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THE STATE SENATE
Monday, February 28, 2005

Committee Substitute for
Senate Bill No. 25

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 25 - By: PADDACK of the Senate and ASKINS of the House.

[motor vehicles - authorizing CLEET to purchase vehicles - emergency]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2001, Section 156, as amended by Section 13, Chapter 22, O.S.L. 2002 (47 O.S. Supp. 2004, Section 156), is amended to read as follows:

Section 156. A. Unless otherwise provided for by law, no state board, commission, department, institution, official, or employee, except the following, shall purchase any passenger automobile or bus with public funds:

- 1. The Department of Public Safety;
- 2. The Department of Human Services;
- 3. The State Department of Rehabilitation Services;
- 4. The Department of Wildlife Conservation;
- 5. The Department of Corrections;
- 6. The State Department of Education;
- 7. The Oklahoma School of Science and Mathematics;

- 1 8. The Oklahoma State Bureau of Narcotics and Dangerous Drugs
2 Control;
- 3 9. The Oklahoma State Bureau of Investigation;
- 4 10. The Transportation Commission;
- 5 11. The Oklahoma Department of Agriculture, Food, and Forestry;
- 6 12. The State Department of Health;
- 7 13. The Department of Mental Health and Substance Abuse
8 Services;
- 9 14. The J.D. McCarty Center for Children with Developmental
10 Disabilities;
- 11 15. The Military Department of the State of Oklahoma;
- 12 16. The Oklahoma Tourism and Recreation Department;
- 13 17. The Oklahoma Conservation Commission;
- 14 18. The Oklahoma Water Resources Board;
- 15 19. The Department of Mines;
- 16 20. The Office of Juvenile Affairs;
- 17 21. The Oklahoma Department of Veteran Affairs; ~~and~~
- 18 22. The Oklahoma Supreme Court; and
- 19 23. The Council on Law Enforcement Education and Training.

20 B. 1. The Oklahoma School for the Deaf at Sulphur, the
21 Oklahoma School for the Blind at Muskogee, and any state institution
22 of higher education may purchase, own, or keep if now owned, or
23 acquire by lease or gift, and use and maintain such station wagons,

1 automobiles, trucks, or buses as are reasonably necessary for the
2 implementation of the educational programs of said institutions.

3 2. No bus operated, owned, or used by such educational
4 institutions shall be permitted to carry any person other than
5 students, faculty members, employees, or volunteers of such
6 institutions. The provisions of this section shall not be construed
7 to prohibit:

- 8 a. the operation of intracampus buses or buses routed
9 directly between portions of the campus of any
10 institution not adjacent to each other, nor to
11 prohibit the collection of fares from such students,
12 faculty members, or employees of such institutions,
13 sufficient in amount to cover the reasonable cost of
14 such transportation, or
- 15 b. the Oklahoma School for the Blind or the Oklahoma
16 School for the Deaf from entering into agreements with
17 local public school districts pursuant to the
18 Interlocal Cooperation Act for the mutual use of the
19 schools' and the districts' vehicles. Such use may
20 include, but is not limited to, the transportation of
21 students from local school districts with students
22 from the Oklahoma School for the Blind or the Oklahoma
23 School for the Deaf in vehicles owned by the Oklahoma

1 School for the Blind or the Oklahoma School for the
2 Deaf when traveling to school-related activities.

3 C. The J.D. McCarty Center for Children with Developmental
4 Disabilities, the Oklahoma Department of Libraries, the Oklahoma
5 Department of Veterans Affairs, and the Oklahoma Veterans Centers
6 may own and maintain such passenger vehicles as those institutions
7 have acquired prior to May 1, 1981.

8 D. The use of station wagons, automobiles, and buses, other
9 than as provided for in this section, shall be permitted only upon
10 written request for such use by heads of departments of the
11 institution, approved in writing by the president of said
12 institution or by some administrative official of said institution
13 authorized by the president to grant said approval. Such use shall
14 be permitted only for official institutional business or activities
15 connected therewith. Such use shall be subject to the provisions of
16 ~~Sections~~ Section 156.1 and ~~159.7~~ of this title forbidding personal
17 use of such vehicles, and to the penalties therein declared.

18 E. Any person convicted of violating the provisions of this
19 section shall be guilty of a misdemeanor and shall be punished by
20 fine or imprisonment, or both, as provided for in Section 156.1 of
21 this title.

22 F. For the purpose of this section and Section 156.3 of this
23 title, a station wagon is classified as a passenger automobile and

1 may not be purchased solely for the use of transporting property.
2 Such vehicles shall include, but not be limited to, all vehicles
3 which have no separate luggage compartment or trunk but which do not
4 have open beds, whether the same are called station wagons, vans,
5 suburbans, town and country, blazers, or any other names. ~~All state
6 boards, commissions, departments, and institutions may own and
7 maintain station wagons purchased solely for the purpose of
8 transporting property if acquired prior to July 1, 1985.~~

9 G. The provisions of this section and Section 156.1 of this
10 title shall not apply to public officials who are statewide elected
11 commissioners.

12 SECTION 2. It being immediately necessary for the preservation
13 of the public peace, health and safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-16-05 - DO
17 PASS, As Amended and Coauthored.