



Commercial Filming & Photography Information

Commercial filming is defined as digital or film recording of a visual image or sound recording by a person, business, or other entity for a market audience, such as for a documentary, television or feature film, advertisement, or similar project. Under Public Law 106-206 all commercial filming requires a permit and is subject to a location fee and cost recovery.

In Public Law 106-206, Congress expressed the importance of resource protection and provided that the permit request should be denied if:

- There is the likelihood that resource damage would occur that cannot be mitigated or restored under the terms and conditions of a permit;
- There is the likelihood of unreasonable disruption of or conflict with the public's use/enjoyment of the site;
- There is the likelihood that the activity poses health or safety risks to the public;
- There is the likelihood that the activity would result in the impairment of park resources or values;
- The requested activity will violate any other applicable Federal, State, or local law or regulation.

Applying for a Special Use Permit for filming and photography is as easy!

1. Complete, sign, and return the permit application form.
2. Submit a copy of your insurance naming the "United States Government" as additionally insured.
3. Submit a check for \$100 (US Dollars / US Bank) made out to the National Park Service. This is a nonrefundable permit application fee (Note: Haleakalā NP's tax exempt ID number is 140001849).

Applications can also be accepted electronically or via fax and credit cards can be accepted to pay permit application fees. Refer to website for details: www.nps.gov/hale/parkmgmt/special-park-uses.htm

Application

A Special Use Permit application must be submitted in order for any commercial filming or photography to be considered within the boundaries of Haleakalā National Park or to film any National Park employee whether within the park or at another location.

If you are a crew of fewer than 5 persons and do not plan to use any cast, models, props or sets, you may use the "short form" filming permit. If any doubt—use the long form. Please COMPLETELY fill out the application. Please provide as much detail as you can in regards to what you want to film and what you would like to accomplish.

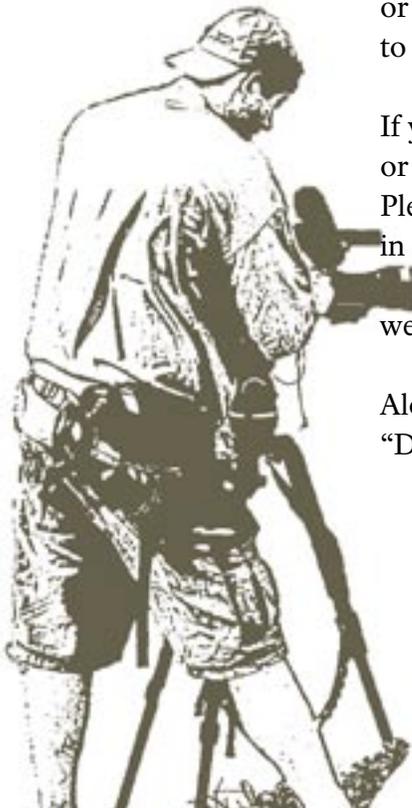
Please feel free to add additional pages or storyboards if needed. The more detail we have initially, the less time it will take to do the compliance and permitting process.

Along with your application, you will need to submit a check/money order made out to "DOI-NPS" for \$100. This is a non-refundable application fee. Send applications to:

(Via: US Postal Service)
Haleakalā National Park
PO Box 369
Makawao, HI 96768
Attn: Special Park Uses

(Via: UPS)
Haleakalā National Park
Mile Post 11, Crater Road
Kula, HI 96790
Attn: Special Park Uses

Please note: We cannot receive anything via FedEx, Airborne Express or DHL - they do not deliver to the park.



Timeline

We need to receive the application AND the application fee a MINIMUM of two weeks in advance. Any project that is complex in nature or requests to film in the Wilderness area or closed areas requires a minimum of four weeks. Applications are accepted with less notice; however we cannot guarantee that permits will be reviewed or approved by date requested.

Once the application and application fee are received, the proposed project will undergo a compliance review to ensure that natural and cultural resources will not be unduly impacted. Upon approval from the compliance coordinator, the permit will be approved. The final permit along with conditions of permit will be faxed to the applicant for their signature and a copy returned back to the Special Park Use coordinator.

Performance Bonds

Dependent upon complexity and scope of project, a performance bond may be required to ensure that the area used is returned to the same state as prior to filming activities. The performance bond may also be used to deduct additional costs associated with the permit that may include, though not be limited to: additional administrative costs not associated with application fee, monitoring costs, maintenance of area post-filming/production; mitigation of natural and/or cultural resource damage. See FEES for possible costs.

Fees

Application Fee

A \$100 non-refundable application fee is required. This covers the first two hours of time spent on the permit. This may include telephone/email conversations, site visits, compliance review, permit conditions, etc.

Administrative Fees

For permits/projects that require more than two hours of administrative time for review, site visits, meetings or processing, will be charged at the rate of \$50.00 per hour. (FY 2007 rate)

Location Fees

The National Park Service has implemented location fees effective May 15, 2006 as directed by Congress set by Public Law 106-206 in 1998. These fees are based on the number of cast/crew per day. These are NPS standards and are non-negotiable. Location fee for the minimum anticipated days is due two business days prior to filming date. Any additional days will be billed at the end of the filming. Location fees may not apply for very small projects of only 1-2 crew.

