

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 HOUSE BILL 1117

 By: West (Rick)

7 AS INTRODUCED

8 An Act relating to state government; amending 74 O.S.
9 2011, Section 2220, as amended by Section 1, Chapter
10 243, O.S.L. 2017 (74 O.S. Supp. 2020, Section 2220),
11 which relates to the Oklahoma Tourism, Parks and
12 Recreation Enhancement Act; exempting certain
13 individuals from state park entrance fees; requiring
14 certain fees be expended for certain purpose; and
15 providing an effective date.

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

16 SECTION 1. AMENDATORY 74 O.S. 2011, Section 2220, as
17 amended by Section 1, Chapter 243, O.S.L. 2017 (74 O.S. Supp. 2020,
18 Section 2220), is amended to read as follows:

19 Section 2220. A. The 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.

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

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

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

13 4. Fees shall be promulgated pursuant to Article I of the
14 Administrative Procedures Act.

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

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

21 1. Residents of this state sixty-two (62) years of age and over
22 and their spouses shall not be charged any admission fees for
23 entrance into any state-owned and -operated park. The Commission
24 may promulgate rules establishing different fees for residents and

1 nonresidents sixty-two (62) years of age and over. Identification
2 may be established by presentation of proof of age, residency, a
3 state driver license, a state license for identification only, birth
4 certificate or any other form of identification authorized by the
5 Commission;

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

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

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

17 5. State-owned and -operated parks shall not charge individuals
18 any parking or admission fees for entrance into the state-owned and
19 -operated park if their primary residence is located within the same
20 county as the park. Any fees collected from nonresidents shall be
21 expended to the benefit of the park from which the admission or
22 parking fee was collected as provided in paragraph 3 of subsection A
23 of this section.

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

SECTION 2. This act shall become effective November 1, 2021.

COMMITTEE REPORT BY: COMMITTEE ON TOURISM, dated 02/16/2021 - DO PASS.