

ENGROSSED HOUSE
JOINT
RESOLUTION NO. 1083

By: Mitchell, Beutler,
Bonny, Boyd (Laura),
Erwin, Fields, Hefner,
Hilliard, Hutchison,
Kirby, Langmacher,
Matlock, Peltier, Rhodes
(Dusty), Satterfield,
Smith (Dale), Stanley,
Stites, Thomas,
Thompson, Weaver,
Widener and Williams of
the House

and

Hooper of the Senate

A Joint Resolution disapproving certain proposed rules of the Oklahoma Tourism and Recreation Commission relating to changes in certain fees; directing distribution; and declaring an emergency.

WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the Oklahoma Statutes, the Legislature reserves the right to determine that a proposed rule is not consistent with legislative intent and disapprove such rule or any portion thereof; and

WHEREAS, on March 7, 1994, the Oklahoma Tourism and Recreation Commission adopted amendments to OAC Rules 725:30-6-2 through 725:30-6-16, which relate to recreation fees, discounts and waivers; and

WHEREAS, state law pursuant to paragraph 11 of subsection A of Section 1847.1 of Title 74 of the Oklahoma Statutes authorizes the Oklahoma Department of Tourism and Recreation to promulgate rules relating to the setting of certain fees; and

WHEREAS, the following permanent rules are deleted with a statement that the April Commission meeting will include action on implementation of new or modified fees:

1. Rule 725:30-6-2. Camping fees;
2. Rule 725:30-6-3. Cabin fees;
3. Rule 725:30-6-4. Shelter fees;
4. Rule 725:30-6-5. Golf course fees;
5. Rule 725:30-6-6. Group camp fees;
6. Rule 725:30-6-7. Community building fees;
7. Rule 725:30-6-8. Swimming pool and controlled waterfront fees;
8. Rule 725:30-6-9. Cave tour fees;
9. Rule 725:30-6-10. Forest Heritage Center fees;
10. Rule 725:30-6-11. Amphitheater fees;
11. Rule 725:30-6-12. Bicycle rental fees;
12. Rule 725:30-6-13. Boat and motor rental fees;
13. Rule 725:30-6-14. Off road vehicle fees;
14. Rule 725:30-6-15. Storage fees; and
15. Rule 725:30-6-16. Sales tax; and

WHEREAS, proposed OAC Rules 725:30-6-2 through 725:30-6-16 do not reflect the intent of the Legislature or the policy or law of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 44TH OKLAHOMA LEGISLATURE:

SECTION 1. Proposed deletions of OAC Rules 725:30-6-2 through 725:30-6-16 are hereby disapproved by the Oklahoma Legislature.

SECTION 2. All proposed deletions of the language of the Rules which are disapproved by this resolution read as follows:

~~"725:30-6-2. Camping fees.~~

~~For the purposes of this section, fees are per day and utility fees are included in the camping fees set forth in the following paragraphs.~~

~~(1) Non-reserved/assigned sites~~

~~(A) Semi-modern rate \$10.00~~

~~(B) Modern rate \$13.00~~

~~(C) Tent rate \$6.00~~

~~(2) Reserve/assigned sites~~

~~(A) Semi-modern rate \$11.00~~

~~(B) Modern rate \$14.00~~

~~(C) Tent rate \$7.00~~

~~(3) Unimproved sites~~

~~Unimproved rate \$6.00~~

~~(4) Other~~

~~(A) Teepee (Roman Nose State Park only) \$15.00~~

~~(B) Camping shelters (Texoma State Park) \$25.00~~

~~(5) Senior citizen and totally disabled discount - fifty percent (50%) discount on base rate (no discount on utility fee)~~

~~(6) Children's groups performing special projects in accordance with 725:30-6-1(c)(3) are entitled to a 50% discount for one night only.~~

~~725:30-6-3. Cabin fees~~

~~(a) For the purposes of this chapter the following definitions and restrictions shall apply to cabin rates:~~

~~(1) Regular In season rate is in effect April 1 through October 31 for all cabin operations except at Beavers Bend and Robbers Cave.~~

