

**TITLE 725. OKLAHOMA TOURISM AND RECREATION DEPARTMENT
CHAPTER 30. DIVISION OF STATE PARKS**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 4. Public Use and Recreation

725:30-4-23. Public assemblies, meetings and distribution of printed material [AMENDED]

Subchapter 16. Permits

725:30-16-3. Types of Permits [AMENDED]

APPENDIX B [NEW]

SUMMARY:

The proposed rules change the approving authority/personnel of assemblies, meetings, gatherings, and distribution of materials in park areas from the park manager to the Director of State Parks. The proposed rules update the types of activities and events that fall within pre-established permit types issued by the Division of State Parks and create a new permit fee schedule for permits issued by the Department.

AUTHORITY:

Oklahoma Tourism and Recreation Department; 74 O.S. §§ 2204 and 2220.

COMMENT PERIOD:

December 16, 2024 through January 16, 2025. Persons wishing to present their views in writing may do so before 5:00 p.m. on January 16, 2025 at the following address: Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill or by email to Garrett.Sill@TravelOK.com.

PUBLIC HEARING:

A public hearing will be held at 10:00 a.m. on January 16, 2025 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Auditorium, Oklahoma City, OK 73102. The alternate date and time in the event of an office closure due to inclement weather is 10:00 a.m. on January 24, 2025 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Auditorium, Oklahoma City, OK 73102. Anyone who wishes to speak must sign in at the door by 10:10 a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by January 16, 2025 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill, or by email to Garrett.Sill@TravelOK.com.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from online at otr.travelok.com, or hard copies may be requested by mail or in person at Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill, or by email to Garrett.Sill@TravelOK.com.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §3030(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Tourism and Recreation Department and on the Department's website at the above addresses on and after December 30, 2024.

CONTACT PERSON:

Garrett Sill, Deputy General Counsel, Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, (405) 255-7454 or Garrett.Sill@TravelOK.com.

CHAPTER 30. DIVISION OF STATE PARKS

SUBCHAPTER 4. PUBLIC USE AND RECREATION

725:30-4-23. Public assemblies, meetings and distribution of printed material

Public assemblies, meetings, gatherings, rallies, demonstrations, the distribution of printed materials and other expressions of views are allowed within park areas, provided a Permit therefore has been issued by the Manager Director.

SUBCHAPTER 16. PERMITS

725:30-16-3. Types of Permits

(a) The Department may grant and impose charges for any and all Permits. Charges for Permits shall be in accordance with ~~the charges schedule approved by the Executive Director~~ Appendix B of this Chapter. There are three types of Permits which may be issued by the Department:

(1) Use Permits. Use Permits may be issued by the Manager for specific short-term activities ~~for that are private and closed to the public including, but not limited to,~~ the following:

- (A) ~~Primitive Camping~~ Scientific Research and / or collection of Specimens
- (B) Hunting, when such hunts have been approved in accordance with OAC 725:30-4-2
- (C) Activities requiring a permit on the National Scenic Recreation Area
- (D) ~~Renting or staying in campsite or RV site for more than fourteen (14) days on state owned property~~ Drone usage (private)
- (E) Private event at a non-rentable structure or location
- (F) Private fishing group
- (G) Recreational use of privately owned golf cart

(2) Event Permit. Event Permits may be issued by the Director for specific short-term events or activities that are either private events or public events that are free for the public to attend including, but not limited to, the following:

- (A) ~~Scientific Research and/or collection of Specimens~~ Vendors attending events open to the public hosted by the Department
- (B) Events open to the public such as concerts, workshops, and the like that are free to the public
- (C) ~~For the use~~ Use of aircraft in areas outside of established airports or private use of helicopters
- (D) All events which involve fireworks
- (E) ~~Metal detecting~~
- (F) ~~Drone usage~~

(3) Commercial Permits. Commercial Permits may ~~require organizers or vendors of organizer to report sales and a percentage of sales for the issuance of Permits;~~ be issued by the Director for short-term business operations or events or activities that are open to the public and require a fee to attend including, but not limited to, the following listed below. A commercial permittee shall report all sales of commercial permittee and/or vendors associated with the event and remit a percentage of those sales as set forth in Appendix B. Such terms and conditions shall be communicated to the organizer prior to issuance of a Commercial Permit. Commercial Permits may be issued by the Director for:

- (A) Ticketed events which are open to the general public to purchase
- (B) Events in which the organizer is requesting sites to resell
- (C) Short-term business operations of Concession-like businesses that may not exceed four (4) months in duration
- (D) Commercial filming
- (E) Events in which third-party vendors will sell goods or services to the public
- (F) Tournaments of any kind (racers, fishing tournaments, etc.)
- (G) ATV/UTV rallies and gatherings
- (H) Any events which result in overflow parking areas or require or result in parking on the shoulders of roadways within the park or highways. All such events that will allow for parking of vehicles on the shoulders of roadways outside of the park will be contingent upon the organizer receiving proper approvals from the appropriate jurisdictions.

APPENDIX B. FEES FOR STATE PARK PERMITS

Permit Type	Fee
Commercial Permit	10% of gross receipts
Event Permit	\$50
Use Permit	\$25