

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 2075

By: Steagall

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5  
6 AS INTRODUCED

7 An Act relating to state government; amending 74 O.S.  
8 2011, Section 500.2, as last amended by Section 2,  
9 Chapter 76, O.S.L. 2016 (74 O.S. Supp. 2018, Section  
10 500.2), which relates to reimbursable expenses;  
11 authorizing the Oklahoma Department of Veterans  
12 Affairs to contract for specified goods and services;  
13 providing for direct payment; requiring expenditure  
14 report; limiting cost for reimbursement to total  
15 daily rate; and providing an effective date.

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

17 SECTION 1. AMENDATORY 74 O.S. 2011, Section 500.2, as  
18 last amended by Section 2, Chapter 76, O.S.L. 2016 (74 O.S. Supp.  
19 2018, Section 500.2), is amended to read as follows:

20 Section 500.2 A. Officials and employees of the state,  
21 traveling on authorized state business, may be reimbursed for  
22 expenses incurred in such travel in accordance with the provisions  
23 of the State Travel Reimbursement Act and existing statutes relating  
24 to state travel. Persons who are not state employees, but who are  
performing substantial and necessary services to the state which  
have been directed or approved by the appropriate department

1 official shall enjoy the protection of the sovereign immunity of the  
2 state to the same extent as a paid employee. Such persons may be  
3 reimbursed for expenses incurred during authorized official travel  
4 under these same statutory provisions, provided it is indicated on  
5 the claim the person is not a state employee, a description of  
6 services performed is entered, and the agency head by approval of  
7 the claim certifies such services were substantial and necessary,  
8 and germane to the duties and functions of the reimbursing agency.  
9 Travel expenses incurred by a person during the course of seeking  
10 employment with a state agency, unless such travel is performed at  
11 the request of the employing agency, shall not be considered  
12 expenses incurred in performing substantial and necessary services  
13 to the state and shall not be reimbursed under the provisions of the  
14 State Travel Reimbursement Act.

15 B. The chief administrative officer of the Department of Public  
16 Safety, the Oklahoma State Bureau of Investigation, the Oklahoma  
17 State Bureau of Narcotics and Dangerous Drugs Control, the Military  
18 Department of the State of Oklahoma, the Department of Corrections,  
19 the Office of Management and Enterprise Services, the Alcoholic  
20 Beverage Laws Enforcement Commission, the Oklahoma Department of  
21 Agriculture, Food, and Forestry, the Oklahoma Department of  
22 Emergency Management, the State Fire Marshal, and the State  
23 Department of Health may arrange for and charge meals and lodging  
24 for a contingent of state personnel moved into an area for the

1 purpose of preserving the public health, safety, or welfare or for  
2 the protection of life or property. The cost for meals or lodging  
3 so charged shall not exceed the amount authorized in the State  
4 Travel Reimbursement Act. The chief administrative officer of each  
5 agency involved in such an operation shall require the vendor  
6 furnishing meals, lodging, or both meals and lodging to submit an  
7 itemized statement for payment. When a claim for lodging is made  
8 for a contingent of state personnel, individual members of the  
9 contingent may not submit a claim for lodging. When a claim for  
10 meals is made for a contingent of state personnel, individual  
11 members of the contingent may not submit a claim for meals.

12 C. The Oklahoma Department of Commerce, the Oklahoma Center for  
13 the Advancement of Science and Technology, and the Oklahoma  
14 Department of Agriculture, Food, and Forestry are hereby authorized  
15 to enter into contracts and agreements for the payment of food,  
16 lodging, meeting facility and beverage expenses as may be necessary  
17 for sponsoring seminars and receptions relating to economic  
18 development and science and technology issues. Such expenses may be  
19 paid directly to the contracting agency or business establishment.  
20 The Director of the Oklahoma Department of Commerce, the President  
21 of the Oklahoma Center for the Advancement of Science and  
22 Technology, and the Commissioner of Agriculture shall each provide a  
23 quarterly report of such expenditures to the Governor, the Speaker  
24

1 of the House of Representatives and the President Pro Tempore of the  
2 Senate.

