

2008 Current Fiscal Year Report: Negotiated Rulemaking Advisory Committee for Dog Management at Golden Gate National Recreation Area

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1. Department or Agency

Department of the Interior

2. Fiscal Year

2008

3. Committee or Subcommittee

Negotiated Rulemaking Advisory Committee for Dog Management at Golden Gate National Recreation Area

3b. GSA Committee No.

28619

4. Is this New During Fiscal Year? **5. Current Charter** **6. Expected Renewal Date** **7. Expected Term Date**

No 02/07/2006 02/07/2008 02/07/2008

8a. Was Terminated During Fiscal Year? **8b. Specific Termination Authority** **8c. Actual Term Date**

Yes 02/02/2008

9. Agency Recommendation for Next Fiscal Year **10a. Legislation Req to Terminate?** **10b. Legislation Pending?**

Terminate No

11. Establishment Authority Presidential

12. Specific Establishment Authority **13. Effective Date** **14. Committee Type** **14c. Presidential?**

Agency Authority 02/06/2006 Ad hoc No

15. Description of Committee Regulatory Negotiations Committee

16a. Total Number of Reports 1

16b. Report Date	Report Title
03/26/2008	Neg Rulemaking Advisory Committee for Dog Management Facilitation Team Report

Number of Committee Reports Listed: 1

17a. Open 1 **17b. Closed** 0 **17c. Partially Closed** 0 **Other Activities** 0 **17d. Total** 1
Meetings and Dates

Purpose	Start	End
This is the final meeting for the Committee members to discuss dog management in GGNRA and make a recommendation to GGNRA.	10/27/2007	10/27/2007

Number of Committee Meetings Listed: 1

18a(1). Personnel Pmts to Non-Federal Members	Current FY	Next FY
	\$0.00	\$0.00

18a(2). Personnel Pmts to Federal Members	\$0.00	\$0.00
18a(3). Personnel Pmts to Federal Staff	\$26,250.00	\$0.00
18a(4). Personnel Pmts to Non-Member Consultants	\$15,000.00	\$0.00
18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$0.00	\$0.00
18d. Total	\$41,250.00	\$0.00
19. Federal Staff Support Years (FTE)	0.30	0.00

20a. How does the Committee accomplish its purpose?

With the participation of knowledgeable and affected parties, NPS expects to develop a practical approach to resolve longstanding and increasingly controversial resource management and public use conflicts involving the protection of natural and cultural resources, competing visitor uses, the safety of visitors and staff, and the desire of some members of the public to walk their dogs off-leash in certain areas of GGNRA. The NPS mission places a high value on conserving natural and cultural resources for enjoyment by present and future generations. In fulfilling this mandate, management policies and case law dictate that public use and enjoyment must be consistent with the protection and conservation of natural and cultural resources if they are to be sustained into the future. In accordance with these mandates, off-leash dog walking may be appropriate in selected locations where resource impacts can be adequately mitigated and public safety incidents and public use conflicts can be appropriately managed. The Committee's function was to assist directly in the development of a proposed special regulation for dog management at Golden Gate National Recreation Area (GGNRA). The existing rule, 36 CFR 2.15 (a)(2) is applicable to all units of the national park system, including GGNRA, and requires that all dogs must be on a leash or otherwise physically confined at all times. The Committee negotiated to reach consensus on some concepts to use as the basis for a proposed special regulation (rule) to be published by the National Park Service in the Federal Register that would alter the application of the existing regulation to GGNRA. The Committee was able to reach consensus on a draft rule and held its last meeting on Oct. 27, 2007. The Committee charter was allowed to terminate on February 2, 2008.

20b. How does the Committee balance its membership?

Development of a consensus-based, effective dog management regulation will require the involvement of representatives of all the affected and interested parties. To achieve this, an assessment process was conducted by a team of experienced mediators. In addition to the principal representatives, alternate representatives were appointed to ensure

adequate representation when principal members are unable to attend, and allow for broader participation by more individuals.

20c. How frequent and relevant are the Committee Meetings?

