

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 ENGROSSED SENATE
5 BILL NO. 673

 By: Burns and Bullard of the
 Senate

6 and

7 Humphrey of the House

8
9 [state parks - campsite - entries - fines - rates
10 and fees - codification - effective date]

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12
13 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 2217.2 of Title 74, unless there
16 is created a duplication in numbering, reads as follows:

17 A. No person shall:

18 1. Physically occupy a campsite identified as "Reserved" by
19 Oklahoma Tourism and Recreation Department staff or by the park
20 reservation system, or fail to vacate a campsite within a reasonable
21 time after being notified of the campsite's reserved status by
22 Department staff; or

1 2. Enter an area of a state park that requires payment of an
2 entry fee for the person's recreational vehicle or travel trailer
3 without having first paid the entry fee.

4 B. Any violation of the provisions of this section may be
5 punishable by an administrative fine not exceeding:

- 6 1. Fifty Dollars (\$50.00) for a first offense;
- 7 2. One Hundred Dollars (\$100.00) for a second offense; and
- 8 3. Two Hundred Fifty Dollars (\$250.00) for any third or
9 subsequent offense.

10 C. All monies collected pursuant to this section shall be
11 deposited in the Oklahoma Tourism and Recreation Department
12 Revolving Fund.

13 SECTION 2. AMENDATORY 74 O.S. 2021, Section 2220, is
14 amended to read as follows:

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

20 1. The Commission may establish maximum rates for rooms at the
21 state lodges and cabins, for recreational activities, for
22 ~~recreational vehicles~~ and camping sites, and for community
23 facilities under control of the Commission. The method whereby the
24 rates are determined shall be promulgated pursuant to Article I of

1 the Administrative Procedures Act. At least twenty (20) days prior
2 to the adoption or approval of any rate changes by the Commission,
3 the Oklahoma Tourism and Recreation Department shall submit a copy
4 of the proposed rates, for informational purposes, to the Governor,
5 Speaker of the House of Representatives, and President Pro Tempore
6 of the Senate. Any change in the rates during the year when the
7 Legislature is not in session shall be reported in writing to the
8 Governor, Speaker of the House of Representatives, and President Pro
9 Tempore of the Senate within five (5) business days of such
10 Commission action.

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

21 3. The Commission ~~may establish entrance or day-use charges for~~
22 ~~the state park system~~ shall establish an entrance fee only for
23 recreational vehicles and travel trailers not to exceed Eight
24 Dollars (\$8.00) per day. All monies collected from ~~entrance or day-~~

1 ~~use charges~~ the entrance fees for recreation vehicles and travel
2 trailers shall be used at the state parks where the charges were
3 collected. The Commission may establish an annual pass, or other
4 varied passes as appropriate to that park, for visitors; provided,
5 the annual pass or other passes shall not restrict access to state
6 parks for visitors not using recreational vehicles or travel
7 trailers. ~~The method whereby the maximum charges are determined,~~
8 ~~and collected shall be in accordance with rules promulgated~~
9 ~~pursuant to Article I of the Administrative Procedures Act. At~~
10 ~~least twenty (20) days prior to the adoption or approval of any rate~~
11 ~~changes by the Commission, the Department shall submit a copy of~~
12 ~~such proposed charges, for informational purposes, to the Governor,~~
13 ~~Speaker of the House of Representatives and President Pro Tempore of~~
14 ~~the Senate.~~

15 4. Fees Except for the fee established in paragraph 3 of this
16 section, fees shall be promulgated pursuant to Article I of the
17 Administrative Procedures Act.

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

20 B. All fees, licenses, and other charges shall be posted in a
21 convenient place in each park. Every person using any of the
22 facilities in a park shall be charged the same fees, licenses, and
23 every other charge except:
24

1 1. Residents of this state sixty-two (62) years of age and over
2 and their spouses shall not be charged any admission fees for
3 entrance into any state-owned and -operated park. The Commission
4 may promulgate rules establishing different fees for residents and
5 nonresidents sixty-two (62) years of age and over. Identification
6 may be established by presentation of proof of age, residency, a
7 state driver license, a state license for identification only, birth
8 certificate, or any other form of identification authorized by the
9 Commission;

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

14 3. Children's groups, volunteer groups as specified by the
15 Commission, or governmental entities that provide beneficial
16 services at the facility for which the fee may be reduced or waived;
17 and

18 4. Special discount rates as authorized in this section may be
19 waived for individuals who are members of a group being provided a
20 special group rate as allowed by law.

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

1 SECTION 3. AMENDATORY 74 O.S. 2021, Section 2254, is
2 amended to read as follows:

3 Section 2254. There is hereby created in the State Treasury a
4 revolving fund for the Oklahoma Tourism and Recreation Department to
5 be designated the "State Park System Improvement Revolving Fund".
6 The fund shall be a continuing fund not subject to fiscal year
7 limitations. The fund shall consist of all monies that are received
8 by the Department, from all entrance ~~or day~~ use charges for the
9 state park system, including charges for an annual pass for visitors
10 to the state parks. All monies accruing to the fund are hereby
11 appropriated and may be expended by the Department at the state park
12 where the charges were collected as authorized by Section 2220 of
13 this title. Expenditures from the fund shall be made upon warrants
14 issued by the State Treasurer against claims filed as prescribed by
15 law with the Director of the Office of Management and Enterprise
16 Services for approval and payment.

17 SECTION 4. This act shall become effective November 1, 2023.

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19 COMMITTEE REPORT BY: COMMITTEE ON TOURISM, dated 04/12/2023 - DO
20 PASS, As Amended.

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