

1 **SENATE FLOOR VERSION**

2 March 1, 2023

3 **AS AMENDED**

4 SENATE BILL NO. 673

5 By: Burns and Bullard of the
6 Senate

7 and

8 Humphrey of the House

9 **[state parks - campsite - entries - fines - rates
10 and fees - codification - effective date]**

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 2217.2 of Title 74, unless there
14 is created a duplication in numbering, reads as follows:

15 A. No person shall:

16 1. Physically occupy a campsite identified as "Reserved" by
17 Oklahoma Tourism and Recreation Department staff or by the park
18 reservation system, or fail to vacate a campsite within a reasonable
19 time after being notified of the campsite's reserved status by
20 Department staff; or

21 2. Enter an area of a state park that requires payment of an
22 entry fee for the person's recreational vehicle or travel trailer
23 without having first paid the entry fee.

1 B. Any violation of the provisions of this section may be
2 punishable by an administrative fine not exceeding:

- 3 1. Fifty Dollars (\$50.00) for a first offense;
- 4 2. One Hundred Dollars (\$100.00) for a second offense; and
- 5 3. Two Hundred Fifty Dollars (\$250.00) for any third or
6 subsequent offense.

7 C. All monies collected pursuant to this section shall be
8 deposited in the Oklahoma Tourism and Recreation Department
9 Revolving Fund.

10 SECTION 2. AMENDATORY 74 O.S. 2021, Section 2220, is
11 amended to read as follows:

12 Section 2220. A. The Oklahoma Tourism and Recreation
13 Commission may prescribe and collect reasonable rates and fees
14 pursuant to the provisions of this section for the services,
15 facilities, and commodities rendered by all property of the
16 Commission.

17 1. The Commission may establish maximum rates for rooms at the
18 state lodges and cabins, for recreational activities, for
19 ~~recreational vehicles and camping sites~~, and for community
20 facilities under control of the Commission. The method whereby the
21 rates are determined shall be promulgated pursuant to Article I of
22 the Administrative Procedures Act. At least twenty (20) days prior
23 to the adoption or approval of any rate changes by the Commission,
24 the Oklahoma Tourism and Recreation Department shall submit a copy

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

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

18 3. The Commission ~~may establish entrance or day use charges for~~
19 ~~the state park system~~ shall establish an entrance fee only for
20 recreational vehicles and travel trailers not to exceed Eight
21 Dollars (\$8.00) per day. All monies collected from ~~entrance or day-~~
22 ~~use charges~~ the entrance fees for recreation vehicles and travel
23 trailers shall be used at the state parks where the charges were
24 collected. The Commission may establish an annual pass, or other

1 varied passes as appropriate to that park, for visitors; provided,
2 the annual pass or other passes shall not restrict access to state
3 parks for visitors not using recreational vehicles or travel
4 trailers. ~~The method whereby the maximum charges are determined,~~
5 ~~and collected shall be in accordance with rules promulgated~~
6 ~~pursuant to Article I of the Administrative Procedures Act. At~~
7 ~~least twenty (20) days prior to the adoption or approval of any rate~~
8 ~~changes by the Commission, the Department shall submit a copy of~~
9 ~~such proposed charges, for informational purposes, to the Governor,~~
10 ~~Speaker of the House of Representatives and President Pro Tempore of~~
11 ~~the Senate.~~

12 4. Fees Except for the fee established in paragraph 3 of this
13 section, 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.

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

20 SECTION 3. AMENDATORY 74 O.S. 2021, Section 2254, is
21 amended to read as follows:

22 Section 2254. There is hereby created in the State Treasury a
23 revolving fund for the Oklahoma Tourism and Recreation Department to
24 be designated the "State Park System Improvement Revolving Fund".

1 The fund shall be a continuing fund not subject to fiscal year
2 limitations. The fund shall consist of all monies that are received
3 by the Department, from all entrance ~~or day-use~~ charges for the
4 state park system, including charges for an annual pass for visitors
5 to the state parks. All monies accruing to the fund are hereby
6 appropriated and may be expended by the Department at the state park
7 where the charges were collected as authorized by Section 2220 of
8 this title. Expenditures from the fund shall be made upon warrants
9 issued by the State Treasurer against claims filed as prescribed by
10 law with the Director of the Office of Management and Enterprise
11 Services for approval and payment.

12 SECTION 4. This act shall become effective November 1, 2023.

13 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
14 March 1, 2023 - DO PASS AS AMENDED
15
16
17
18
19
20
21
22
23
24