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February 16, 2017

By: Fields of the Senate

and

McDaniel of the House

An Act relating to state parks; amending 74 O.S. 2011, Section 2220, which relates to rates for services; removing requirement for certain fee allocation; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2011, Section 2220, is amended to read as follows:

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

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 facilities under control of the Commission. The method whereby the rates are determined shall be promulgated pursuant to Article I of the Administrative Procedures Act. At least twenty (20) days prior

1 to the adoption or approval of any rate changes by the Commission,
2 the Department shall submit a copy of the proposed rates, for
3 informational purposes, to the Governor, Speaker of the House of
4 Representatives and President Pro Tempore of the Senate. Any change
5 in the rates during the year when the Legislature is not in session
6 shall be reported in writing to the Governor, Speaker of the House
7 of Representatives and President Pro Tempore of the Senate within
8 five (5) business days of such Commission action.

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

19 3. The Commission may establish entrance or day-use charges for
20 the state park system. All monies collected from entrance or day-
21 use charges shall be used ~~for the capital improvements~~ at the state
22 parks where the charges were collected. The Commission may
23 establish an annual pass for visitors. The method whereby the
24 maximum charges are determined, sold, and collected shall be in

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

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

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

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

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

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

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

9 4. 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, 2017.

16 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
17 February 16, 2017 - DO PASS
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