

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 2338 By: Kendrix and Steagall of the  
3 House  
4 and  
5 Pugh of the Senate  
6

7 An Act relating to motor vehicles; amending 47 O.S.  
2011, Section 156.1, as amended by Section 3, Chapter  
8 316, O.S.L. 2012 (47 O.S. Supp. 2020, Section 156.1),  
which relates to use of state-owned motor vehicles;  
9 permitting employees of the Oklahoma Department of  
Corrections to use state-owned or -leased vehicles  
10 under certain circumstances; and providing an  
effective date.  
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14 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
entire bill and insert  
15

16 "An Act relating to motor vehicles; amending 47 O.S.  
2011, Section 156.1, as amended by Section 3, Chapter  
17 316, O.S.L. 2012 (47 O.S. Supp. 2020, Section 156.1),  
which relates to use of state-owned motor vehicles;  
18 modify inclusions; permitting employees of the  
Oklahoma Department of Corrections to use state-owned  
19 or -leased vehicles under certain circumstances; and  
providing an effective date.  
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22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:  
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1       SECTION 1.       AMENDATORY       47 O.S. 2011, Section 156.1, as  
2 amended by Section 3, Chapter 316, O.S.L. 2012 (47 O.S. Supp. 2020,  
3 Section 156.1), is amended to read as follows:

4       Section 156.1. A. It shall be unlawful for any state official,  
5 officer~~7~~ or employee, except any essential employees approved by the  
6 Governor and those officers or employees authorized in subsection B  
7 of this section, to ride to or from the place of residence of the  
8 employee in a state-owned or ~~-leased~~ state-leased automobile, truck~~7~~  
9 or pickup, except in the performance of the official duty of the  
10 employee, or to use or permit the use of any such automobile, truck,  
11 ambulance~~7~~ or pickup for other personal or private purposes. Any  
12 person convicted of violating the provisions of this section shall  
13 be guilty of a misdemeanor and shall be punished by a fine of not  
14 more than One Hundred Dollars (\$100.00) or by imprisonment in the  
15 county jail for a period to not exceed thirty (30) days, or by both  
16 said fine and imprisonment, and in addition thereto, shall be  
17 discharged from state employment.

18       B. 1. Any state employee, other than the individuals provided  
19 for in paragraph 2 of this subsection and any employee of the  
20 Department of Public Safety who is an employee in the Driver License  
21 Examining Division or the Driver Compliance Division or a wrecker  
22 inspector or auditor of the Wrecker Services Division as provided  
23 for in paragraph 3 of this subsection, who receives emergency  
24 telephone calls regularly at the residence of the employee when the

1 employee is not on duty and is regularly called upon to use a  
2 vehicle after normal work hours in response to such emergency calls,  
3 may be permitted to use a vehicle belonging to the ~~State of Oklahoma~~  
4 state to provide transportation between the residence of the  
5 employee and the assigned place of employment, provided such  
6 distance does not exceed seventy-five (75) miles in any round trip  
7 or is within the county where the assigned place of employment is  
8 located. Provided further, an employee may be permitted to use a  
9 state-owned or ~~leased~~ state-leased vehicle to provide temporary  
10 transportation between a specific work location other than the  
11 assigned place of employment and the residence of the employee, if  
12 such use shall result in a monetary saving to the agency, and such  
13 authorization shall not be subject to the distance or area  
14 restrictions provided for in this paragraph. Authorization for  
15 temporary use of a state-owned or ~~leased~~ state-leased vehicle for a  
16 specific project shall be in writing stating the justification for  
17 this use and the saving expected to result. Such authorization  
18 shall be valid for not to exceed sixty (60) days. Any state entity  
19 other than law enforcement that avails itself of this provision  
20 shall keep a monthly record of all participating employees, the  
21 number of emergency calls received, and the number of times that a  
22 state vehicle was used in the performance of such emergency calls.

