



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Department of Conservation and Recreation
<b>Virginia Administrative Code (VAC) citation</b>	4 VAC 5-36
<b>Regulation title</b>	Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services
<b>Action title</b>	Amend the standard fees for use of Department of Conservation and Recreation facilities, programs, and services
<b>Final agency action date</b>	October 28, 2013
<b>Document preparation date</b>	October 28, 2013

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), the agency 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 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. 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); 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 and educational tours and program fees (4 VAC 5-36-150); and Miscellaneous rental fees (4 VAC 5-36-200).

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) the addition of new facilities and

offerings; 3) updates to ensure consistency with the private sector; 4) the deletion of fees that have become obsolete as there is no longer demand for a service; 5) revisions to reflect private concessionaires' new seasonal prices; 6) reasonable increases to offset growing maintenance costs; and 7) 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.*

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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 October 28, 2013. 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, 2014.

### Family impact

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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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.