~~(2) Regular Off-season rate will be in effect November 1 through March 31 for all cabin operations except Beavers Bend and Robbers Cave. Off-season rates will be offered during weekday nights only, excluding holidays, unless otherwise noted. Weekends include Friday and Saturday nights - holiday night is considered the night before the actual holiday.~~

~~(3) Beavers Bend and Robbers Cave: Regular-In season will be April 1 through November 30. Regular-Off season will be December 1 through March 31. A special summer rate is in effect June 1 through~~

~~August 15 at Beavers Bend and Robbers Cave. No off-season rate will be offered on weekends or holidays at any time during the year. Weekends include Friday and Saturday nights, holiday night is considered the night before the actual holiday.~~

~~(b) The fee structure for cabins is:~~

Weekdays	Weekends	Weekdays	Weekdays
June 1	& Holidays	Regular	Regular
August 15	Year Round	In-Season	Off-Season

~~Beavers Bend~~

~~1 bedroom parkview 53 53 48 38~~

~~(single units)~~

~~1 bedroom parkview 48 48 48 38~~

~~(duplex units)~~

~~1 bedroom riverfront 58 58 58 48~~

~~(duplex units)~~

~~2 bedroom parkview 73 73 68 58~~

~~(single units)~~

~~2 bedroom parkview 68 68 68 58~~

~~(duplex units)~~

~~2 bedroom riverfront 89-94* 89-94* 79 69~~

~~(single units)~~

~~Specialty Cabin #47 75 75 68 58~~

~~*Rate based upon~~

~~level of renovation to~~

~~riverfront cabins.~~

~~Robbers Cave~~

~~1 bedroom parkview 53 53 48 38~~

~~(single units)~~

~~2 bedroom parkview 78 78 68 58~~

~~(single units)~~

~~1 bedroom parkview 48 48 48 38~~

~~(duplex units)~~

Specialty Cabins	78	78	68	58
#1 and #2				
Boiling Springs				
1 bedroom parkview	43	38	28	
Great Salt Plains				
1 bedroom parkview	43	38	28	
Specialty Cabin #6	53	48	38	
Greenleaf				
1 bedroom parkview	48	48	38	
with fireplace	53	48	38	
Keystone				
1 bedroom lakeview	48	43	33	
2 bedroom parkview	75	63	53	
Osage Hills				
1 bedroom (non-renovated)	43	43	33	
(cabins #5,6,7)				
1 bedroom (renovated)	48	43	33	
(cabins #1,2,3,8)				
2 bedroom #4	63	53	43	
Tenkiller				
1 bedroom parkview	43	38	28	
1 bedroom lakeview	48	43	33	
2 bedroom lakeview	68	63	53	
1 room cabanas (no kitchen)	33	33	23	
Wister				
1 bedroom parkview	48	43	33	
1 bedroom lakeview	48	48	38	

~~(c) Senior citizen and totally disabled persons shall receive a 15% discount off regular rate (Sunday through Thursday only excluding holidays which fall on a Sunday through Thursday).~~

~~725:30-6-4. Shelter fees~~

~~(a) The fee structure for open shelters is:~~

~~(1) 600 square feet or smaller \$30.00 per day~~

~~(2) 601 square feet to 1000 square feet \$35.00 per day~~

~~(3) 1001 square feet to 3000 square feet \$40.00 per day~~

~~(4) Over 3000 square feet \$155.00 per day~~

~~(b) The fee structure for screened in shelters at Sequoyah Bay State Park is \$40.00 per day.~~

~~(c) Children's groups performing special projects in accordance with 725:30-6-1(e)(3) are entitled to a 50% discount for one day only.~~