The Committee is expected to meet approximately six to nine times during its terms, but more meetings may be held, if necessary. Meetings are held to assist the National Park Service in potentially developing a special regulation for dogwalking at Golden Gate National Recreation Area. In FY 2007, the Committee completed its recommendations and the DFO is finalizing the Committee's close out report. Subcommittees will be established as needed. A Technical Subcommittee has been established and held two meetings. The Committee's function was to assist directly in the development of a proposed special regulation for dog management at Golden Gate National Recreation Area (GGNRA). The existing rule, 36 CFR 2.15 (a)(2) is applicable to all units of the national park system, including GGNRA, and requires that all dogs must be on a leash or otherwise physically confined at all times. The Committee negotiated to reach consensus on some concepts to use as the basis for a proposed special regulation (rule) to be published by the National Park Service in the Federal Register that would alter the application of the existing regulation to GGNRA. The Committee was able to reach consensus on a draft rule and held its last meeting on Oct. 27, 2007. The Committee charter was allowed to terminate on February 2, 2008.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

To develop a practical approach to resolve longstanding and increasingly controversial resource management and public use conflicts involving the protection of natural and cultural resources, competing visitor uses, the safety of visitors and staff, and the desire of some members of the public to walk their dogs off-leash in certain areas of GGNRA. No other sources available.

20e. Why is it necessary to close and/or partially closed committee meetings?

Meeting are open to the public.

21. Remarks

The Committee's function was to assist directly in the development of a proposed special regulation for dog management at Golden Gate National Recreation Area (GGNRA). The existing rule, 36 CFR 2.15 (a)(2) is applicable to all units of the national park system, including GGNRA, and requires that all dogs must be on a leash or otherwise physically confined at all times. The Committee negotiated to reach consensus on some concepts to use as the basis for a proposed special regulation (rule) to be published by the National

Park Service in the Federal Register that would alter the application of the existing regulation to GGNRA. The Committee terminated on February 2, 2008.

Designated Federal Officer

Christine Powell Public Affairs, Golden Gate National Recreation Area

Committee Members	Start	End	Occupation	Member Designation
Adams, Cynthia	02/06/2006	02/07/2008	Alternate Member	Representative Member
Arnold, Carol	06/17/2005	02/07/2008	Alternate Member	Representative Member
Bennett, Gordon	06/17/2005	02/07/2008	Alternate Member	Representative Member
Brodie, Erin	06/17/2005	02/08/2008	Primary Member	Representative Member
Copsey, Carol	06/17/2005	02/08/2008	Alternate Member	Representative Member
Cutler, Betsey	06/17/2005	02/07/2008	Alternate Member	Representative Member
Farrow, Anne	06/17/2005	02/07/2008	Alternate Member	Representative Member
Feinstein, Arthur	06/17/2005	02/07/2008	Primary Member	Representative Member
Fergus, Gary	06/17/2005	02/07/2008	Primary Member	Representative Member
Flinn, Jeri	06/17/2005	02/07/2008	Primary Member	Representative Member
Hague, Joe	06/17/2005	02/07/2008	Primary Member	Representative Member
Heath, Mark	06/17/2005	02/07/2008	Primary Member	Representative Member
Hill, Steve	06/17/2005	02/07/2008	Alternate Member	Representative Member
Hu, Karin	06/17/2005	02/07/2008	Alternate Member	Representative Member
Jesperperson, Michelle	06/17/2005	02/07/2008	Alternate Member	Representative Member
Jones, Paul	06/17/2005	02/07/2008	Primary Member	Representative Member
Kennedy-Routhier, Laurie	07/07/2006	02/07/2008	Primary Member	Representative Member
Krefting, Steven	06/17/2005	02/07/2008	Primary Member	Representative Member
La Force, Norman	06/17/2005	02/07/2008	Primary Member	Representative Member
LaForce, Norman	06/17/2005	02/07/2008	Primary Member	Representative Member
Levitt, Howard	06/17/2005	02/07/2008	Alternate Member	Regular Government Employee (RGE) Member
Livingston, Bruce	06/17/2005	02/07/2008	Primary Member	Representative Member
Machado, Cindy	06/17/2005	02/07/2008	Primary Member	Representative Member
McAllister, Keith	06/17/2005	02/07/2008	Primary Member	Representative Member
McKay, Linda	06/17/2005	02/08/2008	Primary Member	Representative Member
Miller, Jeff	06/17/2005	02/07/2008	Alternate Member	Representative Member
Mohr, Joanne	06/17/2005	02/07/2008	Alternate Member	Representative Member
Murdock, Elizabeth	06/17/2005	02/07/2008	Alternate Member	Representative Member
Planthold, Bob	06/17/2005	02/07/2008	Alternate Member	Representative Member
Plater, Brent	06/17/2005	02/07/2008	Primary Member	Representative Member
Powell, Christine	06/17/2005	02/07/2008	Primary Member	Regular Government Employee (RGE) Member
Prohaska, Holly	02/06/2006	02/07/2008	Alternate Member	Representative Member
Robinson, David	06/17/2005	02/07/2008	Primary Member	Representative Member
Rosenblat, Christine	06/17/2005	02/07/2008	Alternate Member	Representative Member
Sigg, Jake	06/17/2005	02/07/2008	Alternate Member	Representative Member
Sproull, Donna	06/17/2005	02/07/2008	Alternate Member	Representative Member
Teichman, Judith	06/17/2005	02/07/2008	Primary Member	Representative Member
Wallace, Marybeth	06/17/2005	02/07/2008	Alternate Member	Representative Member
Walters, Martha	06/17/2005	02/07/2008	Primary Member	Representative Member

