

# Senate Bill 795

Sponsored by Senator TAYLOR

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Confers authority on State Parks and Recreation Commission to adopt fee differential for non-resident users of areas established and maintained by State Parks and Recreation Department.  
Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to nonresident user fees; amending ORS 390.124; and prescribing an effective date.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 390.124 is amended to read:

5 390.124. (1) In accordance with any applicable provision of ORS chapter 183, the State Parks and  
6 Recreation Commission may adopt rules necessary to carry out the duties, functions and powers  
7 imposed by law upon the commission and the State Parks and Recreation Department. Rules adopted  
8 pursuant to this section shall be duly entered in the minutes and records of the commission.

9 (2)(a) The commission may adopt by rule a schedule setting forth the range of reasonable  
10 charges that may be assessed for the use of areas established and maintained by the department.  
11 **The schedule adopted under this paragraph shall include a fee differential for nonresidents,**  
12 **not to exceed 30 percent of the fee charged to residents of this state.**

13 (b) With the approval of the commission, the State Parks and Recreation Director may set, ad-  
14 just and assess fees for the use of areas established and maintained by the department. Fees assessed  
15 under this paragraph must be within the range of reasonable charges adopted by the commission  
16 under paragraph (a) of this subsection. The director may adjust a fee under this paragraph no more  
17 than four times per calendar year. The director may also adopt rules establishing reductions in  
18 waivers of or exemption from the charges.

19 (c) Notwithstanding paragraphs (a) and (b) of this subsection, the commission shall authorize the  
20 use of any state park, individual campsite or day use fee area without charge:

21 (A) Upon the showing of proper identification, by a person maintaining a foster home, as defined  
22 by ORS 418.625, and the person's children, when accompanied by a foster child residing in the home.

23 (B) Upon the showing of proper identification, by a person maintaining a developmental disa-  
24 bility child foster home, as defined by ORS 443.830, and the person's children, when accompanied  
25 by a foster child residing in the home.

26 (C) If a deed to, lease of or contract to use the property used as a state park, campsite or day  
27 use fee area prohibits the charging of fees for use of the property.

28 (D) Upon the showing of proper identification, by either a disabled veteran or a person on leave  
29 from military active duty status on Memorial Day, Independence Day or Veterans Day.

30 (3) The commission shall adopt any rules pursuant to ORS chapter 183 that the commission  
31 considers necessary to carry out ORS 273.563 to 273.591.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1        **SECTION 2.** This 2021 Act takes effect on the 91st day after the date on which the 2021  
2        regular session of the Eighty-first Legislative Assembly adjourns sine die.  
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