~~725:30-6-5. Golf course fees~~

~~The fee structure for golf courses is:~~

~~(1) Daily green fee:~~

~~(A) \$8.00/weekday~~

~~(B) \$10.00/weekend~~

~~(2) Annual green fee:~~

~~(A) \$400.00/individual~~

~~(B) \$475.00/family~~

~~(3) Motorized carts:~~

~~(A) 9 holes \$8.50~~

~~(B) 18 holes \$15.00~~

~~(4) Trail fees:~~

~~(A) 9 holes \$2.50~~

~~(B) 18 holes \$4.00~~

~~(5) Pull carts \$2.00~~

~~(6) Rental clubs:~~

~~(A) Half sets \$3.00~~

~~(B) Full sets \$6.00~~

~~(7) Twilight fee:~~

~~(A) In season (April 1 - September 30) after 5:00 p.m. ---~~

~~\$5.50~~

~~(B) Off season (October 1 - March 31) after 3:00 p.m. ---~~

~~\$5.50~~

~~(8) Annual cart trail fee \$225.00/year~~

~~(9) Junior fees (age 17 and under) \$4.00/weekdays; full price/weekends~~

~~(10) Senior/totally disabled:~~

~~(A) Annual green fees:~~

~~(i) Individual \$225.00~~

~~(ii) Family \$275.00~~

~~(B) Daily green fees 50% discount Monday through~~

~~Thursday, before noon or after 5:00 p.m., and Friday till~~

~~11:00 a.m., excluding all holidays. No restriction on days~~

~~or time of play from October 1 thru March 31.~~

~~(11) Lodge guests: 50% discount Monday through Thursday.~~

~~725:30-6-6. Group camp fees~~

~~(a) For the purposes of this section a group camp consists of a community building which has a kitchen, dining or meeting facilities; individual bunk cabins; and normally provides various types of recreation amenities such as ball field, basketball or volleyball.~~

~~(b) The fee structure for group camps is:~~

~~(1) Black Mesa, Boiling Springs, Lake Murray, Little Sahara, Osage Hills, Red Rock Canyon, Roman Nose, Sequoyah (non renovated camps):~~

~~A minimum charge of \$175.00 per day will be assessed groups of one to fifty occupants.~~

~~A rate of \$3.00 per day will be assessed for each additional person age 7 or above.~~

~~(2) Quartz Mountain, Robbers Cave, Wister (renovated camps):~~

~~A minimum charge of \$200.00 per day will be assessed groups of one to fifty occupants.~~

~~A rate of \$3.00 per day will be assessed for each additional person age 7 or above.~~

~~(3) Arrowhead and Fountainhead (new camps):~~

~~A minimum charge of \$225.00 per day will be assessed groups of one to fifty occupants.~~

~~A rate of \$3.00 per day will be assessed for each additional person age 7 or above.~~

~~(4) 6 years and under: No additional person charge.~~

~~(5) Community Building Only: \$50.00 cleaning and damage deposit plus \$85.00 first day's rental in advance. \$85.00 per day up to 50 persons. \$1.00 per day for each additional person.~~

~~725:30-6-7. Community building fees~~

~~(a) For the purposes of this section a community building provides kitchen, dining, and meeting facilities and is generally utilized for church groups, family reunions, weddings, parties and meetings.~~

~~(b) The fee structure for community buildings is:~~

~~(1) Without kitchen \$60.00 per day~~

~~(2) With kitchen \$85.00 per day~~

~~(3) Cleaning fee (estimated) \$5.00 per employee per hour~~

~~725:30-6-8. Swimming pool and controlled waterfront fees~~

~~The fee structure (per person/per day) for swimming pools and controlled waterfronts is:~~

~~(1) Children (12 and under) \$1.25~~

~~(2) Adults (13 to 61) \$2.25~~

~~(3) Group camp occupants (reservation required): \$.50~~

~~(4) Cabin guests - None~~

~~(5) Twilight hours~~

~~(A) Adults (13 to 61) \$1.25~~

~~(B) Children (12 and under) \$.75~~

~~(6) Non profit groups (reservation required) \$1.00~~

~~(7) Senior citizens and totally disabled persons \$1.00~~

~~(8) Lifeguard for groups and organizations with pool reservations \$10.00 per hour.~~

~~(9) Children's groups performing special projects in accordance with 75:30-6-1(c)(3) are entitled to a 50% discount for one day only.~~