3 D. The Native American Cultural and Educational Authority is  
4 hereby authorized to enter into contracts and agreements for the  
5 payment of food, lodging, and meeting facility as may be necessary  
6 to pursue the promotion of fundraising, marketing, and development  
7 of Native American educational programs and cultural projects, or to  
8 sponsor luncheons, seminars, and receptions relating to Native  
9 American educational, cultural, museum, and economic development  
10 issues. Such expenses may be paid directly to the contracting  
11 agency or business establishment. The Executive Director of the  
12 Native American Cultural and Educational Authority shall provide a  
13 monthly report of expenditures to the Native American Cultural and  
14 Educational Authority Board.

15 E. For purposes of this section:

16 1. "State agency" means any constitutionally or statutorily  
17 created state board, commission, or department, including the  
18 Legislature and the Courts;

19 2. State agencies are authorized to enter into contracts and  
20 agreements for the payment of food and lodging expenses as may be  
21 necessary for employees or other persons who are performing  
22 substantial and necessary services to the state by attending  
23 official conferences, meetings, seminars, workshops, or training  
24 sessions or in the performance of their duties. Such expenses may

1 be paid directly to the contracting agency or business  
2 establishment, provided the meeting qualifies for overnight travel  
3 for the employees and the cost for food and lodging for each  
4 employee shall not exceed the total daily rate as provided in the  
5 State Travel Reimbursement Act;

6 3. State agencies are authorized to enter into contracts and  
7 agreements for the payment of conference registration expenses as  
8 may be necessary for employees or other persons who are performing  
9 substantial and necessary services to the state by attending  
10 official conferences, meetings, seminars, workshops, or training  
11 sessions. Such expenses may be paid directly to the contracting  
12 agency or business establishment; and

13 4. State agencies are authorized to enter into contracts and  
14 agreements for the payment of food and lodging expenses as may be  
15 necessary for employees attending an official course of instruction  
16 or training conducted or sponsored by any state agency. Expenses  
17 may be paid directly to the contracting agency or business  
18 establishment. The cost for food and lodging for each employee  
19 shall not exceed the total daily rate as provided in the State  
20 Travel Reimbursement Act.

21 F. State agencies are authorized to make direct purchases of  
22 commercial airline tickets for use by employees in approved out-of-  
23 state travel. Each claim or invoice submitted to the Director of  
24 the Office of Management and Enterprise Services for the payment of

1 the purchase shall bear the airline identifying ticket number, the  
2 name of the airline, total cost of each ticket purchased, class of  
3 accommodation and name of the employee for whom the ticket was  
4 purchased, and shall be filed on claim forms as prescribed by the  
5 Director of the Office of Management and Enterprise Services. The  
6 employee shall sign an affidavit stating that the employee used a  
7 direct purchase commercial airline ticket received for his or her  
8 approved out-of-state travel, or in lieu of the affidavit, the  
9 employee may file a travel claim in connection with said airline  
10 flight.

11 G. 1. The Director of the Office of Management and Enterprise  
12 Services is hereby authorized to enter into contracts and agreements  
13 for the payment of food, lodging, and other authorized expenses as  
14 may be necessary to host, conduct, sponsor, or participate in  
15 conferences, meetings, or training sessions. The Director may  
16 establish accounts as necessary for the collection and distribution  
17 of funds, including funds of sponsors and registration fees, related  
18 to such conferences, meetings, and training sessions. Expenses  
19 incurred may be paid directly to the contracting agency or business  
20 establishment.

21 2. The cost of food for persons attending any conferences,  
22 meetings, and training sessions that do not require overnight travel  
23 shall not exceed the total daily rate as provided in the State  
24 Travel Reimbursement Act.

1           H. 1. The Commissioner of the Department of Mental Health and  
2 Substance Abuse Services is hereby authorized to enter into  
3 contracts and agreements for the payment of food, lodging, and other  
4 authorized expenses as may be necessary to host, conduct, sponsor,  
5 or participate in conferences, meetings, or training sessions. The  
6 Commissioner may establish accounts as necessary for the collection  
7 and distribution of funds, including funds of sponsors and  
8 registration fees, related to such conferences, meetings, and  
9 training sessions. Any expenses incurred may be paid directly to  
10 the contracting agency or business establishment.