Number of Committee Members Listed: 39

Narrative Description

The Negotiated Rulemaking Committee supports DO #75A, on public outreach, which states that the public should be brought in on the early phases of planning process. It specifies that this process should be used, when appropriate, for environmental conflicts.

What are the most significant program outcomes associated with this committee?

Checked if Applies

- Improvements to health or safety
- Trust in government
- Major policy changes
- Advance in scientific research
- Effective grant making
- Improved service delivery
- Increased customer satisfaction
- Implementation of laws or regulatory requirements
- Other

Outcome Comments

The Committee's function was to assist directly in the development of a proposed special regulation for dog management at Golden Gate National Recreation Area (GGNRA). The existing rule, 36 CFR 2.15 (a)(2) is applicable to all units of the national park system, including GGNRA, and requires that all dogs must be on a leash or otherwise physically confined at all times. The Committee negotiated to reach consensus on some concepts to use as the basis for a proposed special regulation (rule) to be published by the National Park Service in the Federal Register that would alter the application of the existing regulation to GGNRA. The Committee was able to reach consensus on a draft rule and held its last meeting on Oct. 27, 2007. The Neg Rulemaking Advisory Committee for Dog Management Facilitation Team Report was published March 26, 2008. The Committee charter was allowed to terminate on February 2, 2008.

What are the cost savings associated with this committee?

Checked if Applies

- None
- Unable to Determine
- Under \$100,000
- \$100,000 - \$500,000
- \$500,001 - \$1,000,000
- \$1,000,001 - \$5,000,000
- \$5,000,001 - \$10,000,000
- Over \$10,000,000
- Cost Savings Other

Cost Savings Comments

The cost savings is unable to be determined, but will show up in staff time allocated to dog management in GGNRA and the time allocated to litigation.

What is the approximate Number of recommendations produced by this committee for the life of the committee?

3

Number of Recommendations Comments

The Committee ultimately reached unanimous agreement on the following: nine guiding principles for dog management; guidelines for commercial dogwalking to be evaluated by NPS; site specific alternatives for Oakwood Valley in Marin County.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

No decision on implementing recommendations has been made at this time.

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

No decision on implementing recommendations has been made at this time.

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes No Not Applicable

Agency Feedback Comments

The Committee was educated that recommendations or advice could only be implemented within the constraints of federal authorities, policies, planning guidelines and park resources. The Committee was updated on this periodically as needed as their discussions proceed.

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

- Reorganized Priorities
- Reallocated resources
- Issued new regulation
- Proposed legislation
- Approved grants or other payments
- Other

Action Comments

The NPS is drafting alternatives for the EIS for dog management and a proposed rule. Recommendations from the Committee will be incorporated where possible.

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

NA

How is access provided to the information for the Committee's documentation?

Checked if Applies

- Contact DFO
- Online Agency Web Site
- Online Committee Web Site
- Online GSA FACA Web Site
- Publications
- Other

Access Comments

Powerpoint presentations, reports, maps, letters from the public and media articles were presented at Committee meetings and subcommittee meetings as needed.