Joe Lombardo Governor

JAMES A. SETTELMEYER Director Department of Conservation and Natural Resources

> Bob Mergell Administrator Nevada State Parks

STATE OF NEVADA



901 S. Stewart Street, Suite 5005 Carson City, NV 89701-5248

Phone: (775) 684-2770 Fax: (775) 684-2777 stparks@parks.nv.gov http: parks.nv.gov

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES DIVISION OF STATE PARKS

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED PERMANENT REGULATIONS

The Nevada Division of State Parks is holding a public workshop to solicit comments from interested persons regarding the regulations pertaining to Chapter 407 of Nevada Administrative Code. A workshop has been set for:

Date:	Friday, December 1, 2023					
Time:	9:30 AM					
Location:	Nevada Department of Conservation and Natural Resources					
	Bryan Building, 1st Floor, Bonnie Conference Room					
	901 S. Stewart St.					
	Carson City, NV 89701					
	Virtually: Join the Meeting at - <u>Click here to join the r</u>	neeting				

Meeting ID: 296 804 593 709

Passcode: sfWMwJ

Call in by Phone (audio only) - +1 775-321-6111,,739597438#

Meeting materials are available on the Nevada Division of State Parks website at: <u>https://parks.nv.gov/</u>

The purpose of the workshop is to solicit written/oral comments from interested persons on the following general topics that may be addressed in the proposed regulations:

- # 1. NAC 407.0084 "Hook-up" defined.
- #2. NAC 407.0097 "Special use permit" defined.
- #3. NAC 407.0050 Permits for nonemergency aircraft & photography.

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- #4. NAC 407.052 All access, Senior, Disabled Veteran, Day Use, Tribal Member, & Veteran annual permits.
- #5. NAC 407.055 Fees for use of parks.
- #6. NAC 407.057 Waiver of fees.
- #7. NAC 407.080 Camping.
- #8. NAC 407.082 Use of park without paying fees.
- #9. NAC 407.085 Use of park for organized activity, event, or other purpose.
- #10. NAC 407.122 Off-highway vehicles.
- #11. NAC 407.131 Boats.
- #12. NAC 407.300 Lake Tahoe Region State Parks.

This workshop will be conducted in accordance with Nevada Open Meeting Law (NRS Chapter 241))

Persons wishing to make oral comments on the proposed regulation of the Division of State Parks are encouraged to participate in the scheduled workshop, either in person or via Microsoft Teams. Persons wishing to submit written testimony or documentary evidence may submit the material by emailing <u>k.parsley@parks.nv.gov</u> or by mailing to the following address: Nevada Division of State Parks Attn: Kayla Parsley 901 S. Stewart Street Ste. 5005, Carson City, NV 89701.

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please contact the Division at 775-684-2793 or <u>k.parsley@parks.nv.gov</u> prior to the meeting.

A copy of the notice and proposed regulation are available at the Nevada Division of State Parks website at <u>https://parks.nv.gov/</u> and the Nevada Public Notice website at <u>http://notice.nv.gov</u>. This notice and the text of the proposed regulation are also available at the State of Nevada Register of Administrative Regulations at <u>https://www.leg.state.nv.us/App/Notice/A/</u>, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <u>http://leg.state.nv.us/</u>. A copy of all materials relating to the proposal may also be obtained at the workshop or by contacting Nevada Division of State Parks at 775-684-2793 or <u>k.parsley@parks.nv.gov</u>.

The agency's small business impact statement is attached.

Notice of this meeting was posted on or before 9:00 am, fifteen days before the

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meeting at the following locations: Division website at <u>https://parks.nv.gov/</u>, Nevada Public Notice at <u>https://notice.nv.gov/</u> and Nevada Legislative Administrative Regulation Notices at <u>https://www.leg.state.nv.us/App/Notice/A/</u>.

As required by the provisions of chapters 233B and 241 of Nevada Revised Statutes, the public notice for this hearing was posted at the following locations:

- Department of Conservation and Natural Resources, 901 S. Stewart St., Carson City, Nevada
- Nevada State Legislature, 401 S. Carson St., Carson City, Nevada
- Grant Sawyer Building, 555 E. Washington Ave, Las Vegas, Nevada
- Nevada State Library and Archives, 100 N. Stewart St, Carson City, Nevada

Posted on: November 14, 2023

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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES DIVISION OF STATE PARKS

WORKSHOP AGENDA

FRIDAY, DECEMBER 1, 2023, AT 9:30 A.M.

