

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 SENATE BILL 178

By: Bullard

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5
6 AS INTRODUCED

7 An Act relating to state government; directing state
8 agencies to maintain motor vehicle fleet; amending 74
9 O.S. 2021, Sections 78d, as amended by Section 2,
10 Chapter 351, O.S.L. 2023, 85.5a, and 110.3 (74 O.S.
11 Supp. 2024, Section 78d), which relate to state
12 governmental functions; directing agencies to
13 electronically report certain information to certain
14 officials; conforming language; updating statutory
15 language; updating statutory reference; repealing 74
16 O.S. 2021, Sections 78, as amended by Section 1,
17 Chapter 351, O.S.L. 2023, 78a, 78b, 78c, 78e, 78f,
18 80.1, and 3317 (74 O.S. Supp. 2024, Section 78),
19 which relate to the State Fleet Management Division;
20 providing for codification; providing an effective
21 date; and declaring an emergency.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 80 of Title 74, unless there is
25 created a duplication in numbering, reads as follows:

26 On and after the effective date of this act, all state agencies
27 that own, operate, and utilize motor vehicles in this state shall be
28 responsible for the purchase, management, and maintenance of motor
29 vehicles for the agency. Each agency shall promulgate rules,
30 develop a plan for routine maintenance and inspection, and maintain

1 accurate recordkeeping for all motor vehicles within the fleet for
2 reporting as prescribed by law.

3 SECTION 2. AMENDATORY 74 O.S. 2021, Section 78d, as
4 amended by Section 2, Chapter 351, O.S.L. 2023 (74 O.S. Supp. 2024,
5 Section 78d), is amended to read as follows:

6 Section 78d. ~~The Fleet Management Division~~ Each state agency
7 which maintains inventory of motor vehicles shall furnish to the
8 Governor, President Pro Tempore of the Senate, and the Speaker of
9 the House of Representatives, at the close of each fiscal year ~~a~~
10 ~~statement showing the financial condition of the Division, an~~
11 ~~inventory of all motor vehicles regardless of exemption or oversight~~
12 ~~status, an electronic report providing information on motor vehicle~~
13 ~~fleet inventory, maintenance records, financial data, and such other~~
14 ~~information regarding the state motor vehicle transportation system~~
15 as is necessary for a proper understanding of the operation ~~of such~~
16 ~~system and of the~~ and financial condition of the motor ~~pool~~
17 ~~operations~~ vehicle fleet of the agency.

18 SECTION 3. AMENDATORY 74 O.S. 2021, Section 85.5a, is
19 amended to read as follows:

20 Section 85.5a. A. ~~Except for the state fleet card, the~~ The
21 state purchase card program administered by the Purchasing Division
22 is the only card program authorized for use by state agencies.

23 B. On a monthly basis the State Purchasing Director and
24 institutions of higher education shall provide to the Director of

1 the Office of Management and Enterprise Services (OMES) a complete
2 listing in electronic format of all transactions paid by a state
3 purchase card. The list shall contain the name of the purchaser and
4 purchasing agency, amount of purchase, and all available
5 descriptions of items purchased.

6 C. Upon receipt of the list described in subsection B of this
7 section, the Director of ~~the~~ OMES shall allow the public access to
8 the list in searchable format through its website defined in Section
9 46 of Title 62 of the Oklahoma Statutes.

10 D. The State Purchasing Director may authorize the use of a
11 state purchase card for acquisitions within the following
12 parameters:

- 13 1. No limit on the amount of the transaction for the following:
 - 14 a. purchases from statewide contracts and from contracts
15 awarded by the State Purchasing Director for the
16 benefit of a state agency,
 - 17 b. utilities,
 - 18 c. interagency payments,
 - 19 d. emergency acquisitions; provided, requirements to
20 establish an emergency pursuant to Section ~~5~~ 85.41A of
21 this ~~act~~ title or other applicable statute or rule
22 have been met, and
 - 23 e. professional services as defined in Section 803 of
24 Title 18 of the Oklahoma Statutes; and

1 2. For any other transaction with a state purchase card, the
2 transaction shall not exceed the greater of Five Thousand Dollars
3 (\$5,000.00) or the limit determined by the State Purchasing
4 Director, not to exceed the fair and reasonable acquisition
5 threshold amount.

6 E. The State Purchasing Director may authorize personnel of the
7 Oklahoma Department of Commerce, upon a finding by the Secretary of
8 Commerce that such personnel have a legitimate need therefore, to
9 utilize a state purchase card for acquisitions for programs,
10 functions, or services essential to the mission of the agency while
11 traveling on Oklahoma Department of Commerce business in foreign
12 locations with transaction limits not to exceed Thirty-five Thousand
13 Dollars (\$35,000.00). The purchase cardholders are required to sign
14 a purchase card agreement prior to becoming ~~a cardholder~~ cardholders
15 and to attend purchase card procedure training. The Oklahoma
16 Department of Commerce will conduct quarterly internal auditing on
17 all purchase card transactions associated with business and travel
18 in foreign locations.

19 SECTION 4. AMENDATORY 74 O.S. 2021, Section 110.3, is
20 amended to read as follows:

21 Section 110.3. ~~A.~~ All state agencies shall maintain inventory
22 records of ~~its~~ their motor vehicles. The records shall include:

23 1. A detailed description of each vehicle, including its
24 original cost;

2. The vehicle identification number;
3. The license tag number;
4. The make, model, and year of the vehicle; and
5. A designation of loaned or leased vehicles and the name of the vendor.

~~B. Each state agency regardless of the exceptions granted in Section 78 of this title shall provide motor vehicle inventory records to the Office of Management and Enterprise Services at such times as may be requested by the Fleet Management Division of the Office of Management and Enterprise Services.~~

SECTION 5. REPEALER 74 O.S. 2021, Sections 78, as amended by Section 1, Chapter 351, O.S.L. 2023, 78a, 78b, 78c, 78e, 78f, 80.1, and 3317 (74 O.S. Supp. 2024, Section 78), are hereby repealed.

SECTION 6. This act shall become effective July 1, 2025.

SECTION 7. It being immediately necessary for the preservation of the public peace, health or 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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