

1 ENGROSSED SENATE
2 BILL NO. 607

By: Bingman, Shortey, Marlatt
and Brecheen of the Senate

3 and

4 Steele of the House

5
6
7 [travel expenses for legislators - per diem and
8 mileage - suspend certain provisions - requiring
9 application and expiration -
10 emergency]

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

12 SECTION 1. AMENDATORY 74 O.S. 2001, Section 291.1, is
13 amended to read as follows:

14 Section 291.1 Members of the Legislature shall be allowed a per
15 diem in lieu of expenses in an amount authorized by the provisions
16 of the Internal Revenue Code of 1986, as amended, for deductibility
17 of expenses for travel while away from home without additional
18 documentation for each night spent away from home in the performance
19 of their official duties within the state during regular and
20 extraordinary legislative sessions, not to exceed the number of
21 legislative days per week. Provided, the President Pro Tempore of
22 the Senate, for members of the Senate, and the Speaker of the House
23 of Representatives, for members of the House of Representatives, may
24 suspend the provisions of this section or reduce the amount allowed

1 pursuant to the provisions of this section if the President Pro
2 Tempore of the Senate or the Speaker of the House of Representatives
3 determines that such suspension or reduction is necessary due to
4 budgetary constraints. Any such suspension or reduction shall be
5 applied uniformly to members of the Senate or House of
6 Representatives and shall expire upon a date specified by the
7 President Pro Tempore of the Senate or Speaker of the House of
8 Representatives which shall be no later than the end of the fiscal
9 year during which such suspension or reduction takes effect.

10 SECTION 2. AMENDATORY 74 O.S. 2001, Section 291.1a, is
11 amended to read as follows:

12 Section 291.1a Members of the Legislature who are authorized by
13 the Speaker of the House of Representatives and the President Pro
14 Tempore of the Senate, to attend official meetings and sessions
15 concerning legislation during a legislative recess shall be entitled
16 to receive reimbursement for mileage and per diem in the same manner
17 as provided for in ~~Sections 291 and~~ Section 291.1 of Title 74 of the
18 Oklahoma Statutes this title. Provided, the President Pro Tempore
19 of the Senate, for members of the Senate, and the Speaker of the
20 House of Representatives, for members of the House of
21 Representatives, may suspend the provisions of this section or
22 reduce the amount allowed pursuant to the provisions of this section
23 if the President Pro Tempore of the Senate or the Speaker of the
24 House of Representatives determines that such suspension or

1 reduction is necessary due to budgetary constraints. Any such
2 suspension or reduction shall be applied uniformly to members of the
3 Senate or House of Representatives and shall expire upon a date
4 specified by the President Pro Tempore of the Senate or Speaker of
5 the House of Representatives which shall be no later than the end of
6 the fiscal year during which such suspension or reduction takes
7 effect.

8 SECTION 3. AMENDATORY 74 O.S. 2001, Section 291.1b, is
9 amended to read as follows:

10 Section 291.1b Members of the Legislature shall receive mileage
11 reimbursement pursuant to Section 500.4 of ~~Title 74 of the Oklahoma~~
12 ~~Statutes~~ this title for the number of miles necessarily and
13 conveniently traveled by the most usual and feasible route to be
14 present upon convening of the regular or extraordinary sessions of
15 the Legislature by such member in each and every trip in going to
16 and returning from the place of meeting of the Legislature. Each
17 member shall be entitled to mileage reimbursement for one (1) round
18 trip per week in traveling to and from the meeting of the
19 Legislature. A member not claiming per diem reimbursement may elect
20 to receive mileage for not to exceed as many trips as there are
21 legislative days for a week during each week the Legislature is
22 actually in regular or extraordinary session, provided that no
23 single, round-trip mileage reimbursement may exceed the per diem
24 allowance. Members of the Legislature shall receive mileage

