

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

HOUSE BILL NO. 1399

By: Paulk

AS INTRODUCED

An Act relating to state employees; amending 36 O.S. 1991, Section 924.1, which relates to certain insurance reductions; providing for specified reduction in insurance for certain state employees; amending 74 O.S. 1991, Section 500.4, which relates to travel reimbursement; increasing reimbursement rate for personal vehicle use; requiring primary insurance coverage under Risk Management Program; providing for certificates; requiring purchase and maintenance of certain automobile child safety seats for use in personal vehicles; providing for codification; providing an effective date; and declaring an emergency.

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 85.34G of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Risk Management Division of the Department of Central Services shall obtain or provide primary insurance coverage for any

personal motor vehicle owned by a state employee which is used on official state business. The Risk Management Administrator is authorized to determine eligibility criteria for participation, and establish equipment and safety standards for such motor vehicles.

B. The Risk Management Division shall prepare detailed certificates of self-insurance for use by employees utilizing their personal motor vehicles for conduct of state business. Such certificates shall state the name and address of the named insured, the coverage afforded by the policy, and the limits of liability with respect to bodily injury and death or property damage, or both.

SECTION 2. AMENDATORY 36 O.S. 1991, Section 924.1, is amended to read as follows:

Section 924.1 A. Any schedule of rates or rating plan for automobile liability and physical damage insurance submitted to or filed with the State Board for Property and Casualty Rates shall provide for an appropriate reduction in premium charges for those insured persons for a three-year period after successfully completing a motor vehicle accident prevention course meeting the criteria established by the Department of Public Safety. The reduction in premium charges pursuant to this subsection for those insured persons who are state employees using their privately owned motor vehicles on official state business shall be twelve and one-half percent (12 1/2%). Provided however, there shall be no reduction in premiums for a self-instructed course or a course which does not provide for actual classroom or field driving instruction for a minimum number of hours as determined by the Department of Public Safety. Provided further, there shall be no reduction in premiums for a course attended pursuant to a court order in connection with a motor vehicle violation or an alcohol or drug-related offense.

B. All insurance companies writing automobile liability and physical damage insurance in this state shall allow an appropriate

reduction in premium charges to all eligible persons pursuant to this section.

C. The approved course shall be taught by instructors approved by the Department of Public Safety.

D. Upon successfully completing the approved course, each participant shall be issued by the sponsoring agency of the course, a certificate which shall be the basis of qualification for the discount on insurance.

E. Each participant shall successfully complete an approved course each three (3) years to continue to be eligible for the discount on insurance.

SECTION 3. AMENDATORY 74 O.S. 1991, Section 500.4, is amended to read as follows:

Section 500.4 A. Authorized persons traveling on official state business within the State of Oklahoma may utilize railroads, airplanes, buses, whether intracity or intercity, or other public conveyance. Reimbursement for fares paid for airplane transportation shall not exceed coach class fare. Other public conveyance fares shall not exceed the normal charge, but in no instance may the fare exceed coach class airplane fare. Taxicab fares within the State of Oklahoma and communication charges may be reimbursed only upon justification as to the necessity for their use.

B. Agency heads or their authorized designees may approve the use of motor vehicles for official travel within the State of Oklahoma. If available, agency owned motor vehicles or motor vehicles leased from the State Motor Pool, either on a full-time basis or for individual trips, shall be utilized for such travel. Reimbursement for use of privately owned motor vehicles may be authorized by the agency head.

C. Reimbursement for authorized use of privately owned motor vehicles shall be ~~twenty-four cents (\$0.24)~~ twenty-eight cents

(\$0.28) per mile. Distances for which reimbursement for use of privately owned motor vehicles is claimed shall not exceed distances set forth in the latest Transportation Commission road map. Vicinity travel on official business shall be entered on travel claims as a separate item.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 85.34H of Title 74, unless there is created a duplication in numbering, reads as follows:

The Risk Management Division of the Department of Central Services shall purchase, maintain and make available an adequate number of automobile child safety seats or restraints for use in employee-owned vehicles. Such seats and restraints shall be made available, free of cost, to any state employee whose position requires the transportation of infants and older children not yet able to utilize standard lap and shoulder restraints.

SECTION 5. This act shall become effective July 1, 1993.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-1-5701 KSM