

**IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION**

**26.01.23 – RULES GOVERNING FILMING WITHIN IDAHO STATE PARKS**

**DOCKET NO. 26-0123-1701**

**NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 67-4210, 67-4223, and 67-4249, Idaho Code.

**MEETING SCHEDULE:** Public meetings on the negotiated rulemaking will be held as follows:

<b>PUBLIC MEETINGS</b>		
<b>Wednesday, October 11, 2017 5:30 p.m. - 6:30 p.m. (PDT)</b>	<b>Thursday, October 19, 2017 5:30 p.m. - 6:30 p.m. (MDT)</b>	<b>Thursday, October 26, 2017 5:30 p.m. - 6:30 p.m. (MDT)</b>
<b>2885 Kathleen Ave., Suite 1 Coeur d’Alene, ID 83815</b>	<b>5657 Warm Springs Ave. Boise, ID 83716</b>	<b>4279 Commerce Circle, Suite B Idaho Falls, ID 83401</b>

The meeting sites will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking must do the following:

- (A) Attend the public meeting and provide comments,
- (B) Submit written comments at the public meeting, or
- (C) Submit written comments as detailed below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

This rule change will lessen permitting requirements for commercial still photographers, wishing to record images within Idaho State Parks. It is felt that existing permitting requirements places undue burden on photographers with meager commercial aspirations. In addition, with the increasing affordability of professional recording equipment to park visitors, administration of the existing rule has proven costly and relatively ineffective. Provisions remain in the rule to provide authority for park managers to require permitting of photographers whose efforts are considered impactful to park resources, require assistance of park staff or is disruptive of existing visitor uses.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Keith Hobbs at (208) 514-2450. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Parks and Recreation web site at the following web address: [www.parksandrecreation.idaho.gov](http://www.parksandrecreation.idaho.gov)

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 26, 2017.

DATED this 28th day of August, 2017.

Keith Hobbs, Operations Administrator  
Idaho Department of Parks and Recreation  
(208) 514-2450

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