Table of Contents

26.01.22 - Rules Governing Cooperating Associations

000. Legal Authority. 2
001. -- 009. (Reserved) 2
010. Definitions. 2
011. -- 049. (Reserved) 2
050. Purpose Of Cooperating Associations. 2
051. -- 099. (Reserved) 2
100. Criteria For Cooperating Associations. 2
101. -- 149. (Reserved) 3
150. Department Assistance To Associations. 3
151. -- 199. (Reserved) 3
200. Agreement Required/Prior Approval Of Activities Required. 3
201. -- 249. (Reserved) 3
250. Disposition Of Assets And Profits. 3
251. -- 299. (Reserved) 3
300. Accountability. 3
301. -- 349. (Reserved) 3
350. Termination. 3
351. -- 999. (Reserved) 3

IDAPA 26
TITLE 01
CHAPTER 22

26.01.22 - RULES GOVERNING COOPERATING ASSOCIATIONS

000. LEGAL AUTHORITY.
These rules, promulgated by the Idaho Parks and Recreation Board pursuant to Section 67-5201, et seq., Idaho Code, and Section 67-4223, Idaho Code, are intended to further define and make specific Section 67-4238, Idaho Code, which deals with establishment of cooperating associations. (7-1-93)

001. -- 009. (RESERVED)

010. DEFINITIONS.
When used in these rules, the terms set forth below have the following definitions: (7-1-93)

01. Agreement. A written document between the association and the Department which defines a specific facility, terms, and conditions of operation to which both parties agree. (7-1-93)

02. Cooperating Association. Any private, nonprofit organization that enters into an agreement with the Department to aid the interpretive, educational, and related visitor service activities of a state park facility in which the cooperating association is authorized to function. (7-1-93)

03. Department. The Idaho Department of Parks and Recreation. (7-1-93)

04. Director. The director of the Idaho Department of Parks and Recreation or his designee. (7-1-93)

05. State Park Facility. A structure or area within an Idaho state park, the entire state park, state park region or state park system. (7-1-93)

011. -- 049. (RESERVED)

050. PURPOSE OF COOPERATING ASSOCIATIONS.

01. Generally. The purpose of a cooperating association is to assist the Department at a local, regional, or statewide level to enhance the interpretive, educational, and/or related visitor services activities. (7-1-93)

02. Authorized Organizations and Activities. The Department may enter into agreements with private nonprofit scientific, historic or educational organizations for the purpose of providing interpretive services to state park facilities in Idaho. Said associations may provide such services as educational or interpretive material for sale; acquire display materials and equipment for exhibits; provide support for park interpretive programs or environmental education programs; support park facility libraries; provide support for other interpretive projects related to a specific park facility; provide fund raising activities within the park facility; or other specifically approved activities. All proposed services or activities must receive approval of the director prior to the activity taking place. (7-1-93)

051. -- 099. (RESERVED)

100. CRITERIA FOR COOPERATING ASSOCIATIONS.

01. Number Limited. No more than one (1) association shall be created on behalf of any park. (7-1-93)

02. Requirements. Associations are encouraged to incorporate under the laws of the state of Idaho and to attain nonprofit, tax-exempt status under provisions of Section 501(c)3 of the federal Internal Revenue Service tax code, but it is neither a requirement nor a responsibility of the Department. Requirements of an association are that they have, as a minimum, a chairman, vice-chairman, secretary and treasurer, who may also serve on the board of directors of the association. Each association shall determine the number of association board members. Summary

minutes of official association meetings shall be forwarded to the Department within thirty (30) days after the meeting. A department representative, designated by the director, shall be an ex-officio member of the board. Association membership dues may be established by the association. (7-1-93)

101. -- 149. (RESERVED)

150. DEPARTMENT ASSISTANCE TO ASSOCIATIONS.
If the association desires, the Department, in its discretion, may provide assistance to the association on an incidental basis. The Department may provide space at a state park facility for the interpretive materials provided by the association. (7-1-93)

151. -- 199. (RESERVED)

200. AGREEMENT REQUIRED/PRIOR APPROVAL OF ACTIVITIES REQUIRED.
An agreement must be signed between officials of the association and the Department prior to an association undertaking activities enumerated under Subsection 050.02 of this chapter. Agreements signed by officials of the association and the Department shall be binding on successor officers of the association and the Department. Association activities at a park may not conflict with park resources or objectives, shall comply with all applicable statutes, rules and regulations, and shall be subject to prior approval of the director. Decisions of the director shall be deemed to be a final decision as provided by IDAPA 26.01.01.250, "Rules of Administrative Procedure of the Idaho Park and Recreation Board." (7-1-93)

201. -- 249. (RESERVED)

250. DISPOSITION OF ASSETS AND PROFITS.

01. Profits to Benefit Park Facilities. Any profits received from the sale of publications or other materials provided by an association pursuant to an agreement entered into under these rules shall be used by the association for interpretive or educational purposes to benefit the state park facility for which the association provides services. (7-1-93)

02. Dissolution of Association. In the event that the association disbands, dissolves, or the agreement between the association and the Department is terminated for any reason whatsoever, all profits that have accrued to the association as a result of the association/Department agreement shall be donated to the Department. The Department will use such assets or profits for interpretive and educational purposes at the designated state park facility. (7-1-93)

251. -- 299. (RESERVED)

300. ACCOUNTABILITY.

01. Annual Statements Required. An annual financial statement of the association shall be prepared and presented to the department director by May 1 of each year. (7-1-93)

02. Department Not Liable. In no event will the Department be held liable for any debts incurred by the association. (7-1-93)

301. -- 349. (RESERVED)

350. TERMINATION.
An agreement between an association and the Department may be terminated upon thirty (30) days written notice by either party to the other at the address for "Notices" listed in the agreement. (7-1-93)

351. -- 999. (RESERVED)

Subject Index

A

Accountability 3
- Annual Statements Required 3
- Department Not Liable 3

Agreement Required/Prior Approval Of Activities Required 3

C

Criteria For Cooperating Associations 2
- Number Limited 2
- Requirements 2

D

Definitions, IDAPA 26.01.22 2
- Agreement 2
- Cooperating Association 2
- Department 2
- Director 2
- State Park Facility 2

Department Assistance To Associations 3

Disposition Of Assets & Profits 3
- Dissolution of Association 3
- Profits to Benefit Park Facilities 3

P

Purpose Of Cooperating Associations 2
- Authorized Organizations & Activities 2
- Generally 2

T

Termination 3