11           2. The cost of food for persons attending any conferences,  
12 meetings, and training sessions that do not require overnight travel  
13 shall not exceed the total daily rate as provided in the State  
14 Travel Reimbursement Act.

15           I. The Oklahoma Indigent Defense System is hereby authorized to  
16 enter into contracts and agreements for the payment of lodging as  
17 necessary for employees to carry out their duties in representing  
18 any client whom the System has been properly appointed to represent.  
19 Such expenses may be paid directly to the contracting agency or  
20 business establishment. The cost for lodging for each employee  
21 shall not exceed the daily rate as provided in the State Travel  
22 Reimbursement Act.

23           J. The Oklahoma Tourism and Recreation Department is hereby  
24 authorized to enter into contracts and agreements for the payment of

1 food, lodging, and meeting facility and beverage expenses as may be  
2 necessary for seminars and receptions relating to familiarization  
3 tours and tourism development. The expenses may be paid directly to  
4 the contracting agency or business establishment. The Executive  
5 Director of the Oklahoma Tourism and Recreation Department shall  
6 provide a monthly report of any such expenditures to the Oklahoma  
7 Tourism and Recreation Commission.

8 K. The Oklahoma Tourism and Recreation Department is hereby  
9 authorized to enter into contracts and agreements for the payment of  
10 exhibitor fees and display space charges at expositions to promote  
11 the Department's recreational facilities and the tourism and  
12 recreation industry. The expenses may be paid directly to the  
13 contracting agency or business establishment; provided that no  
14 payment shall be made prior to the event unless it conveys a  
15 property right to the state for future availability and use.

16 L. 1. The Oklahoma Highway Safety Office of the Department of  
17 Public Safety is hereby authorized to enter into contracts and  
18 agreements for the payment of food, lodging, and other authorized  
19 expenses as may be necessary, to host, conduct, sponsor, or  
20 participate in highway-safety-related conferences, workshops,  
21 seminars, meetings, or training sessions. The payments shall be for  
22 all persons in attendance, including, but not limited to, employees  
23 of political subdivisions or employees of the state or federal  
24 government. For purposes specified in this paragraph, only federal



1 highway safety funds may be used in accordance with federal  
2 guidelines and regulations, and no appropriated state funds shall be  
3 used.

4 2. The cost of food for persons attending any highway safety  
5 conferences, workshops, seminars, meetings, and training sessions  
6 that do not require overnight travel shall not exceed the total  
7 daily rate as provided in the State Travel Reimbursement Act.

8 M. 1. The Director of the Oklahoma State Bureau of  
9 Investigation is hereby authorized to enter into contracts and  
10 agreements for the payment of food, lodging and other authorized  
11 expenses as may be necessary to host, conduct, sponsor or  
12 participate in any conference, meeting, training session or  
13 initiative to promote the mission and purposes of the Bureau. The  
14 payments may be for all persons in attendance, including, but not  
15 limited to, employees of political subdivisions or employees of the  
16 state or federal government.

17 2. The cost of food for persons that do not require overnight  
18 travel shall not exceed the total daily rate as provided in the  
19 State Travel Reimbursement Act.

20 N. The Oklahoma Homeland Security Director is hereby authorized  
21 to enter into contracts and agreements for the payment of food,  
22 lodging and other authorized expenses as may be necessary to host,  
23 conduct, sponsor, or participate in homeland-security-related  
24 conferences, meetings, workshops, seminars, exercises or training

1 sessions. The expenses may be paid directly to the contracting  
2 agency or business establishment.

3 O. 1. The Insurance Commissioner of the Insurance Department  
4 of the State of Oklahoma is hereby authorized to enter into  
5 contracts and agreements for the payment of food, lodging, and other  
6 authorized expenses as may be necessary to host, conduct, sponsor,  
7 or participate in conferences, meetings, or training sessions. The  
8 Commissioner may establish accounts as necessary for the collection  
9 and distribution of funds, including funds of sponsors and  
10 registration fees, related to such conferences, meetings, and  
11 training sessions. Any expenses incurred may be paid directly to  
12 the contracting agency or business establishment.

