

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2008)

3 SENATE BILL 774

By: Sykes

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5
6 AS INTRODUCED

7 An Act relating to tourism; amending 21, Chapter 363,
8 O.S.L. 2005, as amended by Section 1, Chapter 334,
9 O.S.L. 2007 (74 O.S. Supp. 2008, Section 2220), which
10 relates to rates and fees for services, facilities
11 and commodities; requiring rules of the Oklahoma
12 Tourism and Recreation Commission to include
13 discounts on certain services for certain purposes;
14 and providing an effective date.

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

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

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

24 1. The Commission may establish maximum rates for rooms at the
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 Department shall submit a copy of the proposed rates, for
6 informational purposes, to the Governor, Speaker of the House of
7 Representatives and President Pro Tempore of the Senate. Any change
8 in the rates during the year when the Legislature is not in session
9 shall be reported in writing to the Governor, Speaker of the House
10 of Representatives and President Pro Tempore of the Senate within
11 five (5) business days of such Commission action.

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

22 3. The Commission may establish entrance or day-use charges for
23 the state park system. All monies collected from entrance or day-
24 use charges shall be used for the capital improvements at the state

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

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

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

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

18 1. Residents of this state sixty-two (62) years of age and over
19 and their spouses shall not be charged any admission fees for
20 entrance into any state-owned and -operated park. The Commission
21 may promulgate rules establishing different fees for residents and
22 nonresidents sixty-two (62) years of age and over. Identification
23 may be established by presentation of proof of age, residency, a
24 state driver license, a state license for identification only, birth

1 certificate or any other form of identification authorized by the
2 Commission. Such rules shall include a fifty percent (50%) discount
3 on fees charged for recreational vehicles, facilities and services,
4 such as camping, swimming, and boat launching;

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 November 1, 2009.

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