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COMMERCIAL USE FEES FOR MONTANA STATE PARKS

Valid July 6, 2017 to December 31, 2018

The following fees apply to commercial use, as defined in ARM 12.14.101-12.14.170 that occurs on lands under the control, administration, and jurisdiction of the Montana State Parks & Recreation Board.



COMMERCIAL USE FEE SCHEDULE

STATE PARKS

Primary Type of Use TYPE	DESCRIPTION	Commercial Use Permit FEE
Service Provider (Includes: Outfitter, Water-based Service Provider, and Guided Tour or Trip) Guided Recreation Services	Outfitted or guided angling services, or other water-based service providers that accompany clients onto waterbodies accessed via a state park; land-based guided tours, trips, or recreational rides that accompany clients in a state park.	\$5 per client day \$8 per client, per day
Watercraft Delivery Equipment & Facility Services	Delivery, demonstration, or on-site rental for facilities, equipment, or recreational gear.	\$150 per year \$250 per year
Special Commercial Events	Commercial special events, competitions, races, training, research activities, or other organized activities for which participants pay a fee to participate. <i>*Event fees do not include ancillary commercial activities</i>	A) \$3 per event participant; or B) \$300 per event \$8 per participant, per day

	<i>associated with the event; separate permits and fees apply.</i>	
Vending Services	Sale or provision of food, beverages, merchandise, souvenirs, firewood, clothing, entertainment, or related services.	A) Half Day (Up to 4 Hours) \$50 B) Full Day (more than 4 Hours) \$100 \$150 per day
Still Photography and Filming* Photography/Filming	Photography or filming activities involving 1 - 5 persons	~~1 person photographer/videographer operating with the use of models, props, crew members, or clients: \$25 per day or \$50 per year; \$50 per day; or \$300 per year~~
	Photography or filming activities involving 6 -20 persons	~~2 to 3 person crew: \$25 per day or \$50 per year \$8 per person, per day + minimum \$200 per day additional fee~~
	Photography or filming activities involving 21 - 50 persons	~~4 to 7 person crew: \$50 per day \$8 per person, per day + minimum \$1,000 per day additional fee~~
	Photography or filming activities involving 51+ persons	~~8 to 20 person crew: \$200 per day \$8 per person, per day + minimum \$5,000 per day additional fee~~
		~~21 or more person crew: \$500 for first day, \$1,000 per additional day~~
Non-service Use and or Consumptive Commercial Use	Commercial promotional activity, dock use, material staging, maintenance, repair, or construction support.	~~\$50 - \$1000 per day~~ \$75 per day (Minimal impact on public)
		\$800 per day (Moderate impact on public)
		\$1,500 per day (Significant impact on public)
~~Rush Permit Fee (Under 5-day- turn-around)~~		\$25 in addition to applicable Use Fee(s)
~~Late Fee~~		\$100

~~TOM TOWE, Chairman~~
~~Montana State Parks & Recreation Board~~

~~MARTHA WILLIAMS, Director~~ _____ **~~Date~~**
~~Montana Fish, Wildlife & Parks~~

The Commercial Use Rules do not apply to an individual photographer or videographer operating on his or her own without the use of models, props, crew members or clients.

Definitions:

~~Model—a person who is accompanying the photographer/videographer and is the subject of a photo or video.~~

~~Prop—an object brought on location to enhance the photo or video, e.g., a piece of furniture, backdrop, signs, etc. "Prop" does not include a tripod or other piece of photography equipment.~~

~~Client—person who is compensating a photographer or videographer for their services.~~

~~Crew—a person who is compensated to assist the photographer or videographer. The photographer, videographer, prop or model is considered a crew member for purposes of determining the permit fee.~~

~~2026 FWP Commercial Use Permit Fee Rule for Fishing Access Sites, Fisheries Conservation Areas, Wildlife Management Areas, and FWP Administrative Sites~~

The following fees apply to commercial use, as defined in ARM 12.14.101, that occurs on lands under the control, administration, and jurisdiction of the fish and wildlife commission.