13 2. The cost of food for persons attending any conferences,  
14 meetings, and training sessions that do not require overnight travel  
15 shall not exceed the total daily rate as provided in the State  
16 Travel Reimbursement Act.

17 P. 1. The State Regents for Higher Education is hereby  
18 authorized to enter into contracts and agreements for the payment of  
19 food, lodging, and other authorized expenses as may be necessary to  
20 host, conduct, sponsor, or participate in conferences, meetings, or  
21 training sessions. The State Regents for Higher Education may  
22 establish accounts as necessary for the collection and distribution  
23 of funds, including funds of sponsors and registration fees, related  
24 to such conferences, meetings, and training sessions. Any expenses

1 incurred may be paid directly to the contracting agency or business  
2 establishment.

3 2. The cost of food for persons attending any conferences,  
4 meetings, and training sessions that do not require overnight travel  
5 shall not exceed the total daily rate as provided in the State  
6 Travel Reimbursement Act.

7 Q. 1. The Office of Educational Quality and Accountability is  
8 hereby authorized to enter into contracts and agreements for the  
9 payment of food, lodging, and other authorized expenses as may be  
10 necessary to host, conduct, sponsor, or participate in conferences,  
11 meetings, or training sessions. The Office of Educational Quality  
12 and Accountability may establish accounts as necessary for the  
13 collection and distribution of funds, including funds of sponsors  
14 and registration fees, related to such conferences, meetings, and  
15 training sessions. Any expenses incurred may be paid directly to  
16 the contracting agency or business establishment.

17 2. The cost of food for persons attending any conferences,  
18 meetings, and training sessions that do not require overnight travel  
19 shall not exceed the total daily rate as provided in the State  
20 Travel Reimbursement Act.

21 R. 1. The Department of Securities is hereby authorized to  
22 enter into contracts and agreements for the payment of food,  
23 lodging, meeting facility, facilitator fees and travel expenses,  
24 exhibitor fees and other authorized expenses as may be necessary to

1 host, conduct, sponsor or participate in conferences, meetings,  
2 training sessions or initiatives promoting or otherwise relating to  
3 investor education. The Department of Securities may establish  
4 accounts as necessary for the collection and distribution of funds,  
5 including funds of sponsors and registration fees, relating to such  
6 conferences, meetings, training sessions or initiatives. The  
7 payments may be for all persons in attendance, including, but not  
8 limited to, employees of the state or federal government or  
9 employees of political subdivisions of the state, including  
10 employees of boards of public education. Expenses incurred may be  
11 paid directly to the contracting agency or business establishment.

12 2. The cost of food for persons attending any conferences,  
13 meetings and training sessions that do not require overnight travel  
14 shall not exceed the total daily rate as provided in the State  
15 Travel Reimbursement Act.

16 3. The Department of Securities is hereby authorized to pay  
17 stipends to teachers participating in the investor education program  
18 and monetary achievement awards to select participating students.  
19 No appropriated state funds shall be used.

20 S. 1. The Oklahoma Department of Veterans Affairs is hereby  
21 authorized to enter into contracts and agreements for the payment of  
22 food, lodging, meeting facility, beverage and other authorized  
23 expenses as may be necessary to host, conduct, sponsor or  
24 participate in seminars, receptions, conferences, meetings or

1 training sessions relating to the support of veterans and the  
2 development of veterans' services. Expenses incurred may be paid  
3 directly to the contracting agency or business establishment. The  
4 Executive Director of the Oklahoma Department of Veterans Affairs  
5 shall provide a monthly report of any such expenditures to the  
6 Oklahoma Veterans Commission.

7 2. The cost of food for persons attending any conferences,  
8 meetings and training sessions that do not require overnight travel  
9 shall not exceed the total daily rate as provided in the State  
10 Travel Reimbursement Act.

11 T. Whenever possible it shall be the policy of each state  
12 agency to prepay airline fares and lodging expenses using a purchase  
13 card issued to the agency. This policy shall apply to instances  
14 where employees of the agency are traveling on behalf of state  
15 government.

16 SECTION 2. This act shall become effective November 1, 2019.

18 57-1-5016 JBH 01/16/19