~~725:30-6-9. Cave tour fees~~

~~(a) For the purpose of this section cave tours are limited to Alabaster Caverns State Park.~~

~~(b) The fee structure (per tour) for cave tours is:~~

~~(1) Under 6 - Free~~

~~(2) 6-17 - \$2.00~~

~~(3) 18-61 - \$4.00~~

~~(4) 62 and over - \$2.00~~

~~(5) Organized groups (reservation required) - \$1.00~~

~~(6) Senior citizens and totally disabled persons - \$2.00~~

~~725:30-6-10. Forest Heritage Center fees~~

~~(a) For the purposes of this section the Forest Heritage Center is an interpretive facility located at Beavers Bend State Park.~~

~~(b) The fee structure (per day unless otherwise defined) for the Forest Heritage Center is:~~

~~(1) Admission fee:~~

~~(A) Children (12 and under) \$1.00~~

~~(B) Adults \$1.50~~

~~(2) Meeting room:~~

~~(A) \$50.00~~

~~(B) \$30.00 (half day)~~

~~725:30-6-11. Amphitheater fees~~

~~The fee structure for amphitheaters is:~~

~~(1) Per day (no admission) \$50.00~~

~~(2) Per day (admission) \$50.00 or 10% of gross whichever is larger~~

~~(3) Stage lights \$5.00 per hour~~

~~(4) Spot lights \$5.00 per hour~~

~~(5) Sound Equipment \$5.00 per hour~~

~~(6) A minimum deposit of \$10.00 will be charged for paragraphs (3) through (5) of this subsection.~~

~~725:30-6-12. Bicycle rental fees~~

~~The fee structure for bicycle rentals is:~~

~~(1) Standard bicycle:~~

~~(A) \$2.00 (1 hour)~~

~~(B) \$8.00 (per day)~~

~~(2) Mountain bicycles (10 speed):~~

~~(A) \$3.00 (1 hour)~~

~~(B) \$10.00 (per day)~~

~~(3) Senior citizens and totally disabled fee is discounted fifty percent (50%) as defined in paragraphs (1) and (2) of this section.~~

~~725:30-6-13. Boat and motor rental fees~~

~~(a) For the purpose of this section subject fees include life vests and other safety equipment in accordance with state law.~~

~~(b) The fee structure for boat and motor rentals is:~~

~~(1) Boat without motor:~~

~~(A) 6 hours \$5.00~~

~~(B) 12 hours \$7.50~~

~~(C) 24 hours \$10.00~~

~~(D) 1 week \$40.00~~

~~(2) Boat with motor:~~

~~(A) 3 hours \$12.00~~

~~(B) 6 hours \$17.00~~

~~(C) 12 hours \$23.00~~

~~(D) 24 hours \$30.00~~

~~(3) Small rowboat - \$1.50 per hour~~

~~(4) Paddleboat - \$2.00 per hour~~

~~725:30-6-14. Off road vehicle fees~~

~~(a) For the purpose of this section fee areas shall include Little Sahara and Quartz Mountain State Parks.~~

~~(b) The fee structure for off road vehicles is:~~

~~(1) Vehicle (per day) \$4.00~~

~~(2) Vehicle (3 day weekend pass - Friday, Saturday and Sunday)~~

~~\$10.00~~

~~725:30-6-15. Storage fees~~

~~(a) For the purpose of this section a storage fee is a fee charged for storage of lost or abandoned property.~~

~~(b) The fee structure (per day) for storage is:~~

~~(1) 10 cubic feet or less \$5.00~~

~~(2) 11 cubic feet or more \$10.00~~

~~(c) This section shall not be inclusive of any motorized vehicles or boats which shall be stored by the nearest wrecker service in accordance with state law.~~

~~725:30-6-16. Sales tax~~

~~Sales tax shall be applied to the fees defined in this section in accordance with the Oklahoma Tax Commission."~~

SECTION 3. The Secretary of State is hereby directed to distribute copies of this resolution to the Governor, the Oklahoma Tourism and Recreation Commission and the editor of "The Oklahoma Register".

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 20th day of April, 1994.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1994.

President of the Senate