Richard Bryan Building Bonnie Conference Room 1st Floor 901 S. Stewart Street, Carson City, NV 89701

OR

Virtually via Microsoft Teams Join the Meeting at - <u>Click here to join the meeting</u>

Meeting ID: 296 804 593 709

Passcode: sfWMwJ

Call in by Phone (audio only) – <u>+1 775-321-6111,,739597438#</u> Please MUTE your phone while listening to the meeting, except when making public comment.

I. Call to Order

II. Public Comment: In consideration of others who may wish to provide public comment, please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

III. Overview and Public Comment of Proposed Additions to NAC Chapter 407: Proposed permanent regulation to update various administrative practices of the Nevada Division of State Parks as it relates to the management of state parks and recreation areas; modifications to all access annual permits; and establishment of a new permit for Nevada tribal members and Nevada-resident veterans pursuant to Assembly Bill 84 of the 2023 Legislative Session.

IV. Public Comment: In consideration of others who may wish to provide public comment please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

V. Adjournment

Note: Items on the agenda may be taken out of the posted order, items may be combined for consideration, and items may be pulled or removed from the agenda.

Notice of this meeting was posted in the following locations: Department of Conservation and Natural Resources, 901 S. Stewart St., Carson City, Nevada Nevada State Legislature, 401 S. Carson St., Carson City, Nevada Grant Sawyer Building, 555 E. Washington Ave, Las Vegas, Nevada Nevada State Library and Archives,100 N. Stewart St, Carson City, Nevada

Notice of this meeting was also posted to the Nevada Division of State Parks website at <u>https://parks.nv.gov/</u>, Nevada Public Notice at <u>https://notice.nv.gov/</u> and Nevada State Legislature Administrative website at <u>https://www.leg.state.nv.us/App/Notice/A/</u>.

We are pleased to make reasonable accommodations for individuals with disabilities who wish to attend the meeting. If special accommodations or assistance at the meeting are requested, please notify our office by writing to the Nevada Division of State Parks 901 S. Stewart Street, Suite 5005, Carson City, NV 89701; or by calling 775-684-2793 no later than two (2) working days prior to the scheduled meeting. You can also email Kayla Parsley at <u>k.parsley@parks.nv.gov</u>.

Please contact Kayla Parsley at 901 S. Stewart Street, Suite 5005, Carson City, NV 89701; or by calling 775-684-2793; or email <u>k.parsley@parks.nv.gov</u> to obtain support material for the agenda. Materials will also be posted on the <u>https://parks.nv.gov/</u> website.

AGENCY DRAFT

PROPOSED ADMINISTRATIVE REGULATIONS OF THE NEVADA DIVISION OF STATE PARKS

CHAPTER 407

STATE PARKS AND MONUMENTS

NAC 407.0084 "Hook-up" defined. (NRS 407.0475, 407.065) "Hook-up" means a connection for a utility service provided by a park for a vehicle or *cabin* in the park. The term includes, without limitation, a connection for electricity, water or sewer service.

NAC 407.0097 "Special use permit" defined. (NRS 407.0475, 407.065) "Special use permit" means a permit that authorizes a natural person or a public or private organization to use a park for a special event [or small] or short-term business venture.

PERMITS AND FEES

NAC 407.050 Permits for senior citizens, disabled veterans, nonemergency aircraft and photography; miscellaneous fees; fee or service charged by third-party system or vendor authorized. (NRS 407.0475, 407.065)

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) Pays a \$30 administrative fee to the Division;

(c) Provides proof of age and residence in Nevada to the Division; and

(d) Possesses a Nevada driver's license or an identification card issued by the Department of Motor Vehicles.

 \rightarrow 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;

(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.]

1. The Division may issue a permit that authorizes the landing of not more than two 3. 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. 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.

(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]

(d) For the reservation of stage

Not more than \$25 per reservation for a campsite or cabin, day use or other related activities.

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

(g) For the reservation of lodging

for large groups.....Not more than \$2,500 per day.

5. 3. 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. 4. For each day or partial day that a person engages in an activity requiring a photography permit in a park pursuant to NAC 407.0535, 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	
Class C: 8 to 11 vehicles or 31 to 50 persons	
Class D: 12 to 15 vehicles or 51 to 75 persons	
Class E: 16 to 20 vehicles or 76 to 100 persons	
Class F: 21 to 50 vehicles or 101 to 400 persons	
Class G: More than 50 vehicles or more than 400 persons	

7. 5. A person may request an annual class A photography permit for the activities that require a photography permit pursuant to NAC 407.0535. Upon approval of such a request, the Division will charge and collect from the person a fee of \$500. An annual class A 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 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 an activity requiring a photography permit pursuant to NAC 407.0535. *Annual permits cannot be utilized in lieu of paying the daily entrance fees*;

(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;

(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 an activity requiring a photography permit pursuant to NAC 407.0535; and

(d) Obtain a special use permit if a special use permit is required pursuant NAC 407.053.