FISHING ACCESS SITES (FAS)

Primary Type of Use TYPE	DESCRIPTION	Commercial Use Permit FEE
Licensed Outfitter		FAS Permit: \$100/year or \$15/day Commercial Use Permit Fee: A) 3% of unadjusted income; B) \$5 per client day conducted; or C) \$4 per allocated client day. Minimum annual fee: \$50—\$100 (SRP application fee: \$110/year for Madison and Blackfoot rivers)
~~Water-based Service Provider~~ Guided Recreation Services: Water-based	Outfitted or guided angling service providers, or water-based service providers that accompany clients onto water bodies accessed via a FAS.	FAS Permit: \$100/year or \$15/day Commercial Use Permit Fee: A) 3% of unadjusted income; B) \$2 per client day conducted; or C) \$1 per allocated client day. Minimum annual fee: \$50—\$100 (SRP application fee: \$110/year for Madison and Blackfoot rivers) \$25 Daily FAS Permit or; \$150 Annual FAS Permit
Guide		FAS Permit: \$100/year or \$15/day
~~Guided Tour or Trip (non-water-based)~~ Guided Recreation Services: Land-based	Land-based guided tours, trips, or recreational rides that accompany clients in a FAS.	\$5 per client day \$8 per client, per day
~~Watercraft livery, rental, or demonstration~~ Equipment & Facility Services	Delivery, demonstration, or on-site rental for facilities, equipment, or recreational gear.	\$100/year \$250 per year
Special Commercial Events	Commercial special events, competitions, races, training, research activities, or other organized activities for which participants pay a fee to participate. <i>*Event fees do not include ancillary commercial activities associated with the event; separate permits and fees apply.</i>	A) \$3 per event participant \$8 per participant, per day
Concessions Vending Services	Sale or provision of food, beverages, merchandise, souvenirs, firewood, clothing, entertainment, or related services.	5% of unadjusted income or \$50 per day \$150 per day
~~Still Photography and Filming*~~	Photography or filming activities involving 1 - 5 persons	~~1 person photographer/videographer operating with the use of models, props, crew members, or clients: \$25 per day or \$50 per year;~~

Photography/Filming		\$50 per day; or \$300 per year	
	Photography or filming activities involving 6 -20 persons	2 to 3 person crew: \$25 per day or \$50 per year \$8 per person, per day + minimum \$200 per day additional fee	
	Photography or filming activities involving 21 - 50 persons	4 to 7 person crew: \$50 per day \$8 per person, per day + minimum \$1,000 per day additional fee	
	Photography or filming activities involving 51+ persons	8 to 20 person crew: \$200 per day \$8 per person, per day + minimum \$5,000 per day additional fee	
Non-service Use and or Consumptive Commercial Use	Commercial promotional activity, dock use, material staging, maintenance, repair, or construction support.	\$50 –\$1000- per day	\$75 per day (Minimal impact on public)
			\$800 per day (Moderate impact on public)
			\$1,500 per day (Significant impact on public)
Late Fee		\$100	

WILDLIFE MANAGEMENT AREAS (WMA)

Primary Type of Use TYPE	DESCRIPTION	Commercial Use Permit FEE
~~Licensed Outfitter~~		FAS Permit: \$100/year or \$15/day Commercial Use Permit Fee: D) 3% of unadjusted income; E) \$5 per client day conducted; or F) \$4 per allocated client day. Minimum annual fee: \$50 – \$100 (SRP application fee: \$110/year for Madison and Blackfoot rivers)
~~Water-based Service Provider~~		FAS Permit: \$100/year or \$15/day Commercial Use Permit Fee: D) 3% of unadjusted income; E) \$2 per client day conducted; or F) \$1 per allocated client day. Minimum annual fee: \$50 – \$100 (SRP application fee: \$110/year for Madison and Blackfoot rivers)
~~Guide~~		FAS Permit: \$100/year or \$15/day
~~Watercraft livery, rental, or demonstration~~		\$100/year
~~Guided Tour or Trip (non-water-based)~~ Guided Recreation Services	Water-based service providers that accompany clients onto waterbodies accessed via a WMA; land-based guided tours, trips, or recreational rides that accompany clients in a WMA.	\$5 per client day \$8 per client, per day
~~Special~~ Commercial Events	Commercial special events, competitions, races, training, research activities, or other organized activities	A) \$3 per event participant \$8 per participant, per day

	for which participants pay a fee to participate. <i>*Event fees do not include ancillary commercial activities associated with the event; separate permits and fees apply.</i>	
~~Concessions~~		~~5% of unadjusted income or \$50 per day~~
~~Still Photography and Filming*~~ Photography/Filming	Photography or filming activities involving 1 - 5 persons	~~1 person photographer/videographer operating with the use of models, props, crew members, or clients: \$25 per day or \$50 per year; \$50 per day; or \$300 per year~~
	Photography or filming activities involving 6 -20 persons	~~2 to 3 person crew: \$25 per day or \$50 per year~~ \$8 per person, per day + minimum \$200 per day additional fee
	Photography or filming activities involving 21 - 50 persons	~~4 to 7 person crew: \$50 per day~~ \$8 per person, per day + minimum \$1,000 per day additional fee
	Photography or filming activities involving 51+ persons	~~8 to 20 person crew: \$200 per day~~ \$8 per person, per day + minimum \$5,000 per day additional fee
		~~21 or more person crew: \$500 for first day, \$1,000 per additional day~~
~~Non-service Use and or~~ ~~Consumptive-Commercial Use~~	Commercial promotional activity, dock use, material staging, maintenance, repair, or construction support.	~~\$50-\$1000 per day~~ \$75 per day (Minimal impact on public)
		\$800 per day (Moderate impact on public)
		\$1,500 per day (Significant impact on public)
~~Late Fee~~		~~\$100~~

~~*The Commercial Use Rules do not apply to an individual photographer or videographer operating on his or her own without the use of models, props, crew members or clients.~~

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~~Client—person who is compensating a photographer or videographer for their services.~~

~~Crew—a person who is compensated to assist the photographer or videographer. The photographer, videographer, prop, or model is considered a crew member for purposes of determining the permit fee.~~

~~Note: The commercial use fee rule includes a menu of fee systems from which the department may select one system for a particular site or sites. The menu of options enables the department to cooperate with other state and federal agencies and to evaluate the types of commercial use present and select the most appropriate fee system based on ease of administration and input from the commercial users.~~

OTHER /ADDITIONAL FEES FOR ALL FWP SITES

Primary Type of Use TYPE	DESCRIPTION	Commercial Use Permit FEE
Late Fee	Additional fee applied when fees for permitted commercial use are not submitted to the department by specified due date.	\$100
		\$150

Note: The department may require payment of fees for conducting commercial use on department land and fees may be adjusted by the department in accordance with ARM 12.14.160 based on site impacts, staffing needs, or other activity-specific factors. Commercial use as defined by ARM 12.14.101(4) applies to any person or entity that utilizes land under the control, administration, and jurisdiction of the Montana Department of Fish, Wildlife and Parks for consideration.

RESTRICTED WATERBODIES/RIVERS

Permit fees for angling outfitters and water-based service providers authorized to conduct commercial recreation activities on restricted waterbodies.

WATERBODY	DESCRIPTION	FEE
Bitterroot (Upper) - West Fork	Permits issued and limited to historical commercial users; no allocation of use; permit holders limited to two launches per section per day, and to reach and day of week restrictions.	No fee
Beaverhead	Permits issued and limited to historical commercial users; permit holders allocated days based on highest historical use; permit holders limited to reach and day of week restrictions.	\$4 per allocated client day
Big Hole	Permits issued and limited to historical commercial users; permit holders allocated days based on highest historical use; permit holders limited to reach and day of week restrictions.	\$4 per allocated client day
Blackfoot	SRP required*; permits issued to new and historical commercial users; no allocation or use limits for permit holders. Competitive events follow fees for commercial events.	3% Gross revenue; \$130 minimum fee
Clark Fork - Alberton Gorge**	Permits issued and limited to historical commercial users; no allocation of use or use limits for permit holders.	3% Gross revenue
Madison	SRP required*; permits issued to new and historical commercial users; no allocation of use or use limits for permit holders. Competitive events follow fees for commercial events.	3% Gross revenue; \$130 minimum fee
Smith	Smith River commercial and float fees are governed and established through the Smith River Biennial Rule; permits issued to historical users; permit holders capped and allocated use; permit holders allowed to lease, rent, or otherwise receive compensation from another authorized permit holder for the use of a commercial float trip within a single season.	\$200 per float trip \$25 per staff \$110 per client

Note: Guides, assistants, and water-based service provider personnel conducting commercial activities and accompanying clients onto the water via fishing access sites (FAS) under a permit authorizing commercial use on a restricted waterbody must possess a valid FAS permit.

*SRP (Special Recreation Permit) – The department, in conjunction with the Bureau of Land Management (BLM), requires an SRP for commercial use at FWP and BLM access sites along the Blackfoot River and Madison River.

**Special Regulations for Commercial Use on the Alberton Gorge: Alberton Gorge shall be defined as the region between and including Cyr Fishing Access Site to Tarkio Fishing Access Site along the Clark Fork River. Commercial use, as defined in ARM 12.14.101(3), within the Gorge is limited to commercial use that demonstrated “Historical Commercial Use” of the Gorge prior to January 1, 1998, by registering with the department by March 15, 1999. Those who failed to demonstrate proof of prior commercial use by that date are not considered historical commercial users and therefore are prohibited from conducting commercial use within the Gorge.