

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

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1. Type of Estimate and Analysis

X Original    Updated    Corrected

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2. Administrative Rule Chapter, Title and Number

NR 45 Use of Department Properties, NR 51 Administration of Stewardship Grants

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3. Subject

NR 45 governs the conduct of visitors to state lands and provides for the protection of natural resources. Certain fee authorities are included in the rule, and a few have been included for modification in this rule package, LF-02-15. NR 51 contains the rules related to the administration of Stewardship Grants. This rule package proposes to add a state water trail to the list of state trails. This would allow the project to be eligible for competition for Stewardship Grant funding.

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4. Fund Sources Affected

GPR    FED    PRO    PRS   X SEG    SEG-S

5. Chapter 20, Stats. Appropriations Affected

20.370(1)(mu), (mv)

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6. Fiscal Effect of Implementing the Rule

<input type="checkbox"/> No Fiscal Effect	X Increase Existing Revenues	<input type="checkbox"/> Increase Costs
X Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	X Could Absorb Within Agency's Budget
		<input type="checkbox"/> Decrease Cost

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7. The Rule Will Impact the Following (Check All That Apply)

<input type="checkbox"/> State's Economy	<input type="checkbox"/> Specific Businesses/Sectors
<input type="checkbox"/> Local Government Units	<input type="checkbox"/> Public Utility Rate Payers
	<input type="checkbox"/> Small Businesses <b>(if checked, complete Attachment A)</b>

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8. Would Implementation and Compliance Costs Be Greater Than \$20 million?

Yes   X No

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9. Policy Problem Addressed by the Rule

NR 45 is typically updated every few years. Changes governing the public's use of department properties may be designed to improve rule clarity, address emerging issues, adjust fees, better protect resources, address health and safety issues for visitors, and improve enforcement capabilities. This particular revision does not contain any proposals that are specifically designed to address a policy problem.

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10. Summary of the businesses, business sectors, associations representing business, local governmental units, and individuals that may be affected by the proposed rule that were contacted for comments.

N/A The rule is not anticipated to have a significant impact on any of the above interests.

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11. Identify the local governmental units that participated in the development of this EIA.

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12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

There are a few proposed changes to NR 45 that are likely to result in some, but generally minimal, revenue increases to the Conservation Fund. Many of the changes are difficult to quantify as there is not adequate data to base assumptions on. The following fee proposals are included in this rule package:

- Increase of dump station fees from \$3 to \$10 for non-registered campers. Based on 2015 numbers there was approx. 1584 users at \$3.00 each generating \$4752. Based on the increase to \$10 this would increase revenue to \$15,840. although this would be less if some people decided to go elsewhere to dump their waste.
  - Reduction in the costs of shelter rental at Black River State Forest. Currently the two shelter s average about two rentals per year generating \$180. worth of revenue. By cutting the fee substantially (from \$70 to \$40 for non-electric and from \$80 to \$45 for shelters with electricity) it is anticipated that rentals will increase. This increase may also result in some additional vehicle permits being sold. It is difficult to assess how much use will
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increase as there are no comparable shelters in the area with similar amenities.

- Rule clarifying when motor bicycles are permitted on state trails. It is anticipated that there will be some additional trail passes sold but there is no way to determine how many. Anecdotal evidence indicates that there is some avoidance of the use of the state trails on motor bicycles due to uncertainty about the regulations.
- Adding the requirement to have a vehicle admission sticker at four areas. It is anticipated that there will be some additional revenue generated from daily and yearly vehicle admission stickers for these four areas from vehicles entering these areas that do not have an annual vehicle admission sticker. It is not possible to determine the amount of revenue that will be generated as there are no comparable properties that have introduced a fee requirement recently, nor is there an accurate way of determining how many vehicles will be entering these properties, and what percentage will need to purchase vehicle stickers.

The following provision will result in a slight, but indeterminate reduction in revenue:

- Eliminating fee requirement at two day use areas at the Clear Lake and Sandy Beach Picnic areas on Northern Highland American Legion State Forest. Very little revenue is collected specifically for use at the Clear or Sandy Beach Picnic Areas (estimated at \$500 by property superintendent). Many vehicles already have stickers or they park at the Clear Lake Boat Landing, where stickers are not required, and walk the short distance to the picnic area.

No economic impacts to small businesses, business sectors, local governments, public utility rate payers or the state economy are expected.

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### 13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

Many of the rule provisions add clarity for the public's use of department land and for those administering the requirements. While some of the provisions may be addressed through policy, rather than rule implementation, adding them to code provides for greater compliance and enforcement authority if needed.

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### 14. Long Range Implications of Implementing the Rule

No significant long range implications

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### 15. Compare With Approaches Being Used by Federal Government

Federal agencies that administer land have many similar provisions governing public use. See 36 CFR for NPS Regulations, Federal Land Policy and Management Act for BLM lands. 16 USC for USFWS and USFS lands.

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### 16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Please refer to LF-02-15, number 7.

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### 17. Contact Name

Kathryn Fitzgerald

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### 18. Contact Phone Number

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**ADMINISTRATIVE RULES**  
**Fiscal Estimate & Economic Impact Analysis**

**ATTACHMENT A**

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1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

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2. Summary of the data sources used to measure the Rule's impact on Small Businesses

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3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
  - Less Stringent Schedules or Deadlines for Compliance or Reporting
  - Consolidation or Simplification of Reporting Requirements
  - Establishment of performance standards in lieu of Design or Operational Standards
  - Exemption of Small Businesses from some or all requirements
  - Other, describe:
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4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

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5. Describe the Rule's Enforcement Provisions

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6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes    No
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