

SECOND REGULAR SESSION

# HOUSE BILL NO. 1182

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE GASKILL.

Pre-filed December 10, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

3142L.011

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### AN ACT

To amend chapter 26, RSMo, by adding thereto one new section relating to the use of state aircraft by the governor.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 26, RSMo, is amended by adding thereto one new section, to be  
2 known as section 26.230, to read as follows:

**26.230. 1. As used in this section, "private business" shall include, but is not  
2 limited to, all personal, political or campaign business.**

**3 2. The governor may use a private airplane flown by an individual or entity who  
4 is not paid for such flight other than aircraft operating expenses, for the governor's private  
5 business, provided that:**

**6 (1) The office of administration, division of flight operations, has given safety  
7 clearance for gubernatorial flights to the entity or individual owning such airplane. The  
8 office of administration shall establish procedures for obtaining such safety clearance.  
9 Such clearance may be in the nature of a general clearance for all flights by such individual  
10 or entity; and**

**11 (2) The flight conditions at the time the airplane prepares for takeoff are within  
12 acceptable parameters as established by the office of administration, division of flight  
13 operations. The office of administration shall establish takeoff parameters for such flights  
14 which may include, but are not limited to, visibility, ceiling, wind conditions or any  
15 atmospheric or other conditions normally included in any assessment of the feasibility of  
16 airplane takeoff. In the event that flight conditions are not within acceptable parameters  
17 at the time of takeoff, the division of flight operations in the office of administration shall  
18 make arrangements to make a plane owned by the state and flown by a pilot from the**

19 **division of flight operations available to the governor at such time.**

20 **3. The governor shall reimburse the state for aircraft operating expenses for any**  
21 **private business use of the state airplane. The office of administration shall establish**  
22 **procedures for determining the expenses of such private business uses, and the governor**  
23 **shall submit expense reports and reimbursements in the form and the manner determined**  
24 **by the office of administration for such uses.**

25 **4. The safety and general clearances established in this section shall not apply to**  
26 **charter flights to which FAR Part 135 applies and air transport operations to which FAR**  
27 **Part 121 applies.**

28 **5. No rule or portion of a rule promulgated pursuant to this section shall take effect**  
29 **unless such rule has been promulgated pursuant to chapter 536, RSMo.**