

3 Senate Bill No. 1691
4 As Amended

5 SENATE BILL NO. 1691 - By: BARRINGTON of the Senate and McCARTER of
6 the House.

7 [state government - rates and fees - exemption - effective
8 date]

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

10 SECTION 1. AMENDATORY Section 21, Chapter 363, O.S.L.
11 2005 (74 O.S. Supp. 2005, Section 2220), is amended to read as
12 follows:

13 Section 2220. A. The Commission may prescribe and collect
14 reasonable rates and fees pursuant to the provisions of this section
15 for the services, facilities and commodities rendered by all
16 property of the Commission.

17 1. The Commission may establish maximum rates for rooms at the
18 state lodges and cabins, for recreational activities, for
19 recreational vehicles and camping sites, and for community
20 facilities under control of the Commission. The method whereby the
21 rates are determined shall be promulgated pursuant to Article I of
22 the Administrative Procedures Act. At least twenty (20) days prior
23 to the adoption or approval of any rate changes by the Commission,
24 the Department shall submit a copy of the proposed rates, for

1 informational purposes, to the Governor, Speaker of the House of
2 Representatives and President Pro Tempore of the Senate. Any change
3 in the rates during the year when the Legislature is not in session
4 shall be reported in writing to the Governor, Speaker of the House
5 of Representatives and President Pro Tempore of the Senate within
6 five (5) business days of such Commission action.

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

17 3. The Commission may establish entrance or day-use charges for
18 the state park system. All monies collected from entrance or day-
19 use charges shall be used for the capital improvements at the state
20 parks where the charges were collected. The Commission may
21 establish an annual pass for visitors. The method whereby the
22 maximum charges are determined, sold, and collected shall be in
23 accordance with rules promulgated pursuant to Article I of the

1 Administrative Procedures Act. At least twenty (20) days prior to
2 the adoption or approval of any rate changes by the Commission, the
3 Department shall submit a copy of such proposed charges, for
4 informational purposes, to the Governor, Speaker of the House of
5 Representatives and President Pro Tempore of the Senate.

6 4. Fees shall be promulgated pursuant to Article I of the
7 Administrative Procedures Act.

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

10 B. All fees, licenses and other charges shall be posted in a
11 convenient place in each park. Every person using any of the
12 facilities in a park shall be charged the same fees, licenses and
13 every other charge except:

14 1. Residents of this state sixty-two (62) years of age and over
15 and their spouses, and nonresidents sixty-two (62) years of age and
16 over and their spouses. The Commission may promulgate rules
17 establishing different fees for residents and nonresidents specified
18 in this paragraph. Identification may be established by
19 presentation of proof of age, residency, a state driver license, a
20 state license for identification only, birth certificate or any
21 other form of identification authorized by the Commission;

22 2. Individuals who have been certified as totally disabled
23 under state or federal law and their spouses shall be entitled to a

1 fifty percent (50%) reduction of fees which apply to recreational
2 use facilities;

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

6 4. Residents of this state who are veterans receiving one
7 hundred percent (100%) service related disability payments shall be
8 exempt from fees which apply to recreational use facilities, and

9 5. Special discount rates as authorized in this section may be
10 waived for individuals who are members of a group being provided a
11 special group rate as allowed by law.

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

15 SECTION 2. This act shall become effective November 1, 2006.

16 COMMITTEE REPORT BY: COMMITTEE ON TOURISM & WILDLIFE, dated 2-16-06
17 - DO PASS, As Amended and Coauthored.