

An Act

ENROLLED HOUSE
BILL NO. 2057

By: Hardin and Sneed of the
House

and

Bergstrom of the Senate

An Act relating to the Grand River Dam Authority;
amending 82 O.S. 2021, Section 896.16, which relates
to user fees, licenses, and fines; updating statutory
reference; authorizing the Grand River Dam Authority
to promulgate certain rules; and declaring an
emergency.

SUBJECT: Grand River Dam Authority

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

SECTION 1. AMENDATORY 82 O.S. 2021, Section 896.16, is
amended to read as follows:

A. 1. Until replaced or changed as provided for in subsection
C of this section, the Grand River Dam Authority is authorized and
directed to charge an annual use fee of Thirty-five Dollars (\$35.00)
per commercially owned and operated flotation device on the Illinois
River within Adair, Cherokee and Delaware Counties.

2. The operation of a commercial flotation device without
displaying a proper license issued by the Authority shall result in
a fine not to exceed One Hundred Dollars (\$100.00). The fine shall
be assessed upon the owner or operator of the commercial flotation
device business and not upon the individual renting the commercial
flotation device.

3. Commercial flotation devices shall not be operated on Flint Creek in Delaware County and those portions of Barren Creek in Cherokee County.

B. For the Flint Creek and Illinois River within Adair, Cherokee and Delaware Counties and those portions of Barren Fork Creek within Cherokee County, the Authority is authorized and directed to charge until replaced or changed as provided for in subsection C of this section:

1. An annual use fee of Ten Dollars (\$10.00) per noncommercial, privately owned device; or

2. A use fee of One Dollar (\$1.00) per day for all noncommercial, privately owned flotation devices floating upon a designated scenic river. Landowners located immediately adjacent to a designated scenic river shall not be required to pay any fee for private use as authorized in this section or otherwise by law.

C. Under the provisions of ~~Section 5 of this act~~ Section 896.2 of this title granting the Authority the power to establish licenses and set fees, the Authority may promulgate rules for the collection and administration of the fees imposed pursuant to the provisions of this section or may promulgate rules establishing licenses, providing for the issuance, renewal, revocation, denial, and suspension of licenses, and setting fees that change or replace the licenses and fees imposed pursuant to the provisions of this section. Upon final adoption of rules changing or replacing any or all of the licenses and fees imposed pursuant to the provisions of this section, the Authority shall cease to impose, collect or charge the license and fee that was changed or replaced by rule. Rules promulgated by the Authority pursuant to this section shall be in accordance with the Administrative Procedures Act.

D. Until replaced or changed as provided for in subsection C of this section, the Grand River Dam Authority may charge a fee for use of camping sites located in public use and access areas controlled by the Authority in an amount that does not exceed the rate charged by the Oklahoma Tourism and Recreation Department for camping sites.

E. For the purposes of the Scenic Rivers Act, "commercial flotation device" means a canoe, boat, kayak, inner tube, raft or other similar device suitable for the transportation of a person or persons on waterways which is available for hire by the public for use on scenic rivers.

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

Passed the House of Representatives the 7th day of March, 2023.

Presiding Officer of the House
of Representatives

Passed the Senate the 24th day of April, 2023.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____