23 2. Any employee of the Department of Public Safety, Oklahoma  
24 Department of Corrections, Oklahoma State Bureau of Narcotics and

1 Dangerous Drugs Control, Oklahoma State Bureau of Investigation,  
2 Alcoholic Beverage Laws Enforcement Commission, Oklahoma Horse  
3 Racing Commission, Oklahoma Department of Agriculture, Food, and  
4 Forestry, Office of the Inspector General within the Department of  
5 Human Services or Office of the State Fire Marshal, who is a law  
6 enforcement officer or criminalist, Public Information officer,  
7 Special Investigator or Assistant Director of the Oklahoma State  
8 Bureau of Investigation, CLEET-certified Investigator for a state  
9 board or any employee of a district attorney who is a law  
10 enforcement officer, may be permitted to use a state-owned or -  
11 ~~leased~~ state-leased vehicle to provide transportation between the  
12 residence of the employee and the assigned place of employment and  
13 between the residence and any location other than the assigned place  
14 of employment to which the employee travels in the performance of  
15 the official duty of the employee.

16 3. Any employee of the Department of Public Safety who is an  
17 employee in the Driver License Examining Division, an employee of  
18 the Driver Compliance Division, a wrecker inspector or auditor of  
19 the Wrecker Services Division, or a noncommissioned pilot may be  
20 permitted, as determined by the Commissioner, to use a state-owned  
21 or ~~leased~~ state-leased vehicle to provide transportation between  
22 the residence of the employee and the assigned place of employment  
23 and between the residence and any location other than the assigned  
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1 place of employment to which the employee travels in the performance  
2 of the official duty of the employee.

3 4. The Director, department heads and other essential employees  
4 of the Department of Wildlife Conservation, as authorized by the  
5 Wildlife Conservation Commission, may be permitted to use a state-  
6 owned or ~~leased~~ state-leased vehicle to provide transportation  
7 between the residence of the employee and the assigned place of  
8 employment and between the residence and any location other than the  
9 assigned place of employment to which the employee travels in the  
10 performance of the official duty of the employee.

11 5. The Director, department heads, emergency responders and  
12 other essential employees of the Department of Corrections, as  
13 authorized by the Director, may be permitted to use a state-owned or  
14 state-leased vehicle to provide transportation between the residence  
15 of the employee and the assigned place of employment and between the  
16 residence and any location other than the assigned place of  
17 employment to which the employee travels in the performance of the  
18 official duty of the employee.

19 C. The principal administrator of the state agency with which  
20 the employee is employed shall so designate the status of the  
21 employee in writing or provide a copy of the temporary authorization  
22 to the Governor, the President Pro Tempore of the Senate, and the  
23 Speaker of the House of Representatives. Such employee status  
24 report shall also be provided to the State Fleet Manager of the

1 Division of Fleet Management if the motor vehicle for emergency use  
2 is provided by said Division.

3 SECTION 2. This act shall become effective November 1, 2021."

4 Passed the Senate the 20th day of April, 2021.  
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7 Presiding Officer of the Senate

8 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
9 2021.  
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12 Presiding Officer of the House  
13 of Representatives  
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1 ENGROSSED HOUSE  
2 BILL NO. 2338

By: Kendrix and Steagall of the  
House

3 and

4 Pugh of the Senate  
5  
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7 An Act relating to motor vehicles; amending 47 O.S.  
8 2011, Section 156.1, as amended by Section 3, Chapter  
9 316, O.S.L. 2012 (47 O.S. Supp. 2020, Section 156.1),  
10 which relates to use of state-owned motor vehicles;  
11 permitting employees of the Oklahoma Department of  
12 Corrections to use state-owned or -leased vehicles  
under certain circumstances; and providing an  
effective date.

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

14 SECTION 3. AMENDATORY 47 O.S. 2011, Section 156.1, as  
15 amended by Section 3, Chapter 316, O.S.L. 2012 (47 O.S. Supp. 2020,  
16 Section 156.1), is amended to read as follows:

17 Section 156.1 A. It shall be unlawful for any state official,  
18 officer, or employee, except any essential employees approved by the  
19 Governor and those officers or employees authorized in subsection B  
20 of this section, to ride to or from the place of residence of the  
21 employee in a state-owned or -leased automobile, truck, or pickup,  
22 except in the performance of the official duty of the employee, or  
23 to use or permit the use of any such automobile, truck, ambulance,  
24 or pickup for other personal or private purposes. Any person

1 convicted of violating the provisions of this section shall be  
2 guilty of a misdemeanor and shall be punished by a fine of not more  
3 than One Hundred Dollars (\$100.00) or by imprisonment in the county  
4 jail for a period to not exceed thirty (30) days, or by both said  
5 fine and imprisonment, and in addition thereto, shall be discharged  
6 from state employment.

