

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 1009

By: Roach

AS INTRODUCED

An Act relating to state government; providing procedures for use of aircraft owned, leased, or operated by the state; directing implementation of procedures; requiring travel logs; providing procedures and requirements for travel logs; 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. 1. Travel on any aircraft owned, leased, or operated by the state, to the extent that an aircraft is available, shall be limited to the following persons:

- a. state officials and employees who are traveling on official state business,

- b. persons in the care and custody of state officers or employees specified in subparagraph a of this paragraph,
- c. persons whose transportation furthers official state business, and
- d. immediate family members accompanying the Governor on a flight. As used in this subparagraph, "immediate family members" means a spouse, a child under eighteen (18) years of age residing in the household of the Governor, and any individual claimed by the Governor or the spouse of the Governor as a dependent for tax purposes.

2. The Governor has first priority for the use, in accordance with the provisions of this section, of any aircraft owned, leased, or operated by the state.

B. Travel on any aircraft owned, leased, or operated by the state shall not be provided to a passenger if the passenger is to be transported to or from a place where the passenger:

1. Will make or has made a speech not related to official state business;

2. Will attend or has attended an event sponsored by a political party or a political candidate;

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

4. Will attend or has attended an event at which money is raised for private or political purposes; or

5. Will attend or has attended an event at which an audience was charged an admission fee to see or hear the passenger.

C. Except as otherwise provided in this subsection, travel on an aircraft owned, leased, or operated by the state shall be limited to in-state locations. Travel on an aircraft owned, leased, or operated by the state to an out-of-state location may be permitted

if the state official or employee provides to the Office of State Finance, for approval prior to the travel, written documentation that travel to an out-of-state location on the aircraft is:

1. Necessary because travel on a commercial air carrier is not available for the destination;
 2. More cost effective than travel on a commercial air carrier;
- or
3. In rare cases that do not meet the criteria set forth in this subsection, still necessary for the reasons contained in the documentation required by this subsection.

Travel on an aircraft owned, leased, or operated by the state to an out-of-state location shall be permitted in emergency situations. If the emergency is such that prior approval of the travel by the Office of State Finance is not possible, the written documentation of the emergency shall be provided to the Office of State Finance within two (2) business days of completion of the travel.

D. The provisions of this section shall be implemented by any state entity that owns, leases, or operates an aircraft.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 500.62 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Office of State Finance shall prescribe:

1. A travel log form for gathering information about the use of state-operated aircraft;
2. Procedures to ensure that individuals who travel as passengers on or operate aircraft owned, leased, or operated by the state provide in a legible manner the information requested of them by the form; and
3. Procedures for each state entity that owns, leases, or operates an aircraft for sending the form to the Office of State Finance, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate.

B. The travel log form must request the following information about an aircraft owned, leased, or operated by the state each time the aircraft is flown:

1. The purpose and destination of the flight;

2. The name, state agency represented, and signature of each person who is a passenger or crew member of the aircraft; and

3. Other information determined by the Office of State Finance to be necessary to monitor the proper use of the aircraft.

SECTION 3. 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.

46-1-5189

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