

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 50

By: Bingman

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5  
6 AS INTRODUCED

7 An Act relating to state government; amending Section  
8 21, Chapter 363, O.S.L. 2005, as amended by Section  
9 1, Chapter 334, O.S.L. 2007 (74 O.S. Supp. 2008,  
10 Section 2220), which relates to the Oklahoma Tourism,  
11 Parks and Recreation Enhancement Act; authorizing  
12 discounts on certain fees; providing an effective  
13 date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 21, Chapter 363, O.S.L.  
16 2005, as amended by Section 1, Chapter 334, O.S.L. 2007 (74 O.S.  
17 Supp. 2008, Section 2220), is amended to read as follows:

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

23 1. The Commission may establish maximum rates for rooms at the  
24 state lodges and cabins, for recreational activities, for  
recreational vehicles and camping sites, and for community

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

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

23 3. The Commission may establish entrance or day-use charges for  
24 the state park system. All monies collected from entrance or day-

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

11 4. Fees shall be promulgated pursuant to Article I of the  
12 Administrative Procedures Act.

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

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

19 1. Residents of this state sixty-two (62) years of age and over  
20 and their spouses shall not be charged any admission fees for  
21 entrance into any state-owned and -operated park. The Commission  
22 may promulgate rules establishing ~~different~~ discounts on fees for  
23 services or activities for residents and nonresidents sixty-two (62)  
24 years of age and over. Identification may be established by

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

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

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

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

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

18 SECTION 2. This act shall become effective July 1, 2009.

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

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