7       B. 1. Any state employee, other than the individuals provided  
8 for in paragraph 2 of this subsection and any employee of the  
9 Department of Public Safety who is an employee in the Driver License  
10 Examining Division or the Driver Compliance Division or a wrecker  
11 inspector or auditor of the Wrecker Services Division as provided  
12 for in paragraph 3 of this subsection, who receives emergency  
13 telephone calls regularly at the residence of the employee when the  
14 employee is not on duty and is regularly called upon to use a  
15 vehicle after normal work hours in response to such emergency calls,  
16 may be permitted to use a vehicle belonging to the State of Oklahoma  
17 to provide transportation between the residence of the employee and  
18 the assigned place of employment, provided such distance does not  
19 exceed seventy-five (75) miles in any round trip or is within the  
20 county where the assigned place of employment is located. Provided  
21 further, an employee may be permitted to use a state-owned or -  
22 leased vehicle to provide temporary transportation between a  
23 specific work location other than the assigned place of employment  
24 and the residence of the employee, if such use shall result in a



1 monetary saving to the agency, and such authorization shall not be  
2 subject to the distance or area restrictions provided for in this  
3 paragraph. Authorization for temporary use of a state-owned or -  
4 leased vehicle for a specific project shall be in writing stating  
5 the justification for this use and the saving expected to result.  
6 Such authorization shall be valid for not to exceed sixty (60) days.  
7 Any state entity other than law enforcement that avails itself of  
8 this provision shall keep a monthly record of all participating  
9 employees, the number of emergency calls received, and the number of  
10 times that a state vehicle was used in the performance of such  
11 emergency calls.

12 2. Any employee of the Department of Public Safety, Oklahoma  
13 Department of Corrections, Oklahoma State Bureau of Narcotics and  
14 Dangerous Drugs Control, Oklahoma State Bureau of Investigation,  
15 Alcoholic Beverage Laws Enforcement Commission, Oklahoma Horse  
16 Racing Commission, Oklahoma Department of Agriculture, Food, and  
17 Forestry, Office of the Inspector General within the Department of  
18 Human Services or Office of the State Fire Marshal, who is a law  
19 enforcement officer or criminalist, Public Information officer,  
20 Special Investigator or Assistant Director of the Oklahoma State  
21 Bureau of Investigation, CLEET-certified Investigator for a state  
22 board or any employee of a district attorney who is a law  
23 enforcement officer, may be permitted to use a state-owned or -  
24 leased vehicle to provide transportation between the residence of

1 the employee and the assigned place of employment and between the  
2 residence and any location other than the assigned place of  
3 employment to which the employee travels in the performance of the  
4 official duty of the employee.

5 3. Any employee of the Department of Public Safety who is an  
6 employee in the Driver License Examining Division, an employee of  
7 the Driver Compliance Division, a wrecker inspector or auditor of  
8 the Wrecker Services Division, or a noncommissioned pilot may be  
9 permitted, as determined by the Commissioner, to use a state-owned  
10 or -leased vehicle to provide transportation between the residence  
11 of the employee and the assigned place of employment and between the  
12 residence and any location other than the assigned place of  
13 employment to which the employee travels in the performance of the  
14 official duty of the employee.

15 4. The Director, department heads and other essential employees  
16 of the Department of Wildlife Conservation, as authorized by the  
17 Wildlife Conservation Commission, may be permitted to use a state-  
18 owned or -leased vehicle to provide transportation between the  
19 residence of the employee and the assigned place of employment and  
20 between the residence and any location other than the assigned place  
21 of employment to which the employee travels in the performance of  
22 the official duty of the employee.

23 C. The principal administrator of the state agency with which  
24 the employee is employed shall so designate the status of the

employee in writing or provide a copy of the temporary authorization to the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives. Such employee status report shall also be provided to the State Fleet Manager of the Division of Fleet Management if the motor vehicle for emergency use is provided by said Division.

SECTION 4. This act shall become effective November 1, 2021.

Passed the House of Representatives the 10th day of March, 2021.

Presiding Officer of the House  
of Representatives

Passed the Senate the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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Presiding Officer of the Senate