

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1212

By: Simpson of the Senate

and

Kannady of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to motor vehicles; amending 47 O.S.
12 2021, Section 156.1, which relates to state-owned
13 motor vehicles; allowing certain officials to use
14 certain state-owned or state-leased vehicles for
15 specified transportation; updating statutory
16 language; and providing an effective date.

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

18 SECTION 1. AMENDATORY 47 O.S. 2021, Section 156.1, is
19 amended to read as follows:

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

1 employee, or to use or permit the use of any such automobile, truck,
2 ambulance or pickup for other personal or private purposes. Any
3 person convicted of violating the provisions of this section shall
4 be guilty of a misdemeanor and shall be punished by a fine ~~of~~ not
5 more than One Hundred Dollars (\$100.00), or by imprisonment in the
6 county jail for a period to not exceed thirty (30) days, or by both
7 ~~said~~ fine and imprisonment, and in addition thereto, shall be
8 discharged from state employment.

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

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

14 2. Any employee of the Department of Public Safety, ~~Oklahoma~~
15 Department of Corrections, Oklahoma State Bureau of Narcotics and
16 Dangerous Drugs Control, Oklahoma State Bureau of Investigation,
17 Alcoholic Beverage Laws Enforcement Commission, Oklahoma Horse
18 Racing Commission, Oklahoma Department of Agriculture, Food, and
19 Forestry, Office of the Inspector General within the Department of
20 Human Services or Office of the State Fire Marshal, who is a law
21 enforcement officer or criminalist, Public Information ~~officer~~
22 Officer, Special Investigator or Assistant Director of the Oklahoma
23 State Bureau of Investigation, the Adjutant General of the Oklahoma
24 National Guard, the Executive Director of the Council on Law

1 Enforcement Education and Training, CLEET-certified Investigator for
2 a state board or any employee of a district attorney who is a law
3 enforcement officer, may be permitted to use a state-owned or state-
4 leased vehicle to provide transportation between the residence of
5 the employee and the assigned place of employment and between the
6 residence and any location other than the assigned place of
7 employment to which the employee travels in the performance of the
8 official duty of the employee.

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

19 4. The Director, department heads and other essential employees
20 of the Department of Wildlife Conservation, as authorized by the
21 Oklahoma Wildlife Conservation Commission, may be permitted to use a
22 state-owned or state-leased vehicle to provide transportation
23 between the residence of the employee and the assigned place of
24 employment and between the residence and any location other than the

1 assigned place of employment to which the employee travels in the
2 performance of the official duty of the employee.

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

11 C. The principal administrator of the state agency with which
12 the employee is employed shall so designate the status of the
13 employee in writing or provide a copy of the temporary authorization
14 to the Governor, the President Pro Tempore of the Senate and the
15 Speaker of the House of Representatives. Such employee status
16 report shall also be provided to the ~~State~~ Fleet Manager of the
17 Division of Fleet Management if the motor vehicle for emergency use
18 is provided by said Division.

19 SECTION 2. This act shall become effective November 1, 2022.
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21 COMMITTEE REPORT BY: COMMITTEE ON VETERANS AND MILITARY AFFAIRS,
22 dated 04/06/2022 - DO PASS, As Amended.
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