

**Rule Summary and Fiscal Analysis (Part A)****Department of Natural Resources**

Agency Name

**Division of Parks and Recreation**

Division

**Mindy Bankey**

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**1501:41-2-29**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**Special activities permit fee.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **1541.03**

5. Statute(s) the rule, as filed, amplifies or implements: **1541.01, 1541.03, 1541.09, 1541.19**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

The rule is being proposed to create a new fee for groups that have a special event at Maumee Bay and who want exclusive use of portions of the park for their event.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

The rule establishes fees for special activity permits. The proposed change adds a

new fee for groups who are conducting special events at Maumee Bay and who need exclusive use of portions of the park. These groups will pay \$1 per one hundred square feet of exclusive use area.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

*Not Applicable.*

12. 119.032 Rule Review Date: **11/29/2005**

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

**FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase/decrease** either **revenues/ expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will increase revenues.

\$800.00

The proposed changes are projected to increase revenue by \$800.00 in the current biennium. Revenue receipts for state parks are below original projections and the proposed increase will help with cash flow.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Persons wanting to conduct special activities on state parks will pay the following: (A) They will pay \$35 per permit issued (B) They will pay for any additional state park labor or services required. (C) At division sponsored events vendors who are not selling food or beverage will pay up to \$15. (D) At division sponsored events vendors selling food or beverages will pay up to 15% of gross receipts. (E) At Maumee Bay, groups wanting exclusive use of part of the park for a special activity will pay \$1 per 100 square foot of excluding use area.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**