



Jeff Youtz  
Director

# Legislative Services Office Idaho State Legislature

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## MEMORANDUM

**TO:** Rules Review Subcommittee of the Senate State Affairs Committee and the House State Affairs Committee  
**FROM:** Legislative Research Analyst - Elizabeth Bowen  
**DATE:** August 05, 2014  
**SUBJECT:** Department of Administration - Admin/Public Works - Facilities Services

IDAPA 38.04.04 - Rules Pertaining To Capitol Mall Parking - Fee Rule (Docket No. 38-0404-1401) - Temporary and Proposed Rule

The Department of Administration submits notice of temporary and proposed rulemaking at IDAPA 38.04.04. The temporary and proposed rule amends the existing rule to make possible the management of the new parking garage on the Capitol Mall. Additionally, the temporary and proposed rule increases monthly parking fees for reserved and general parking permits. The reserved parking fee will increase from \$25 to no greater than \$40 per month, and the general parking fee will increase from \$5 to no greater than \$10 per month. The Department states that the increased fees are necessary to fund security and maintenance of the new parking garage. The Department anticipates that the fees will generate approximately \$150,000 annually.

The temporary and proposed rule also increases the cap on the number of reserved parking spaces from 15% to 25%, and clarifies eligibility requirements for permits.

The effective date of the temporary rule is August 1, 2014. The Department did not conduct negotiated rulemaking but states that the Governor has found temporary adoption of the rule appropriate to allow the Department to manage the new parking garage. The temporary and proposed rule is consistent with the Department's rulemaking authority under Section 67-5709, Idaho Code.

cc: Department of Administration - Admin/Public Works - Facilities Services  
Teresa Luna

## **PROPOSED RULE COST/BENEFIT ANALYSIS**

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

**Department or Agency: Idaho Department of Administration**

**Agency Contact: Keith Reynolds                      Phone: 208-332-1812**

**Date: June 23, 2014**

**IDAPA, Chapter and Title Number and Chapter Name:**

**IDAPA 38.04.04, "Rules Governing Capitol Mall Parking"**

**Fee Rule Status:     Proposed                       Temporary**

**Rulemaking Docket Number: 38-0404-1401**

### **STATEMENT OF ECONOMIC IMPACT:**

Total revenue increase is anticipated to be approximately \$150,000, (about 90 % paid by state employees).

Additional revenue will be used to fund increased operating costs from the opening of the new garage at 7<sup>th</sup> and Washington and to defray the bond service from the construction.