6. 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 photography permit. 9. 7. A person who has obtained a 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. 8. The Division may not charge an entrance fee for the park for a reporter or other person who is employed in any news media, including, without limitation, newspapers and television.

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

(a) Must 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.

 $\frac{12}{10}$. 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. 11. The Division must reduce by 1 any entrance fee established pursuant to this chapter charged to a person who upon entrance to the park:

(a) Presents a disability placard;

(b) Is in a vehicle displaying a special license plate for persons with disabilities;

(c) Is in a vehicle displaying a special license plate for veterans; or

(d) Presents a military identification card issued by any branch of the Armed Forces of the United States.

14. 12. Nothing in this section shall be construed to prohibit a third-party system or vendor from imposing a fee or service charge for making a camping reservation in a park. Such a service charge or fee is in addition to and not subject to the limitation set forth in paragraph (c) of subsection 4.

NAC 407.052 All access, *Senior, Disabled Veteran, Day Use, Tribal Member, Veteran* annual permits. (NRS 407.0475, 407.065)

1. A person who applies for an all access annual permit will be issued such a permit upon payment of a fee of \$250. [pursuant to NAC 407.055.]

2. An all access annual permit issued pursuant to subsection 1 authorizes the holder of the permit to enter, camp in and boat in all parks without paying the entrance, camping and boating fees imposed by NAC 407.055. [An all access annual permit does not authorize the holder of the permit to attend special events or use a hook-up.]

3. The Division will issue a discounted All Access annual 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) Pays a \$30 administrative fee to the Division;

(c) Provides proof of age and residence in Nevada to the Division; and

(d) 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 or making reservations without payment of the fee set forth in this section.

4. The Division will issue a discounted All Access annual 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;
- (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.

rightarrow 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 hookups or making reservations without payment of the fee set forth in this section.

5. A person who applies for a Day Use annual permit will be issued such a permit upon payment of a fee of \$100.

(a) A Day Use annual permit does not authorize the holder to engage in camping or boating.

(b) The holder of a Day Use annual permit who wishes to engage in camping or boating must pay the fee established for the respective activity.

6. The Division will issue a Day Use annual permit free of charge to a person who applies for such a permit if the person:

- (a) Is a member of an Indian tribe that is located in whole or in part in the state as long as the person provides proof to the Division by providing;
 - (1) Tribal identification; and

(2) Possesses a state issued driver's license or an identification card issued by their state's Department of Motor Vehicles.

- (b) Has been discharged from the Armed Forces of the United States, except a person who has been dishonorably discharged and is a resident of the state of Nevada. The individual must provide proof to the Division by providing;
 - (1) Proof of other than dishonorable discharge from the Armed Forces of the United States; and

(2) Possesses a Nevada driver's license or an identification card issued by the Department of Motor Vehicles.

7. Annual passes do not authorize the holder of the permit to attend special events or use a hook-up and permits cannot be used in conjunction with Photography Permits.

8. If a person purchases an annual permit for a vehicle, the person may purchase at the same time a second annual permit, of the same type, 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. This discount does not apply to Senior, Disabled Veteran, Tribal, and Veteran permits as they are issued to the individual and not associated with a vehicle.

[NAC-407.054 Limitations on day use annual permit. (NRS 407.0475, 407.065)

1. A day use annual permit does not authorize the holder to:

(a) Engage in camping or boating;

(b) Attend special events; or

(c) Use a hook-up.

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

NAC 407.055 Fees for use of parks. (NRS 407.0475, 407.065)

