1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	2nd Session of the 59th Legislature (2024)
4	COMMITTEE SUBSTITUTE
5	FOR ENGROSSEDSENATE BILL NO. 7By: Stephens, Bergstrom, Jett,UnriltonDemberstonNo. 7
6	Hamilton, Pemberton, Woods, Standridge, Boren, Weaver, Burns, Newhouse, Dugger,
7	Prieto, Montgomery, and Garvin of the Senate
8	and
9	McCall of the House
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13	COMMITTEE SUBSTITUTE
14	An Act relating to municipal lands; amending 11 O.S. 2021, Section 33-204, which relates to municipal
15	powers regarding lakes; granting municipalities certain authority over lakes and land owned by the
16	<pre>municipality; enabling construction of certain structure; authorizing certain use of lakes or land;</pre>
17	authorizing lease of lakes or land for certain purposes; allowing for contracting with certain
18	entities for certain purpose; clarifying effect of certain use or lease; updating statutory language;
19	and providing an effective date.
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23	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
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1SECTION 1.AMENDATORY11 O.S. 2021, Section 33-204, is2amended to read as follows:

Section 33-204. A. The governing body of any municipality 3 4 owning a lake, inside or outside of the corporate limits, or owning lands, inside or outside of the corporate limits, which adjoin and 5 abut upon a lake or large body of water capable of being used by a 6 7 motor-propelled boat may own, construct, maintain, operate, and equip a marina, docks, and boathouses, and boats for amusement, 8 9 parks, and recreational purposes. The governing body may also lease 10 or rent to any person lots or spaces and provide permits for the 11 construction or use of privately owned marinas, boathouses, or docks 12 or other recreational purposes on such property for amusement, 13 parks, and recreational purposes pursuant to such terms as the 14 governing body deems proper. Said The governing body may fix and 15 collect fares, rents, tolls, or other revenues for the use of said 16 such facilities, lots and spaces, and the issuance of permits. The 17 right of a municipality to own, construct, maintain, operate and 18 equip said docks, boathouses, and boats marinas, and to rent or 19 lease such facilities, spaces, and lots and the issuance of permits 20 for the construction or use of such privately owned marinas, docks, 21 or boathouses for amusement, parks, and recreational purposes is 22 hereby declared to be a public right and use. Rent and lease of 23 such facilities, lots, and spaces shall be at fair market value. 24 Except in cases of rentals and leases authorized herein, said such

right and facilities shall constitute a public benefit. The municipal governing body may do all things necessary and proper in its discretion pursuant to the authority granted to it by the Constitution and laws of this state to further the ability of the municipality to provide for the amusement, parks, and recreational services authorized by the provisions of this section.

7 B. Lakes and lands which adjoin and abut upon a lake owned or leased by a municipality or by a public trust of which a 8 9 municipality is a beneficiary, which are dedicated for a public 10 purpose, may also be used or leased, for fair market value, for 11 amusement, parks, or recreation without abandoning or declaring such 12 public property as surplus or unsuitable, provided the governing 13 body of the municipality determines use of such property for 14 amusement, parks, or recreation is a compatible contemporaneous use 15 that is subordinate to the primary public purpose for which the lake 16 or land was purchased or leased. 17 C. A municipality or public trust may contract with any person, 18 entity, or any county, state, or federal agency to manage and 19 operate lakes and lands which adjoin and abut upon a lake dedicated 20 for a public purpose or for amusement, parks, or recreation 21 contemporaneous with a public purpose as described in this section. 22 D. Lakes or lands which adjoin and abut upon a lake that are 23 leased or used as provided for in this section shall not be deemed 24

1	to have been declared surplus, abandoned, or unsuitable by such
2	lease or use.
3	SECTION 2. This act shall become effective November 1, 2024.
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5	COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 04/09/2024 - DO PASS, As Amended and Coauthored.
6	04/05/2024 Do TASS, AS Amended and coductioned.
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