1 reimbursement, for the use of privately owned vehicles pursuant to
2 Section 500.4 of ~~Title 74 of the Oklahoma Statutes~~ this title for
3 the number of miles necessarily and conveniently traveled by the
4 most usual and feasible route to be present in attending meetings of
5 committees of which they are members or to which they are invited by
6 ~~Committee Chairmen~~ committee chairs when the Legislature is not in
7 session, subject to the approval of the presiding officer of each
8 house for the members of the respective houses. Provided, the
9 President Pro Tempore of the Senate, for members of the Senate, and
10 the Speaker of the House of Representatives, for members of the
11 House of Representatives, may suspend the provisions of this section
12 or reduce the amount allowed pursuant to the provisions of this
13 section if the President Pro Tempore of the Senate or the Speaker of
14 the House of Representatives determines that such suspension or
15 reduction is necessary due to budgetary constraints. Any such
16 suspension or reduction shall be applied uniformly to members of the
17 Senate or House of Representatives and shall expire upon a date
18 specified by the President Pro Tempore of the Senate or Speaker of
19 the House of Representatives which shall be no later than the end of
20 the fiscal year during which such suspension or reduction takes
21 effect.

22 SECTION 4. AMENDATORY 74 O.S. 2001, Section 456, is
23 amended to read as follows:

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1 Section 456. A. Committees and subcommittees of each house of
2 the Legislature are hereby authorized to meet when the Legislature
3 is not in session, subject to the approval of the presiding officer
4 of the respective house.

5 B. When the Legislature is not in session, members of the
6 Legislature shall be reimbursed their expenses in attending meetings
7 of committees and subcommittees of which they are members or to
8 which they are invited by committee chairs and shall be reimbursed
9 as provided in subsection C of this section for expenses for such
10 meetings and such other legislative business as may be authorized by
11 the rules or by resolution of the member's respective house.

12 C. In addition to reimbursement for mileage as authorized by
13 law, per diem in lieu of expenses in the amount of Twenty-five
14 Dollars (\$25.00) is hereby authorized for not to exceed twenty (20)
15 days when the Legislature is not in session. The President Pro
16 Tempore of the Senate and the Speaker of the House of
17 Representatives may authorize per diem for meetings exceeding twenty
18 (20) days for members of their respective houses as they deem
19 necessary.

20 D. A per diem in lieu of expenses in the amount deductible
21 without additional documentation pursuant to the Internal Revenue
22 Code of 1986, as amended, is hereby authorized for meetings outside
23 the state by members, officers and employees of the Legislature. A
24 per diem in lieu of expenses in the amount deductible without

1 additional documentation pursuant to the Internal Revenue Code of
2 1986, as amended, for the destination within the geographical area
3 of travel is hereby authorized for official travel to high-rate
4 geographical areas, as designated in Section 500.9 of this title, by
5 members, officers and employees of the Legislature. Provided,
6 however, that members and employees of the Legislature may, in lieu
7 of the above provisions, be reimbursed for out-of-state travel
8 pursuant to the State Travel Reimbursement Act.

9 E. In addition to reimbursement allowed under subsection D of
10 this section, reimbursement for out-of-state transportation costs
11 shall be made at an amount not exceeding the cost of coach airplane
12 fare. Provided that reimbursement for travel by commercial airplane
13 on a first-class basis may be made if coach-class space is not
14 available within a reasonable time and is justified by attachments
15 to claim for reimbursement. Claims for reimbursement for first-
16 class transportation by commercial airline shall be accompanied by
17 the passenger's duplicate of airline ticket, or other airline
18 receipt which includes information as to class of accommodation for
19 which reimbursement is claimed.

20 F. Members, officers and employees of the Legislature shall be
21 reimbursed for any membership dues or fees paid to any association
22 or organization connected with the performance of their duties with
23 the state, upon the approval of the Speaker of the House of
24 Representatives or the President Pro Tempore of the Senate.

1 G. The President Pro Tempore of the Senate, for members of the
2 Senate, and the Speaker of the House of Representatives, for members
3 of the House of Representatives, may suspend the provisions of this
4 section, other than the provisions of subsection A of this section,
5 or reduce the amounts allowed pursuant to the provisions of this
6 section if the President Pro Tempore of the Senate or the Speaker of
7 the House of Representatives determines that such suspension or
8 reduction is necessary due to budgetary constraints. Any such
9 suspension or reduction shall be applied uniformly to members of the
10 Senate or House of Representatives and shall expire upon a date
11 specified by the President Pro Tempore of the Senate or Speaker of
12 the House of Representatives which shall be no later than the end of
13 the fiscal year during which such suspension or reduction takes
14 effect.

15 SECTION 5. It being immediately necessary for the preservation
16 of the public peace, health and safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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