

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)
2ND CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1009

By: Roach and Toure of the
House

and

Herbert of the Senate

2ND CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to state government; prohibiting the use of aircraft owned, leased, chartered, or operated by the state by elected state officials for certain purposes; requiring travel logs; providing procedures and requirements for travel logs; providing for construction of law with regard to immediate family members of the Governor; defining term; providing for codification; 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 500.61 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. No elected state official or person appointed to fill a vacancy in an elected state office shall travel on any aircraft owned, leased, chartered, or operated by the state to or from any place where such official:

1. Will attend or has attended an event sponsored by or an event in support of a political party or a political candidate;

2. Will perform a service or has performed a service for which the passenger is to receive an honorarium;

3. Will attend or has attended an event at which money is raised for private purposes if there is no direct benefit to the state or for political purposes; or

4. Will attend or has attended an event at which an audience was charged an admission fee to see or hear the person, unless the

admission fee is charged by a charitable, nonprofit association recognized by the Internal Revenue Service.

B. The Office of State Finance shall prescribe:

1. A travel log form to be used when an official designated in subsection A of this section travels on any aircraft owned, leased, chartered, or operated by the state. The travel log form shall be designed to record the information described in subsection C of this section;

2. Procedures to ensure that those officials who travel on such aircraft provide in a legible manner all information required by the travel log form; and

3. Procedures by which the travel log forms, in a timely manner but no less often than monthly, shall be transmitted to the Office of State Finance, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate.

C. Through the use of the travel log form, the following information must be provided to the Office of State Finance by the official designated in subsection A of this section:

1. The trip itinerary, including all locations from which the aircraft takes off or at which the aircraft lands;

2. The purpose of the landing at each location at which there is a landing, including but not limited to whether the landing is:

a. for the purpose of giving a speech or other presentation,

b. for attendance at a meeting, event, or other gathering, or

c. for the performance of a service;

3. The name of the group sponsoring the speech, presentation, event, gathering, or meeting, and the identity of the persons or entity with which the official meets and the street address at which the presentation, event, gathering, meeting, or service occurred or was performed;

4. The printed name and signature of the elected state official, each person traveling with the official and the crew members on the aircraft and the location at which each such person boarded and disembarked;

5. The state entity on whose behalf the passenger or crew member was traveling;

6. Trip charges, including fuel costs, landing or hangar fees, pilot waiting time and total trip mileage;

7. Flight time accountability, including the total flight time;

8. Beginning and ending tachometer or Hobbs reading;

9. Flight conditions and number of day and night landings;

10. The date and time of the flight; and

11. The registration number of the aircraft flown.

D. 1. The signature of each passenger required by paragraph 4 of subsection C of this section shall constitute certification by each passenger that the information provided on the log form with respect to paragraphs 1, 2, 3, 4, 5 and 10 of subsection C of this section is true and correct to the best of the information and belief of that passenger.

2. The signature of each crew member required by paragraph 4 of subsection C of this section shall constitute certification that the information provided on the travel log form with respect to paragraphs 1, 5, 6, 7, 8, 9, 10 and 11 of subsection C of this section is true and correct to the best of the information and belief of that crew member, and that all passengers traveling on the aircraft were listed on the log, as required by paragraph 4 of subsection C of this section.

E. The provisions of this section shall not be construed to prohibit immediate family members of the Governor from accompanying the Governor on a trip made in compliance with the provisions of this section on a state aircraft. As used in this subsection "immediate family members" means a spouse, a child, a stepchild, a foster child, and any individual claimed by the Governor or the spouse of the Governor as a dependent for tax purposes.

SECTION 2. 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.

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