

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. [NEW]

300:40-1-2. [NEW]

300:40-1-3. [NEW]

300:40-1-4. [NEW]

300:40-1-5. [NEW]

300:40-1-6. [NEW]

Subchapter 2. Public Access Areas

300:40-2-1. [NEW]

300:40-2-2. [NEW]

300:40-2-3. [NEW]

Subchapter 3. Boater Safety

300:40-3-1. [NEW]

300:40-3-2. [NEW]

300:40-3-3. [NEW]

Subchapter 4. Protection of Natural Resources

300:40-4-1. [NEW]

300:40-4-2. [NEW]

300:40-4-3. [NEW]

300:40-4-4. [NEW]

300:40-4-5. [NEW]

300:40-4-6. [NEW]

300:40-4-7. [NEW]

SUMMARY:

Effective July 1, 2016, the Scenic Rivers Commission created pursuant to Section 1461 of Title 82 of the Oklahoma Statutes was terminated and the rights and authorities of the Scenic Rivers Commission were transferred to the Grand River Dam Authority. 82 O.S. § 896.1. Further, Chapters 10 and 15 of Title 630 of the Oklahoma Administrative Code relating to licensing, use permits, and the protection of natural resources were transferred to the Grand River Dam Authority. 82 O.S. § 896.2. Additionally, the Authority is authorized to promulgate rules protecting the natural resources of the scenic rivers, regulating public use areas, establishing use permits for scenic rivers, establishing licensing requirements for commercial float operators and setting fees for the issuance of the licenses. Id. The proposed rules concern licensing of commercial float operations and flotation devices, and the collection of fees to preserve the Illinois River as a Scenic River located within the counties of Adair, Cherokee, and Delaware in Oklahoma. Additionally, rules have been proposed regarding public access areas, camping restrictions, and boater safety to protect the natural resources of the Illinois River.

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 19, 2022 through 4:00 p.m. on February 18, 2022 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 Wednesday, February 23, 2022 at 10:00 a.m. in the Scissortail Room of Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128. The alternate date and time in the event of inclement weather is Tuesday, March 1, 2022 at 10:00 a.m. in the Scissortail Room.

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 19, 2022 through 4:00 p.m. on February 18, 2022, 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 19, 2022 through 4:00 p.m. on February 18, 2022 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 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.