

ENROLLED ACT NO. 12, HOUSE OF REPRESENTATIVES

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
2017 GENERAL SESSION

AN ACT relating to state parks, historic sites, archeological sites and recreation areas; authorizing the department of state parks and cultural resources to designate parks, sites and areas as fee areas; modifying fees for the use of parks, sites and areas; authorizing voluntary fees; modifying provision related to the use of fee income as specified; removing redundant language; and providing for effective dates.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.** W.S. 36-4-121(a)(intro), by creating new paragraphs (xvii) through (xxvi), (b), (c), (h), (j), (k), (o) and by creating new subsections (r) and (s) is amended to read:

**36-4-121. Permits to use state parks, recreation areas and historic sites.**

(a) The department of state parks and cultural resources shall offer for sale permits that allow use of ~~the~~ state parks, recreation areas, archeological sites and historic sites. ~~Daily use permits shall be required at Glendo, Guernsey, Curt Gowdy, Edness Kimball Wilkins, Buffalo Bill, Boysen, Seminoe and Keyhole state parks and Fort Bridger, South Pass City, Trail End, Fort Fetterman and Fort Phil Kearney state historic sites, and Hawk Springs state recreation area. The department may establish voluntary pay stations at Bear River and Hot Springs state parks to allow users of those parks to make voluntary contributions for the use of the state parks. Persons who enter or use Bear River or Hot Springs state park without paying daily use fees shall not be subject to the penalties provided for in subsection (j) of this section. Overnight~~

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~~camping permits shall be required at Boysen, Buffalo Bill, Curt Cowdy, Glendo, Guernsey, Keyhole, Seminoe and Sinks Canyon state parks, Connor Battlefield state historic site, Medicine Lodge state archeological site and Hawk Springs state recreation area by the department during the entire ealendar year~~ as designated by the department with the approval of the Wyoming parks and cultural resources commission. Permits may be subject to per person, per vehicle or time restrictions or any other restriction the director of the department deems appropriate. The director may waive any permit fee imposed pursuant to this section, offer discounts or offer at no charge complimentary permits or gift certificates for permits authorized by this section. Except ~~for the lifetime permit issued without cost pursuant to~~ as provided in subsection (n) of this section, the cost of the permits authorized under this section shall be approved by the commission and set in an amount not to exceed the following:

<u>(xvii) Resident annual daily use permit</u>	<u>\$64.00</u>
<u>(xviii) Nonresident annual daily use permit</u>	<u>\$96.00</u>
<u>(xix) Resident daily use fee.....</u>	<u>\$8.00</u>
<u>(xx) Nonresident daily use fee.....</u>	<u>\$12.00</u>
<u>(xxi) Resident overnight camping permit..</u>	<u>\$12.00</u>
<u>(xxii) Nonresident overnight camping permit.....</u>	<u>\$18.00</u>

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(xxiii) Annual resident overnight camping permit.....\$96.00

(xxiv) Per person daily use bus fee for guided tours, which shall not be charged to persons under the age of eighteen (18) years.....\$5.00

(xxv) Daily use lodge permit.....\$300.00

(xxvi) Daily use group picnic shelter and adjacent ground permit.....\$150.00

~~(b) Any holder of an annual daily use permit or an annual resident overnight camping permit may obtain additional vehicle annual daily use permits or additional vehicle annual overnight camping permits from~~ The department or any selling agent of the department may issue additional vehicle annual daily use permits or additional vehicle annual overnight camping permits upon payment of ~~the a fee prescribed under paragraph (a) (vii) or (viii) of this section, as applicable, and upon submission of proof satisfactory to the department that an original annual permit was purchased and that the additional vehicle is registered in the same name as the vehicle for which the original annual permit is obtained, or that the additional vehicle is operated by the person who purchased the original annual permit or a member of his family under duly granted authority from his employer. The director shall determine the validity of the authority of an applicant to operate an employer-owned vehicle prior to issuance of an additional vehicle permit for that vehicle under this section. Any vehicle in tow by another vehicle owned by the same person shall be considered a single vehicle for purposes of this section and only a single annual bucking horse daily use permit shall be required for entrance at~~