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

Park	[All Access Annual Permit Fee]	[Day- Use- Annual Permit Fee]	Entrance Fee Per Vehicle	Camping Fee Per [Vehiele] night	Boating Fee Per Vehicle	[Day Use- Group] Group Day Use / Group Camping Fee Per Day	[Group- Camping Reservation Fee Per Day]	Miscellaneous Fees
Beaver Dam	[\$250]	[\$100]	\$5	\$10	N/A	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Berlin-Ichthyosaur	[\$250]	[\$100]	\$5	\$10	N/A	\$25 plus the entrance / <i>camping</i> fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	Guided Tours: \$5 per person Children 12 and under free
Big Bend of the Colorado	[\$250]	[\$100]	\$10	\$10 plus [\$10 per- vehicle at campsites with- utility- hook- ups]	\$10	N/A	[N/A]	N/A
Cathedral Gorge	[\$250]	[\$100]	\$5	\$10	N/A	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Cave Lake	[\$250]	[\$100]	\$5	\$10	\$5	\$25 plus the entrance / <i>camping</i> fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Dayton	[\$250]	[\$100]	\$5	\$10	N/A	\$75 for 6 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons \$200 for 151 or more persons plus the entrance / <i>camping</i> fee per vehicle	[N/A]	N/A
Echo Canyon	[\$250]	[\$100]	\$5	\$10	\$5	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A

Park	[All- Access Annual Permit Fee]	[Day- Use- Annual Permit Fee]	Entrance Fee Per Vehicle	Camping Fee Per [Vehicle] night	Boating Fee Per Vehicle	[Day Use Group] Group Day Use / Group Camping Fee Per Day	[Group- Camping Reservation Fee Per Day]	Miscellaneous Fees
Elgin School House	[N/A]	[N/A]	N/A	N/A	N/A	N/A	[N/A]	Museum admission: \$3 adults children 12 and
Fort Churchill	[\$250]	[\$100]	\$5	\$10	N/A	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	under free N/A
Fort Churchill-Buckland Station	[N/A]	[N/A]	N/A	N/A	N/A	N/A	[N/A]	Museum admission: \$3 adults children 12 and under free
Fort Churchill-Carson River Ranches	[\$0]	[\$0]	\$5	\$10	N/A	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Ice Age Fossils	[N/A]	[N/A]	N/A	N/A	N/A	[N/A] \$200 plus the entrance fee per vehicle (no	[N/A]	Museum admission: \$3 adults children 12 and under free
Kershaw-Ryan	[\$250]	[\$100]	\$5	\$10	N/A	<i>camping)</i> \$25 plus the entrance / <i>camping</i> fee	[N/A]	N/A
Lahontan	[\$250]	[\$100]	\$5	\$10	\$10	per vehicle \$25 plus the entrance fee per	[\$25 plus the entrance and camping fees per vehicle]	N/A
Lake Tahoe: Cave Rock	[\$250]	[\$100]	\$10 or \$2 for 15 min. photo stop	N/A	\$10	vehicle (<i>no</i> <i>camping</i>) N/A	- [N/A]	N/A
Sand Harbor	[\$250]	[\$100]	\$10	N/A	\$10	\$400 plus the entrance fee per	[N/A]	N/A
Spooner Lake & Backcountry	[\$250]	[\$100]	\$10 plus \$2 per bike for vehicles with more than 4 bikes	\$10	N/A	vehicle(<i>no</i> camping) [N/A] \$75 for 6 to 50	[\$75 for 1 to 50 persons \$100 for 51 to 100 persons	N/A
Van Sickle	[\$250]	[\$100]	\$10 plus \$2 per bike for vehicles with more than 4 bikes	N/A	N/A	persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons plus the entrance fee per vehicle	\$ 150 for 101 to 150 persons] [N/A]	N/A
						N/A		

Park	[All Access Annual Permit Fee]	[Day- Use Annual Permit Fee]	Entrance Fee Per Vehicle	Camping Fee Per [Vehicl e] <i>night</i>	Boating Fee Per Vehicle	[Day Use Group] Group Day Use / Group Camping Fee Per Day	[Group Camping Reservation Fee Por Day]	Miscellaneous Fees
Mormon Station	[N/A]	[N/A]	N/A	N/A	N/A	\$150 for 6 to 50 persons \$200 for 51 to 100 persons \$250 for 101 to 150 persons \$300 for 151 or more persons plus the entrance fee per vehicle (<i>no</i> <i>camping</i>)	[N/A]	Museum admission: \$3 adults children 12 and under free
Old Las Vegas Mormon Fort	[N/A]	[N/A]	N/A	N/A	N/A	\$100 for 6 to 100 persons \$200 for 101 or more persons plus the entrance fee per vehicle (<i>no</i> <i>camping</i>)	[N/A]	Museum admission: \$3 adults children 12 and under free
Rye Patch	[\$250]	[\$100]	\$5	\$10	\$5	\$25 plus the entrance / <i>camping</i> fee per vehicle	[\$25 plus the e ntrance and camping fees per vehicle]	N/A
South Fork	[\$250]	[\$100]	\$5	\$10	\$5	\$25 plus the entrance / <i>camping</i> fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Spring Mountain Ranch	[\$250]	[\$100]	\$10	N/A	N/A	\$200 plus the entrance fee per vehicle (<i>no</i> <i>camping</i>)	[N/A]	N/A
Spring Valley	[\$250]	[\$100]	\$5	\$10	\$5	\$25 plus the entrance / <i>camping</i> fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Valley of Fire	[\$250]	[\$100]	\$10	\$10 plus [\$10 per- vehicle at campsite s with- utility- hook- ups]	N/A	\$25 plus the entrance / camping fee per vehicle-	[\$25 plus the entrance and camping fees per vehiele]	N/A
Walker River	[\$250]	[\$100]	\$5	\$10 plus [\$10 per vehicle at campsite s with utility	N/A	\$25 plus the entrance / camping fee per vehicle	[N/A]	N/A
Ward Charcoal Ovens	[\$250]	[\$100]	\$5	hook- ups] \$10	N/A	\$25 plus the entrance / camping fee per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A

Park	[All- Access Annual Permit Fee]	[Day- Use- Annual Permit Fee]	Entrance Fee Per Vehicle	Camping Fee Per [Vehicle] night	Boating Fee Per Vehicle	[Day Use Group] Group Day Use / Group Camping Fee Per Day	[Group- Camping Reservation Fee Per Day]	Miscellaneous Fees
Washoe Lake	[\$250]	[\$100]	\$5	\$10	\$5	Equestrian Group Use \$50 plus the entrance / <i>camping</i> fee per vehicle Main Group Use \$75 for 6 to 50 persons \$100 for 51 to 100 persons \$150 for 101 to 150 persons \$200 for 151 or more persons Plus the entrance fee per vehicle	Equestrian Group Camping \$50 plus the entrance and camping tees per vehicle]	\$50 for use of Arena
Wild Horse	[\$250]	[\$100]	\$5	\$10	\$5	[N/A] \$25 plus the entrance / camping fees per vehicle	[\$25 plus the entrance and camping fees per vehicle]	N/A
Cabins or Yurts	[N/A]	[N/A]	N/A	N/A	N/A	N/A	N/A	Rental not to exceed \$150 per night plus the entrance / <i>camping /</i> <i>utility</i> fee per vehicle
Utility Hook-up Fee								<i>\$10</i>

2. A person who pays a camping fee for a park pursuant to subsection 1 is authorized to use the camping facilities of the park from 2 p.m. until 11 a.m.

3. 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.

4. 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 \$2.

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

6. The Division will charge, in addition to any other fee imposed pursuant to this chapter, a fee of:

(a) Five dollars for each watercraft in excess of two that is launched from a boat ramp or set adrift from shore.

(b) Five dollars per day for each vehicle that:

(1) Enters a park for which an entrance fee has been established by the Administrator; and

(2) Is not registered with the Nevada Department of Motor Vehicles.

7. [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.]

NAC 407.057 Waiver of fees. (NRS 407.0475, 407.065)

1. The Administrator may, [with the approval of the Director,] waive fees and provide annual or daily permits without charge to organizations and natural persons to promote parks and recognize special events and programs.

2. A park supervisor or regional manager in charge of a region in which a park is located may waive the fees for the use of a park under circumstances specified by the Administrator.

MANAGEMENT OF PARKS

[NAC 407.067 Procedure for reserving campsite, area or facility. (NRS 407.0475, 407.065) The supervisor of a park shall prescribe the procedure for reserving a campsite, an area or a facility within a park.]

GENERAL RESTRICTIONS ON USE

NAC 407.080 Camping. (NRS 407.0475, 407.065)

1. A person shall not camp:

(a) In a place restricted to use during the day or in an area not designated as a camping area unless approved by the supervisor of the park;

(b) For more than 14 days in a 30-day period at any park that allows camping unless a shorter time:

(1) Is designated by the supervisor of the park and is approved by the regional manager of the region in which the park is located; or

(2) Is set forth for the park pursuant to NAC 407.211 to NAC 407.370, inclusive.

2. If a person camps in one or more of the parks in the Western region for 14 days within a 30-day period, in addition to the restrictions set forth in subsection 1, the person is prohibited from camping in any park in the Western region for the remainder of the 30-day period.

3. Unless a campsite is reserved, camping is on a first-come, first-served basis.

4. If the applicable fee has not been paid or if the time for occupancy has expired, the occupant of a campsite shall remove any property of the occupant from the campsite by 11 a.m. on the day the fee is due [or by the time designated by the supervisor of the park].

