

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 1294

6 By: Cargill

7 COMMITTEE SUBSTITUTE

8 ( tourism and recreation - rates and fees - tourism  
9 and recreation services - seniors - effective date  
10 emergency )

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

14 SECTION 1. AMENDATORY Section 21, Chapter 363, O.S.L.  
15 2005 (74 O.S. Supp. 2006, Section 2220), is amended to read as  
16 follows:

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

21 1. The Commission may establish maximum rates for rooms at the  
22 state lodges and cabins, for recreational activities, for  
23 recreational vehicles and camping sites, and for community  
24 facilities under control of the Commission. The method whereby the

1 rates are determined shall be promulgated pursuant to Article I of  
2 the Administrative Procedures Act. At least twenty (20) days prior  
3 to the adoption or approval of any rate changes by the Commission,  
4 the Department shall submit a copy of the proposed rates, for  
5 informational purposes, to the Governor, Speaker of the House of  
6 Representatives and President Pro Tempore of the Senate. Any change  
7 in the rates during the year when the Legislature is not in session  
8 shall be reported in writing to the Governor, Speaker of the House  
9 of Representatives and President Pro Tempore of the Senate within  
10 five (5) business days of such 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. All monies collected from entrance or day-  
23 use charges shall be used for the capital improvements at the state  
24 parks where the charges were collected. The Commission may

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

9 4. Fees shall be promulgated pursuant to Article I of the  
10 Administrative Procedures Act.

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

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

17 1. Residents of this state sixty-two (62) years of age and over  
18 and their spouses, ~~and nonresidents sixty two (62) years of age and~~  
19 ~~over and their spouses~~ shall not be charged a fee for park entrance,  
20 camping sites, and recreational vehicle sites on Sundays through  
21 Thursdays, excluding any days which the Commission determines to be  
22 a holiday. The Commission may promulgate rules establishing  
23 different fees for residents and nonresidents ~~specified in this~~  
24 ~~paragraph~~ sixty two (62) years of age and over. Identification may

1 be established by presentation of proof of age, residency, a state  
2 driver license, a state license for identification only, birth  
3 certificate or any other form of identification authorized by the  
4 Commission;

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

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

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

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

19 SECTION 2. This act shall become effective July 1, 2007.

20 SECTION 3. It being immediately necessary for the preservation  
21 of the public peace, health and safety, an emergency is hereby  
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1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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