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~~state parks and a single annual overnight camping permit shall be required for overnight camping at state parks in an amount not to exceed fifty percent (50%) of the cost of the original annual permit.~~

(c) ~~If an annual daily use permit or an annual resident overnight camping permit is lost, mutilated or destroyed, the holder of the permit may obtain a duplicate annual permit from~~ The department or any selling agent of the department ~~permit may issue duplicate annual daily use permits or annual resident overnight camping permits~~ upon ~~the holder of the permit~~ filing an affidavit showing the loss, mutilation or destruction of the original permit and upon payment of ~~the a~~ fee ~~imposed under paragraph (a)(ix) or (x) of this section, as applicable in an amount not to exceed twenty-five percent (25%) of the cost of the original annual permit.~~

(h) The funds received by the department from the sale of the permits shall be deposited into an account within the special revenue fund, hereby created as the state parks account, and, ~~except as otherwise provided by this subsection,~~ may be expended by the department for capital construction projects, major maintenance, and site interpretation such as exhibits, signage and displays as approved by the legislature. Interest on funds in the account shall accrue to the account. Not more than ~~twenty-five percent (25%)~~ thirty percent (30%) of the funds in the account in any fiscal year may also be expended, with legislative approval, for maintenance of outdoor recreation areas and facilities provided that no amount shall be expended for additional full-time employees or increases in salaries or overtime pay for full-time employees.

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(j) Any person using state parks, recreation areas, archeological sites and historic sites and failing to obtain a permit ~~required~~authorized by this section and any person otherwise violating this section is guilty of a misdemeanor punishable by a fine of not more than seven hundred fifty dollars (\$750.00), imprisonment for not more than six (6) months, or both.

(k) The department of state parks and cultural resources is authorized to contract with the town of Rancheater to implement a fee collection program at Connor Battlefield state historic site and to provide for park maintenance and operation. Notwithstanding subsection (h) of this section, fees collected ~~pursuant to paragraphs (a)(ii) and (v) of this section~~ for overnight camping at Connor Battlefield state historic site shall be deposited into a separate account and may be expended by the department pursuant to contracts entered into under this subsection.

(o) The department is authorized to sponsor special events and to contract with groups sponsoring special events at state parks, recreation areas, archeological sites or historic sites. A special event fee may be charged ~~as provided in paragraph (a)(xiii) of this section~~ regardless of whether a daily use fee has been established by law and in addition to any other fee. All funds received from special events sponsored by the department shall be deposited in special events account. The funds deposited within the account are continuously appropriated to and may be expended by the department to conduct special events directly or pursuant to contracts entered under this subsection.

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(r) The department may establish methods whereby voluntary contributions may be accepted in support of state parks, historic sites, archeological sites or recreation areas. The department may suggest and solicit specific contribution amounts.

(s) The department may, with the approval of the commission, charge an amenities fee in addition to any other fee authorized under this section for services designated by the commission as added amenities. Funds collected from the amenities fee authorized by this subsection shall be deposited in a separate account and are continuously appropriated to the department to pay the utility fees and maintenance costs for the additional amenities offered. The remaining funds collected from the amenities fee authorized by this subsection at the end of the fiscal year may be deposited in the state parks account and expended in accordance with subsection (h) of this section. Revenues and expenditures under this subsection for each of the immediately preceding two (2) fiscal years shall be reported within the department's biennial budget request submitted under W.S. 9-2-1013.

**Section 2.** W.S. 36-4-121(a)(i) through (xv) is repealed.

**Section 3.** The department shall promulgate rules and regulations necessary to implement this act by July 1, 2017.

ORIGINAL HOUSE  
BILL NO. HB0030

ENGROSSED

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**Section 4.**

(a) Except as provided in subsection (b) of this section, this act is effective July 1, 2017.

(b) Section 3 of this act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk