 26<sup>th</sup> Special Session of the Legislature, a \$1,086,000 reduction (Sec. 6) was made from the General Fund (GF) appropriation of the Division of State Parks. Section 9 of AB 6 allows for the sum not

longer being appropriated from the GF to be made up with additional fees to be collected. These additional fees were not to go into effect until July 1, as per the legislation. To make it possible for State Parks to collect the desired amount of additional fees, an emergency regulation was approved that allowed for the increase in fees to go into effect on April 1. It is estimated that if the fee increases are made permanent they will generate approximately \$817,000, due to the fact that fees are accounted on a calendar year basis and we will only have  $\frac{3}{4}$  of a year to collect the required feeds.