5. The occupant of a campsite shall not leave it unoccupied overnight without the permission of the supervisor of the park.

6. No more than two motorized vehicles, a combination of a motorized vehicle and a towed vehicle, or eight persons may occupy one campsite unless the supervisor of the park:

(a) Authorizes a greater number of vehicles;

- (b) Restricts parking to fewer than two vehicles; or
- (c) Restricts the occupancy of a campsite to fewer than eight persons.

7. A person may not save a campsite for use by other persons.

NAC 407.082 Use of park without paying fee. (NRS 407.0475, 407.065)

1. Unless the fee is waived pursuant to NAC 407.057, a person shall not:

(a) Enter, use or occupy any portion of a park for which an entrance fee has been established by the Administrator unless the person has first paid the fee.

(b) Camp, occupy a cabin or moor a vessel in a portion of a park after [the closing time or before the opening time for that portion of the park] established day use hours unless the person has first paid the *camping* fee.

2. A person who violates this section may be subject to criminal charges for theft as defined in NRS 205.0832.

3. This section does not apply to persons exempted by the Administrator, the Deputy Administrator or the regional manager of the region in which the park is located.

NAC 407.085 Use of park for organized activity, event or other purpose. (NRS 407.0475, 407.065) Unless authorized pursuant to a special use permit, a person shall not use a park for any

organized activity, event or other purpose, if such use of the park:

1. Involves the exclusive use of a facility of the park that is not allocated for the activity or event;

2. Involves the interruption of normal recreational activity;

3. Presents a potential for public liability or hazardous consequences not present in the normal recreational patterns of the park;

4. Requires additional services, facilities or equipment that are not normally provided to the general public;

- 5. Is not recognized as a valid recreational use of the park; or
- 6. Involves an organized or promoted assembly of more than 20 persons.
- 7. Involves the use of public address system, loudspeaker or amplifier without written approval of the Supervisor of the Park.

NAC 407.122 Off-highway vehicles. (NRS 407.0475, 407.065)

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 is 14 years of age or older;

(b) [The person and any passengers] All occupants in the off-highway vehicle under the age of 18 each wear a helmet that meets or exceeds the standards regarding impact and retention set forth in 49 C.F.R. § 571.218; and

(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.

NAC 407.131 Boats. (NRS 407.0475, 407.065)

- 1. A person shall not secure a boat to a dock except to load or unload a person or equipment.
- 2. Only a person who has paid the [entrance] appropriate fee for a park may:
- (a) Use a boat slip; or
- (b) Moor a vessel overnight.

RESTRICTIONS ON USE OF SPECIFIC PARKS AND AREAS

NAC 407.300 Lake Tahoe [Nevada] Region State [Park]. Parks. (NRS 407.0475,

407.065) Within the Lake Tahoe Nevada State Park, a person shall not:

- 1. Fish in any area designated for swimming;
- 2. Swim within 50 feet of a boat dock;
- 3. Dive off any rocks within an area controlled by the Division;

4. Leave any vehicle, vessel, trailer or other property within the Park overnight or after the Park is closed without the prior approval of the Supervisor of the Park; or

5. Operate any bicycle in a manner which jeopardizes the safety of others. Riders must maintain a reasonable speed on dirt roads.

Joe Lombardo Governor

JAMES A. SETTELMEYER Director Department of Conservation and Natural Resources

> Bob Mergeli Administrator Nevada State Parks

STATE OF NEVADA



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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES DIVISION OF STATE PARKS

NEVADA DIVISION OF STATE PARKS SMALL BUSINESS IMPACT STATEMENT

September 28, 2023

RE: Proposed Permanent Changes to Nevada Administrative Code 407

I, Robert Mergell, Administrator, Nevada State Parks, do hereby certify that, to the best of my knowledge or belief:

Pursuant to NRS 233B.060, the proposed administrative regulation changes are not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation, or expansion of a small business.

Economic impacts to business as noted in paragraph (c) of subsection 1 of NRS 233B.066 are not anticipated. However, as an agency Nevada Division of State Parks recognizes that the impacts of such regulations are difficult to predict for businesses that utilize or conduct business with parks. For this reason, future regulation changes may be necessary in order to limit any significant impact on business interest.

Comment has not been solicited from small businesses, and no summary of their response is provided, because small businesses are not impacted by these regulations and thus a burden or economic impact cannot be assessed.

Respectfully,

n 2

Robert Mergell,

Administrator, Nevada State Parks