

**COMMERCIAL USE AUTHORIZATION FOR GUIDED PHOTOGRAPHY**  
**OPERATING PLAN-ATTACHMENT B**

**General Provisions**

1. The CUA for Photography allows the CUA holder to conduct road based photographic tours and instruction. Limited front country hiking on boardwalk areas and designated trails less than ½ mile from the road is permitted.
2. Guided activities such as day hiking (> ½ mile from the road) backpacking, biking, boating, and/or fishing are not authorized under this permit and require a separate CUA.
3. Group size will be limited to 15 people including guides.
4. Client activities must not conflict with the public's normal use of park areas.
5. Photographers and vehicles are permitted to occupy the parking lot or vehicle pull-out for a maximum of 2 hours.
6. The CUA holder shall be liable for damage to any property of the United States resulting from the use authorized hereunder.
7. Violation of any park regulation or terms of this permit may result in issuance of a violation notice, suspension of privileges granted by this permit, or revocation of this permit.

**Administrative Requirements**

- 8) Section 512 of the Credit Card Accountability Responsibility and Disclosure Act of 2009, P.L. 111-24, 123 Stat. 1764-65, allows persons to possess firearms while in units of the National Park and National Wildlife Refuge Systems if they are possessed in compliance with applicable federal and state law.

The Following are specific requirements for operating in Yellowstone National Park:

- Concessioner employees may not possess firearms while on duty. The superintendent, in his or her sole discretion, may grant exceptions to this prohibition upon consideration of a written request from the Concessioner's general manager with a thorough explanation of the basis of the request.
- Concessioners are responsible for determining how they will interpret and implement State firearm possession laws in regard to their clients. The Concessioner and/or its legal counsel should consult the applicable state attorney general's office for access to relevant state firearms laws.
- The Concessioner must provide the Service its written policy that articulates how it will implement this law in regards to its operation. The policy should address the two issue points: 1. confirmation that on-duty employees will be prohibited from firearm possession; 2. a plan for management of public firearm possession in regards to concession activities.

**Staffing and Employment**

- 9) At a minimum, one guide on each trip must be currently certified in Standard First Aid, CPR and carry a first aid kit. A written list of guides and dates of Standard First Aid certification must be provided to the Concessions Management Office prior to the beginning of the operating season. Copies of the first aid cards need not be submitted.
- 10) Guides must be at least 18 years of age and trained in basic safety, resource protection, park rules and regulations and in the requirements of the CUA terms and conditions.

**Operational Requirements**

- 11) While in Yellowstone, the CUA holder or guide shall remain with their clients for the duration of the trip.
- 12) Foot travel in all thermal areas must be confined to boardwalks or trails that are maintained for such travel and are marked by official signs. 36 CFR, Ch 1. Se. 7.13(i) No off-trail travel is allowed; stay on designated boardwalks and trails.
- 13) The CUA holder must ensure that all clients and guides stay at least 100 yards from bears and wolves. A distance of 25 yards is required from bison, elk and other animals. Individuals are required to remove one's self to prescribed distances during inadvertent, accidental, casual, or surprise encounters with wildlife. Regardless of any distance, if any wild animal changes its behavior due to your group's presence, you are too close.
- 14) All individuals are required to comply as directed by NPS staff engaged in administering wildlife management operations or managing wildlife viewing opportunities.
- 15) The CUA holder or guide must provide all clients with an orientation prior to the trip which emphasizes safety, camping in bear habitat, Leave No Trace principles, park rules and regulations, and the natures, demands and dangers of the trip.
- 16) The CUA holder is responsible for ensuring that all clients are safely equipped and properly clothed prior to the trip.
- 17) The CUA holder must provide all visitor services in a manner that is consistent with and supportive of the interpretive goals and objectives of the park.

**Reporting requirements**

- 18) All accidents must be reported to a ranger as soon as possible.
- 19) CUA holders must provide to the Concessions Management Office a monthly report indicating the date, number of visitors guided, and road segments ridden for the preceding month of operation. Reports must be received no later than the end of the following month.

**I have read and agree to the Photography conditions. I hereby confirm that the above conditions will be reiterated to all guides associated with this business.**

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CUA Holder's Signature

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Date

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Title

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Company Name

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