

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2940

By: Russ

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6 AS INTRODUCED

7 An Act relating to state government; amending Section
8 18, Chapter 363, O.S.L. 2005 (74 O.S. Supp. 2009,
9 Section 2217), which relates to public access and use
10 of state parks; requiring the Oklahoma Tourism and
11 Recreation Commission to provide public access to
primitive areas within state parks; prohibiting the
Commission from charging a fee for certain activities
in a primitive area to certain persons; and providing
an effective date.

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

15 SECTION 1. AMENDATORY Section 18, Chapter 363, O.S.L.
16 2005 (74 O.S. Supp. 2009, Section 2217), is amended to read as
17 follows:

18 Section 2217. A. The public shall have the right to access and
19 use the facilities, services, and programs provided within state
20 parks.

21 1. Notwithstanding any other provision of law, no person may:

- 22 a. discharge fireworks in any area of a state park unless
23 specified otherwise by the Division of State Parks
24 Director,

- 1 b. possess any glass container in a designated and posted
2 swim or beach area within a state park,
- 3 c. build a fire within a state park in areas posted as
4 prohibited by the Department,
- 5 d. solicit or demand gifts, money, goods or services
6 within a state park,
- 7 e. enter a state park with a dog, unless the dog is on a
8 leash, or permit any dog to enter a state park or
9 recreation area under the jurisdiction of the
10 Commission. It is further provided that any
11 authorized member of the Department or any authorized
12 employee of the Oklahoma Department of Wildlife
13 Conservation may kill any vicious dog found running
14 loose in any state park which poses imminent threat to
15 humans or other animals, or which may be chasing or
16 running any game in the state park. Any such
17 authorized employees of the Departments shall not be
18 held liable for the killing of said dog,
- 19 f. injure, destroy, mutilate or deface any building,
20 structure, sign, rock, tree, shrub, vine, or property,
21 or dispose of any matter which will likely contaminate
22 any swimming pool or other waters on the state park,
23 or take, kill, injure, pursue, hunt, or molest, any
24 wild game animal, or mar or rifle the nest of any bird

1 or the den or nest or abode of any wild animal within
2 any of the state parks, recreational grounds or state
3 monuments now created or which may be hereafter
4 acquired or designated,

5 g. use or operate motor vehicles, including motorcycles,
6 motorbikes or motor scooters, in areas not
7 specifically posted by the Department, or

8 h. sell, hawk, or peddle within a state park any goods,
9 wares, merchandise, liquids, edibles, or any item of
10 value, without having a contract or lease agreement
11 approved by the Commission.

12 2. Any such violation of the provisions of this section shall
13 be punishable as a misdemeanor, and subject to a fine of not less
14 than Fifty Dollars (\$50.00) and no more than Five Hundred Dollars
15 (\$500.00), or imprisonment in the county jail for not more than
16 thirty (30) days, or by both such fine and imprisonment.

17 3. Fifty percent (50%) of all monies collected pursuant to this
18 section shall be deposited in the Oklahoma Tourism and Recreation
19 Department Revolving Fund and fifty percent (50%) shall be remitted
20 to the county in which the violation is made.

21 B. The Oklahoma Tourism and Recreation Commission shall provide
22 access to locations designated as primitive areas within a state
23 park for camping, hiking and horseback riding and shall not charge a
24 fee for camping, hiking or horseback riding in a primitive area to

1 any resident of the state sixty-two (62) years of age and over and
2 their guests.

3 SECTION 2. This act shall become effective November 1, 2010.

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