



townhall.virginia.gov

Exempt Action Final Regulation Agency Background Document

Agency name	Department of Conservation and Recreation
Virginia Administrative Code (VAC) citation(s)	4 VAC 5-36
Regulation title(s)	Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services
Action title	Amend the standard fees for use of Department of Conservation and Recreation facilities, programs, and services
Final agency action date	November 10, 2014
Date this document prepared	November 10, 2014

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA) or an agency's basic statute, the agency is not required, however, is encouraged to provide information to the public on the Regulatory Town Hall using this form. Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The Department is amending its "Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services" Regulations including Parking and launch fees (4 VAC 5-36-50); Admission fees (4 VAC 5-36-60); Swimming fees (4 VAC 5-36-70); Camping fees (4 VAC 5-36-90); Cabin fees (4 VAC 5-36-100); Picnic shelters and event tents fees (4 VAC 5-36-110); Amphitheater and gazebo fees (4 VAC 5-36-120); Boat storage fees (4 VAC 5-36-130); Interpretive canoe, boat, and paddleboat fees (4 VAC 5-36-140); Interpretive and

educational tours and program fees (4 VAC 5-36-150); Outdoor skill program fees (4 VAC 5-36-160); Miscellaneous rental fees (4 VAC 5-36-200); Conference center and meeting facility fees (4 VAC 5-36-210); and Administrative and processing fees (4 VAC 5-36-220).

Increases and changes to these State Park System standard rates and prices represent: 1) revisions to maintain fair market value and demand for services; 2) adjustments to camping and cabin fees to provide for a 15% fee differential between the Base Fee and Virginia Resident Fee; 3) the addition of new facilities and offerings; 4) updates to ensure consistency with the private sector; 5) the deletion of fees that have become obsolete as there is no longer demand for a service; 6) revisions to reflect private concessionaires' new seasonal prices; 7) reasonable increases to offset growing maintenance costs; and 8) updates to ensure formatting consistency.

Statement of final agency action

Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

The Director of the Department of Conservation and Recreation adopted this final action on the regulation entitled "Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services" on November 10, 2014. This action has been certified by the Office of the Attorney General as exempt from the Administrative Process Act pursuant to § 2.2-4006A.1 related to exemption for regulations fixing rates or prices. Although exempt, pursuant to § 2.2-4006B the agency will receive, consider, and respond to petitions by any interested person at any time with respect to reconsideration or revision. The effective date of regulations adopted under this subsection shall be in accordance with the provisions of § 2.2-4015, except that it shall be no sooner than January 1, 2015.

Family impact

Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

The "Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services" Regulation does not directly impact the institution of the family and family stability. This regulatory action will have an effect on the amount of money paid by citizens to utilize the Department's facilities and services and to participate in program offerings and will allow for the continued use of these facilities, services, and programs by the public and support the Department's efforts to provide quality services and properly maintain the public facilities.