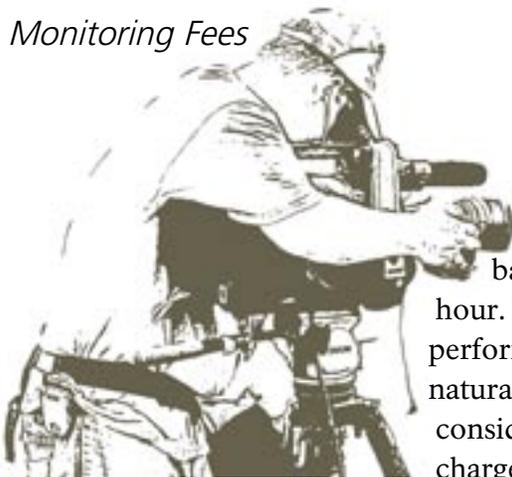
Location Fees for Motion Pictures or Video

- 1-10 people \$150.00/day
- 11-30 people \$250.00/day
- 31-49 people \$500.00/day
- Over 50 people \$750.00/day

Location Fees for Commercial Still Photography

- 1-10 people \$50.00/day
- 11-30 people \$150.00/day
- Over 30 people \$250.00/day

Monitoring Fees



All filming activities will be monitored by a qualified NPS employee to assure full compliance with all of the terms and conditions of permit. The charge is based on actual time spent and by the quarter hour. The charge is \$ 50.00 per hour. This will be charged at the end of the filming or may be taken out of the performance bond if one was required. Small projects with no potential impact to natural/cultural resources or visitor impacts with a small cast/crew may be considered for spot-check monitoring instead of on-site monitoring and may not be charged monitoring fees.

Insurance

General commercial liability insurance is required. A minimum of \$1,000,000 is required. Complex projects or projects with large cast/crews or sets will require higher insurance. The “United States Government” will be named as “additional insured” on the insurance certificate. If further specificity is desired/requested: “the Department of Interior, National Park Service, Haleakalā National Park”. An original copy of the insurance must be received PRIOR to issuing an approved permit.

The NPS may require additional insurance commensurate with the risk involved with your filming activities. **IMPORTANT:** The name on the certificate of insurance must match your business name, including any names used under “doing business as”. The certificate can be mailed to the address on this letterhead or faxed directly to Haleakala National Park 808-572-4438. The certificate holder’s address must read: US Government, National Park Service, Commercial Services, PO Box 369, Makawao HI 96768.

Nature Films

To address the needs of videographers and cinematographers who produce nature films highlighting the wonders of national parks, the following provision is in effect: commercial videographers, cinematographers, or sound recording crews of up to two people with only minimal equipment (i.e., a camera and a tripod) working in areas open to the public are required to obtain a commercial filming permit and are subject to appropriate permit terms and conditions and cost recovery charges but are not subject to location fees.

Filming Locations

POSSIBLE: *Any roads, front-country trails, overlooks that can be used by any visitor. *Wilderness trails – compliance review takes longer for these permits and may not be approved. *Areas closed to the public – rarely permitted.

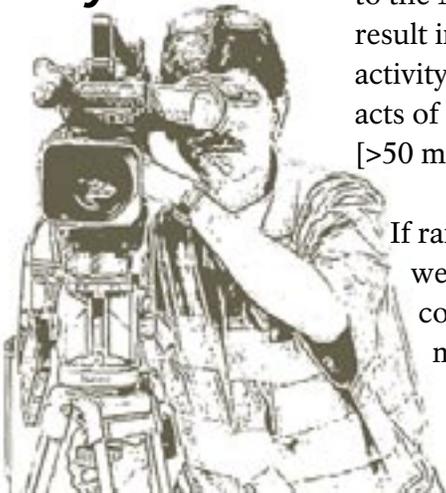
NOT PERMITTED: *Filming of any cast, crew or visitor swimming, playing or recreating in any water feature (predominately streams—e.g. Palikea, Pīpīwai, `Ohe`o Gulch) will not be permitted. Filming of water features *is* permitted provided people are not in the frame. *Commercial activity, such as filming, is not permitted in the Ka`apahu section of the park (including Lelekea, `Ālelele, and Kalepa streams.)

The best time to film without people is prior to 9:00 am. **NOTE:** If streams are closed due to flash flooding, high water or fast stream flow, crews will not be permitted in the streambed or beyond closure signs/gates/barricades.

Cancellation or Delays

Notification of initial delays or schedule changes for start of activities must be provided to the NPS at least two days in advance. Failure to provide adequate notification will result in a non-refundable minimum charge of \$75 for each person scheduled for the activity. (Charges may be waived on a case-by case basis in the event of uncontrollable acts of nature such as road closures due to fires, landslides, hurricanes, excessive wind [>50 mph] and park closures.)

If rain is an issue, you may want to consider including alternate “Rain Dates” in case weather is a factor for your project. Please keep in mind that you are still required to contact the park—preferably one day in advance before 2:00 pm. Please keep in mind that the weather within the park changes constantly and cannot be predicted.



Additional Information

Additional information about Haleakalā National Park may be found on our website at <http://www.nps.gov/hale>

Additional information for filming outside of Haleakalā may be found at the Maui Film Commission website at <http://www.filmmaui.com>

Still Photography

The decision to require a permit for still photography activities in a park is based on the activity itself as opposed to the eventual use of the image. Generally, permits are not required for still photography activities unless:

- The activity takes place at location(s) where or when members of the public are generally not allowed; or
- The activity uses model(s), set(s), or prop(s) that are not a part of the location's natural or cultural resources or administrative facilities; or
- The park would incur additional administrative costs to monitor the activity.

If none of these conditions exist, a permit is not required. We request that you contact us anyway so that we are aware of your activities and can provide you with information if other commercial activity is occurring at the same time.

