

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 1117

By: West (Rick)

4
5
6 AS INTRODUCED

7 An Act relating to state government; amending 74 O.S.
8 2011, Section 2220, as amended by Section 1, Chapter
9 243, O.S.L. 2017 (74 O.S. Supp. 2020, Section 2220),
10 which relates to the Oklahoma Tourism, Parks and
11 Recreation Enhancement Act; exempting certain
12 individuals from state park entrance fees; requiring
13 certain fees be expended for certain purpose; and
14 providing an effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 74 O.S. 2011, Section 2220, as
17 amended by Section 1, Chapter 243, O.S.L. 2017 (74 O.S. Supp. 2020,
18 Section 2220), is amended to read as follows:

19 Section 2220. A. The Oklahoma Tourism and Recreation
20 Commission may prescribe and collect reasonable rates and fees
21 pursuant to the provisions of this section for the services,
22 facilities and commodities rendered by all property of the
23 Commission.

24 1. The Commission may establish maximum rates for rooms at the
state lodges and cabins, for recreational activities, for

1 recreational vehicles and camping sites, and for community
2 facilities under control of the Commission. The method whereby the
3 rates are determined shall be promulgated pursuant to Article I of
4 the Administrative Procedures Act. At least twenty (20) days prior
5 to the adoption or approval of any rate changes by the Commission,
6 the Department shall submit a copy of the proposed rates, for
7 informational purposes, to the Governor, Speaker of the House of
8 Representatives and President Pro Tempore of the Senate. Any change
9 in the rates during the year when the Legislature is not in session
10 shall be reported in writing to the Governor, Speaker of the House
11 of Representatives and President Pro Tempore of the Senate within
12 five (5) business days of such Commission action.

13 2. The Commission may establish maximum charges for all
14 activities at state-owned golf courses. The charges may vary among
15 the different golf courses according to the practices of the golf
16 industry. The method whereby the maximum charges are determined
17 shall be in accordance with rules promulgated pursuant to Article I
18 of the Administrative Procedures Act. At least twenty (20) days
19 prior to the adoption or approval of any rate changes by the
20 Commission, the Department shall submit a copy of such proposed
21 charges, for informational purposes, to the Governor, Speaker of the
22 House of Representatives and President Pro Tempore of the Senate.

23 3. The Commission may establish entrance or day-use charges for
24 the state park system. All monies collected from entrance or day-

1 use charges shall be used at the state parks where the charges were
2 collected. The Commission may establish an annual pass, or other
3 varied passes as appropriate to that park, for visitors. The method
4 whereby the maximum charges are determined, sold, and collected
5 shall be in accordance with rules promulgated pursuant to Article I
6 of the Administrative Procedures Act. At least twenty (20) days
7 prior to the adoption or approval of any rate changes by the
8 Commission, the Department shall submit a copy of such proposed
9 charges, for informational purposes, to the Governor, Speaker of the
10 House of Representatives and President Pro Tempore of the Senate.

11 4. Fees shall be promulgated pursuant to Article I of the
12 Administrative Procedures Act.

13 5. Fees may reflect the seasonal usage of the parks and
14 facilities and for promotional purposes and goals.

15 B. All fees, licenses and other charges shall be posted in a
16 convenient place in each park. Every person using any of the
17 facilities in a park shall be charged the same fees, licenses and
18 every other charge except:

19 1. Residents of this state sixty-two (62) years of age and over
20 and their spouses shall not be charged any admission fees for
21 entrance into any state-owned and -operated park. The Commission
22 may promulgate rules establishing different fees for residents and
23 nonresidents sixty-two (62) years of age and over. Identification
24 may be established by presentation of proof of age, residency, a

1 state driver license, a state license for identification only, birth
2 certificate or any other form of identification authorized by the
3 Commission;

4 2. Individuals who have been certified as totally disabled
5 under state or federal law and their spouses shall be entitled to a
6 fifty percent (50%) reduction of fees which apply to recreational-
7 use facilities;

8 3. Children's groups, volunteer groups as specified by the
9 Commission, or governmental entities that provide beneficial
10 services at the facility for which the fee may be reduced or waived;
11 and

12 4. Special discount rates as authorized in this section may be
13 waived for individuals who are members of a group being provided a
14 special group rate as allowed by law; and

15 5. State-owned and -operated parks shall not charge individuals
16 any parking or admission fees for entrance into the state-owned and
17 -operated park if their primary residence is located within the same
18 county as the park. Any fees collected from nonresidents shall be
19 expended to the benefit of the park from which the admission or
20 parking fee was collected as provided in paragraph 3 of subsection A
21 of this section.

22 C. The failure to collect such fees, licenses and other charges
23 shall subject an employee of the Commission to a fine of Twenty-five
24 Dollars (\$25.00) for each and every violation.

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SECTION 2. This act shall become effective November 1, 2021.

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