
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 398 Session of
2025

INTRODUCED BY KRUPA, KAUFFMAN, COOK, ROAE, BARTON, M. MACKENZIE,
HAMM AND BARGER, JANUARY 28, 2025

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 28, 2025

AN ACT

1 Amending Title 74 (Transportation) of the Pennsylvania
2 Consolidated Statutes, in authority of Department of
3 Transportation, further providing for aircraft for official
4 use.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 5302(a) and (b)(10) of Title 74 of the
8 Pennsylvania Consolidated Statutes are amended and the section
9 is amended by adding subsections to read:

10 § 5302. Aircraft for official use.

11 (a) General rule.--The department may purchase or lease and
12 maintain aircraft required for the proper conduct of the
13 official business of the Commonwealth agencies and the General
14 Assembly. The total cost, including all ordinary and necessary
15 expenses for the use of such aircraft, shall be charged by the
16 department to the using agency or the General Assembly. The
17 amount of such charge shall be paid into the Aviation Restricted
18 Account and be credited to the amounts appropriated therefrom
19 for the use of the department. All amounts so credited are

1 hereby appropriated to the department for the same purposes as
2 other appropriations out of the Aviation Restricted Account for
3 the use of the department.

4 (a.1) Attestation of official business.--An aircraft
5 authorized under this section may only be used by Commonwealth
6 agencies and the General Assembly for flights which are entirely
7 for official business. A public official or public employee who
8 receives a flight on an aircraft authorized under this section
9 shall sign a declaration subject to 18 Pa.C.S. § 4904 (relating
10 to unsworn falsification to authorities) stating that the trip
11 is exclusively for official business and that the public
12 official or public employee will not engage in political
13 activities or attend a sporting event after arrival and before
14 departure on the return flight, even if the political activities
15 or attendance at sporting events are incidental to the official
16 business which is the purpose of the flight.

17 (a.2) Prohibited passengers.--A lobbyist, a principal or an
18 individual who owns, is employed or is otherwise under contract
19 with a lobbyist or principal may not receive a flight on an
20 aircraft authorized under this section.

21 (b) Flight log required.--The department shall establish and
22 maintain a log of flights using aircraft authorized under this
23 section. This log shall be publicly accessible on the
24 department's Internet website and shall be updated monthly. At
25 minimum, the information made available on the department's
26 Internet website shall include:

27 * * *

28 (10) [Public] The official business that is the purpose
29 of the trip[.], which shall be described with particularity
30 and shall include, at a minimum, the following:

1 (i) For attendance at an event, the name of the
2 event, the sponsor of the event and whether the event is
3 open to the public.

4 (ii) For attendance at a meeting, the subject of the
5 meeting and the name of each individual who attended the
6 meeting.

7 * * *

8 (d) Out-of-state flights.--An aircraft authorized under this
9 section may not fly to an airport outside of this Commonwealth,
10 except for an emergency which is attested to in writing by the
11 executive director of the Pennsylvania Emergency Management
12 Agency.

13 (e) Definitions.--As used in this section, the following
14 words and phrases shall have the meanings given to them in this
15 subsection unless the context clearly indicates otherwise:

16 "Lobbyist." As defined in 65 Pa.C.S. § 13A03 (relating to
17 definitions).

18 "Principal." As defined in 65 Pa.C.S. § 13A03.

19 Section 2. This act shall take effect immediately.