

APA-1
Revised 4/2018

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. 220 Department or Agency Conservation and Natural Resources

Rule No.: 220-5-.01

Rule Title: Use of Facilities

New Amend Repeal (of Existing Rule) Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? NO

Does the proposed rule have any economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Department of Conservation and Natural Resources
State Parks Division

NOTICE OF INTENDED ACTION

AGENCY NAME: Department of Conservation and Natural Resources

RULE NO. & TITLE: 220-5-.01 Use of Facilities

INTENDED ACTION: Amendment. -----

SUBSTANCE OF PROPOSED ACTION: To remove an outdated and unnecessary section about housekeeping when leaving a cabin and to provide that abandoned personal property shall be subject to disposal in accordance with law or State Park policy.

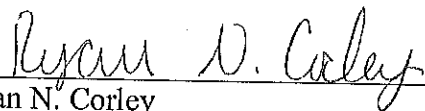
TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Director of State Parks Division at any time during the period stated below, or orally if requested in writing 48 hours in advance to the Director of State Parks Division, and then by personally appearing at Room 474, Folsom Administrative Building, 64 North Union Street, Montgomery, Alabama, at 10:00 a.m., Friday, August 3, 2018.

If ADA accommodations are needed, please contact Daisy Perry at (334) 242-3165 or daisy.perry@dnr.alabama.gov. Requests should be made as soon as possible but at least seven days prior to the date of a personal appearance to present views regarding the proposed rules.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, August 3, 2017.

CONTACT PERSON AT AGENCY: Greg Lein, Director, State Parks Division, 5th Floor, 64 N. Union Street, Montgomery, Alabama 36130, 334-242-3334.



Ryan N. Corley
Secretary of Administrative Procedure

Christopher M. Blankenship

220-5-.01 Use of Facilities

(1) Alabama State Law requires that all persons registering at any hotel, motel, cabin or campsite in any State Park shall record the name and address of each responsible party in a registration book or upon a guest register card provided for such use. Persons under eighteen years of age shall be permitted to register for a hotel or motel room, cabin or campsite only as agent acting for their parents. Any person who willfully makes an erroneous entry in such registration book shall be in violation of this regulation.

~~———— (2) Upon leaving any cabin the renter thereof shall wash all dishes and cooking utensils and shall turn off all electric appliances, oil or gas heaters and stoves, extinguish all fires except pilot lights, and leave the premises in a clean and sanitary condition.~~

(32) No person or group of persons shall be allowed to occupy any cabin, lodge or campsite for a consecutive period longer than two weeks from April 1 through October 31 without written permission from the Director of State Parks.

(43) It shall be unlawful to erect or occupy any site with unsightly or inappropriate camping equipment.

(54) Pitching tents or parking trailers or other camping equipment in areas not designated for such purposes shall be unlawful.

(65) No person shall picnic in any area in any State Park or on any State Parkway except in the designated places without the specific approval of the Park Manager.

(76) It shall be unlawful for any person to possess or use, at any State Park freshwater or saltwater swimming area (including any beach area), any container which is subject to break, shatter, fracture, disintegrate, or become fragmented, including, but not limited to, glass, breakable plastics, etc.

(87) Abandoned personal property shall be subject to disposal in accordance with law or State Park policy.

(98) It shall be unlawful to leave unattended at any state park any person under the age of fourteen (14). For the purpose of this paragraph, "unattended" shall mean without direct adult supervision.

Author: Christopher M. Blankenship

Statutory Authority: §§ 9-2-3, 9-2-9, and 9-2-12, Code of Alabama 1975

Penalty: As provided by § 9-2-9, Code of Alabama 1975

History: Filed September 30, 1992. **Amended:** April 19, 1983; November 16, 1989.
Amended: Filed April 16, 1998; effective May 21, 1998. June 19, 2018.

**ECONOMIC IMPACT
STATEMENT FOR APA RULE
(Section 41-22-23(f))**

Control No. 220 Department or Agency Conservation

Rule No: 220-5-.01

Rule Title: Use of Facilities

 New X Amend Repeal Adopt by Reference

 X This rule has no economic impact.

 This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

2. COSTS/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:

3. EFFECT OF THIS RULE ON COMPETITION:

4. EFFECT OF THIS RULE ON COST-OF-LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:

7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:

8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:

9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:

10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED: