

**The Idaho Department of Fish and Game considers the following document to be an agency guidance document for purposes of Idaho Executive Order 2020-002. The guidance document is not new law; it is the Department's interpretation or implementation of existing law.**

Department Point of Contact (to obtain additional information or provide input):

Deputy Director, Programs and Policy  
Idaho Department of Fish and Game  
P.O. Box 25  
Boise, ID 83707  
Phone: (208) 334-3771  
Email: [rules@idfg.idaho.gov](mailto:rules@idfg.idaho.gov)



## IDAHO DEPARTMENT OF FISH AND GAME

### Commercial Use of Department Lands POLICY NO.: W-4.0

Revision Date: April 2013

#### POLICY STATEMENT

The purpose of this policy is to provide clear and consistent guidance for the commercial use of land owned by the Commission or managed by the Idaho Department of Fish and Game (Department) through leases or other agreements. This policy does not apply to properties administered under "Access Yes!" and similar access programs or conservation easements on private lands.

- A.** In determining whether to authorize commercial uses the Department will assess whether the proposed commercial use:
  - 1. Is consistent with the purpose for which the property was acquired, including the objectives and directives of any relevant management plan for the property.
  - 2. Meets the purpose or objectives more efficiently and effectively than the Department can.
  - 3. Generates a net benefit to the Department's mission.
  - 4. Conflicts with access or opportunity for the non-commercial public.
- B.** In cases where the Department determines farming, sharecropping, and grazing of Department-managed lands is appropriate, the Department will comply with Department procedures for these activities.
- C.** In cases where the Department determines a commercial timber sale is appropriate, it will be administered by the Idaho Department of Lands as directed by Idaho Code Section 58-411. The design of a sale on Department lands will be under the direction of the Department and will be consistent with the purpose for which the land was acquired.
- D.** In cases where the Department determines it is appropriate to allow other commercial cultivation or removal of plants, man-made structures, minerals, or other materials; the sale or barter of goods or services, including outfitting; other commercial uses, the Department will:
  - 1. Comply with State and Department purchasing policies to obtain the best overall value and net benefit for the Department's management goals.
  - 2. Require mitigation or restoration measures as required by law and/or as the Department deems appropriate to achieve Department management goals.
  - 3. Approve commercial uses only through written lease, contract, or agreement, with terms and conditions acceptable to the Department, which shall include reimbursement of the Department's administrative costs and may include other payments for the benefit of the



## IDAHO DEPARTMENT OF FISH AND GAME

### **Commercial Use of Department Lands POLICY NO.: W-4.0**

Department. The Director may waive or reduce the administrative cost requirement based on a finding of overall value to the Department.

- E.** The Department may approve the general use of Department boat launch sites by outfitters for boating access without lease, contract, or agreement, unless the Department finds outfitting use of a boat launch site is having an unacceptable impact on use of the launch site for non-outfitted users.