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 File Date: 08/19/2010

# Notice of Rulemaking Hearing

*Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204. For questions and copies of the notice, contact the person listed below.*

<b>Agency/Board/Commission:</b>	Environment and Conservation
<b>Division:</b>	Tennessee State Parks
<b>Contact Person:</b>	Wayne Gregory
<b>Address:</b>	11 <sup>th</sup> Floor, L & C Tower 401 Church Street Nashville, Tennessee 37243
<b>Phone:</b>	(615) 253-5420
<b>Email:</b>	<a href="mailto:Wayne.Gregory@tn.gov">Wayne.Gregory@tn.gov</a>

*Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:*

<b>ADA Contact:</b>	ADA Coordinator
<b>Address:</b>	12 <sup>th</sup> Floor L&C Tower 401 Church Street Nashville, Tennessee 37243
<b>Phone:</b>	1-866-253-5827 (toll free) or (615) 532-0200 Hearing impaired callers may use the TN Relay Service at 1-800-848-0298.
<b>Email:</b>	<a href="mailto:Beverly.Evans@tn.gov">Beverly.Evans@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Ruth Neff Conference Room – Side B 17 <sup>th</sup> Floor, L & C Tower		
Address 2:	401 Church Street		
City:	Nashville, Tennessee		
Zip:	37243		
Hearing Date :	10/12/10		
Hearing Time:	10:00 AM	<input checked="" type="checkbox"/> CDT	<input type="checkbox"/> EDT

**Additional Hearing Information:**

The Department prepared an initial set of draft rules for public review and comment. These initial draft rules may also be accessed for review using <http://tn.gov/environment/ppo/ph032410.pdf>

Draft copies are also available for review at the following address:

Tennessee Department of Environment and Conservation  
 Office of General Counsel  
 11<sup>th</sup> Floor, L&C Tower  
 401 Church Street  
 Nashville, Tennessee 37243  
 (615) 253-5420

Office hours are from 8:00 AM to 4:30 PM, Monday through Friday (excluding holidays).

Oral or written comments are invited at the hearing. In addition, written comments may be submitted prior to or after the public hearing to: Tennessee Department of Environment and Conservation, Office of General Counsel; Attention: Mr. Wayne Gregory 11<sup>th</sup> Floor, L & C Tower; 401 Church Street; Nashville, Tennessee 37243; telephone 615-253-5420 or fax 615-532-0740. However, such written comments must be received by 4:30 PM CST, October 15, 2010, in order to assure consideration. For further information, please contact Mr. Wayne Gregory at the above address or telephone number or by e-mail at [Wayne.Gregory@tn.gov](mailto:Wayne.Gregory@tn.gov).

**Revision Type (check all that apply):**

- Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0400-01-01	Fees and Charges for Certain Departmental Services
Rule Number	Rule Title
0400-01-01-.03	State Parks Entrance Fees and Parking Fees

Chapter Number	Chapter Title
0400-02-02	Public Use and Recreation
Rule Number	Rule Title
0400-02-02-.05	Camping

Chapter Number	Chapter Title
0400-02-05	Vehicles and Traffic Safety
Rule Number	Rule Title
0400-02-05-.03	Bicycles

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Chapter 0400-01-01  
Fees and Charges for Certain Departmental Services

Amendment

Part 4 of subparagraph (b) of paragraph (4) of Rule 0400-01-01-.03 State Parks Entrance Fees and Parking Fees is amended by deleting it in its entirety and replacing it with a new part 4 to read as follows:

4. For an additional fee, not to exceed thirty (30) dollars, as determined by the Commissioner, a Tennessee State Parks Passport that is purchased by a person sixty-five (65) years of age or older shall be valid for the lifetime of that person.

Authority: T.C.A. §§ 11-1-101 et seq. and 4-5-201 et seq.

Chapter 0400-02-02  
Public Use and Recreation

Amendment

Rule 0400-02-02-.05 Camping is amended by adding a new paragraph (9) to read as follows:

- (9) Golf carts are only allowed on the paved roads within the campgrounds. Anyone operating a golf cart in the campgrounds must have a valid driver's license.

Authority: T.C.A. §§ 11-1-101 et seq. and 4-5-201 et seq.

Chapter 0400-02-05  
Vehicles and Traffic Safety

Amendment

Paragraph (3) of Rule 0400-02-05-.03 Bicycles is amended by deleting it in its entirety and replacing it with a new paragraph (3) to read as follows:

- (3) Anyone under the age of 16 is required to wear a helmet while operating or riding bicycles on any state park property.

Authority: T.C.A. §§ 11-1-101 et seq. and 4-5-201 et seq.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.



Date: August 19, 2010

Signature: E. Joseph Sanders

Name of Officer: E. Joseph Sanders

Title of Officer: General Counsel

Subscribed and sworn to before me on: August 19, 2010

Notary Public Signature: Jo McCrary

My commission expires on: May 8, 2012

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Filed with the Department of State on: 8/19/10

Tre Hargett

Tre Hargett  
Secretary of State

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