

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 673

By: Burns

AS INTRODUCED

An Act relating to state parks; prohibiting occupying a reserved campsite; prohibiting certain entries into a state park without payment of entry fee; setting administrative fine; providing for collection and deposit of certain fines; amending 74 O.S. 2021, Section 2220, which relates to collection of rates and fees of state parks; removing authority of the Oklahoma Tourism and Recreation Commission to establish entrance or day-use fees unless entering state park in recreational vehicle or travel trailer; establishing maximum daily fee; amending 74 O.S. 2021, Section 2254, which relates to the State Park System Improvement Revolving Fund; updating statutory language; providing for codification; and providing an effective date.

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

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

A. No person shall:

1. Physically occupy a campsite identified as "Reserved" by Oklahoma Tourism and Recreation Department staff or by the park reservation system, or fail to vacate a campsite within a reasonable

1 time after being notified of the campsite's reserved status by  
2 Department staff; or

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

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

8 1. Fifty Dollars (\$50.00) for a first offense;

9 2. One Hundred Dollars (\$100.00) for a second offense; and

10 3. Two Hundred Fifty Dollars (\$250.00) for any third or  
11 subsequent offense.

12 C. All monies collected pursuant to this section shall be  
13 deposited in the Oklahoma Tourism and Recreation Department  
14 Revolving Fund.

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

17 Section 2220. A. The Oklahoma Tourism and Recreation  
18 Commission may prescribe and collect reasonable rates and fees  
19 pursuant to the provisions of this section for the services,  
20 facilities, and commodities rendered by all property of the  
21 Commission.

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

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

23 3. The Commission ~~may establish entrance or day-use charges for~~  
24 ~~the state park system~~ shall establish an entrance fee only for

1 recreational vehicles and travel trailers not to exceed Eight  
2 Dollars (\$8.00) per day. All monies collected from ~~entrance or day-~~  
3 ~~use charges~~ the entrance fees for recreation vehicles and travel  
4 trailers shall be used at the state parks where the charges were  
5 collected. The Commission may establish an annual pass, or other  
6 varied passes as appropriate to that park, for visitors; provided,  
7 the annual pass or other passes shall not restrict access to state  
8 parks for visitors not using recreational vehicles or travel  
9 trailers. ~~The method whereby the maximum charges are determined,~~  
10 ~~and collected shall be in accordance with rules promulgated~~  
11 ~~pursuant to Article I of the Administrative Procedures Act. At~~  
12 ~~least twenty (20) days prior to the adoption or approval of any rate~~  
13 ~~changes by the Commission, the Department shall submit a copy of~~  
14 ~~such proposed charges, for informational purposes, to the Governor,~~  
15 ~~Speaker of the House of Representatives and President Pro Tempore of~~  
16 ~~the Senate.~~

17 4. Fees Except for the fee established in paragraph 3 of this  
18 section, fees shall be promulgated pursuant to Article I of the  
19 Administrative Procedures Act.

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

22 B. All fees, licenses, and other charges shall be posted in a  
23 convenient place in each park. Every person using any of the  
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1 facilities in a park shall be charged the same fees, licenses, and  
2 every other charge except:

3 1. Residents of this state sixty-two (62) years of age and over  
4 and their spouses shall not be charged any admission fees for  
5 entrance into any state-owned and -operated park. The Commission  
6 may promulgate rules establishing different fees for residents and  
7 nonresidents sixty-two (62) years of age and over. Identification  
8 may be established by presentation of proof of age, residency, a  
9 state driver license, a state license for identification only, birth  
10 certificate, or any other form of identification authorized by the  
11 Commission;

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

16 3. Children's groups, volunteer groups as specified by the  
17 Commission, or governmental entities that provide beneficial  
18 services at the facility for which the fee may be reduced or waived;  
19 and

20 4. Special discount rates as authorized in this section may be  
21 waived for individuals who are members of a group being provided a  
22 special group rate as allowed by law.  
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1 C. The failure to collect such fees, licenses, and other  
2 charges shall subject an employee of the Commission to a fine of  
3 Twenty-five Dollars (\$25.00) for each and every violation.

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

6 Section 2254. There is hereby created in the State Treasury a  
7 revolving fund for the Oklahoma Tourism and Recreation Department to  
8 be designated the "State Park System Improvement Revolving Fund".  
9 The fund shall be a continuing fund not subject to fiscal year  
10 limitations. The fund shall consist of all monies that are received  
11 by the Department, from all entrance ~~or day-use~~ charges for the  
12 state park system, including charges for an annual pass for visitors  
13 to the state parks. All monies accruing to the fund are hereby  
14 appropriated and may be expended by the Department at the state park  
15 where the charges were collected as authorized by Section 2220 of  
16 this title. Expenditures from the fund shall be made upon warrants  
17 issued by the State Treasurer against claims filed as prescribed by  
18 law with the Director of the Office of Management and Enterprise  
19 Services for approval and payment.

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

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