

**TITLE 300. GRAND RIVER DAM AUTHORITY
CHAPTER 40. SCENIC RIVERS RULES**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Licensing and Use Permits

300:40-1-1. [AMENDED]

300:40-1-3. [AMENDED]

300:40-1-4. [AMENDED]

300:40-1-5. [AMENDED]

300:40-1-6. [AMENDED]

Subchapter 2. Public Access Areas

300:40-2-3. [AMENDED]

Subchapter 3. Boater Safety

300:40-3-1. [AMENDED]

300:40-3-3. [AMENDED]

Subchapter 4. Protection of Natural Resources

300:40-4-5. [AMENDED]

300:40-4-6. [AMENDED]

300:40-4-7. [AMENDED]

SUMMARY:

The defined term “Scenic Rivers” has been expanded to better identify the pertinent areas. The proposed amendments allow for non-commercial float permits to be sold by a person, business, or entity who operates as a pass-through entity. The term “Vessels” has replaced “Flotation Devices.” Commercial Float Operators must ensure all Vessels and rental equipment are in a safe, serviceable condition prior to rental by the public and may not exceed the manufacturer’s carrying capacity for any rental Vessel. No person, business, group, or other entity may offer Vessels or related services for use by the general public on the Scenic Rivers with the intent to profit without obtaining a commercial flotation license. The usage times for the daily camping fee has changed from 5:00 p.m. on the day of payment to 3:00 p.m. and ending the following day at 1:00 p.m. instead of 5:00 p.m. A table of river heights and age restrictions has been included for prohibited Commercial Operations due to safety measures. Ice chests and coolers must seal sufficiently to prevent leakage in the Scenic Rivers.

AUTHORITY:

Grand River Dam Authority; 82 O.S. 2019 § 861A(B)(1), 82 O.S. 2019 § 863.2(B)

COMMENT PERIOD:

Written and oral comments will be accepted January 18, 2023 through 4:00 p.m. on February 17, 2023 at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, Attention: Tamara Jahnke or by email to tamara.jahnke@grda.com.

PUBLIC HEARING:

A public hearing will be conducted to provide an opportunity for persons to orally present their views on the content of the proposed rules. Each person will be allowed a maximum of five minutes to speak and each person must sign in at the door. The public hearing will be held on February 21, 2023 at 2:00 p.m. in the Oklahoma Room of Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma. The alternate date and time in the event of inclement weather is March 1, 2023 at 10:00 a.m. in the Oklahoma Room of Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Grand River Dam Authority requests that business entities or any other members of the public affected by these rules provide the agency, within the Comment Period from January 18, 2023 through 4:00 p.m. on February 17, 2023, in dollar amounts if possible, the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity or public member due to compliance with the proposed rules. This information may be submitted in writing from January 18, 2023 through 4:00 p.m. on February 17, 2023 at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, (918) 610-9686, Attention: Tamara Jahnke or tamara.jahnke@grda.com.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the www.grda.com website or obtained by contacting Tamara Jahnke at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, (918) 610-9686, tamara.jahnke@grda.com.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. 2021 § 303 (D), a Rule Impact Statement has been prepared and is available at the offices of Grand River Dam Authority, Legal Division, 9933 E. 16th Street, Tulsa, Oklahoma 74128. The Rule Impact Statement may also be viewed on the Grand River Dam Authority website at www.grda.com.

CONTACT PERSON:

Tamara Jahnke, Assistant General Counsel, (918) 610-9686, tamara.jahnke@grda.com.