

# An Act

ENROLLED SENATE  
BILL NO. 59

By: Boggs of the Senate

and

West (Josh) of the House

An Act relating to the Oklahoma Military Department; permitting the Adjutant General to enter into certain agreements; providing procedures for command and control; specifying contents of certain agreements; directing promulgation of rules; providing for codification; and declaring an emergency.

SUBJECT: Adjutant General authorizations

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 231a of Title 44, unless there is created a duplication in numbering, reads as follows:

A. The Adjutant General, pursuant to authority granted under 42 U.S.C. Section 1856a and applicable Army, Air Force or National Guard regulations, may enter into a reciprocal agreement with any city, county, town or municipal corporation or agency of the State of Oklahoma maintaining fire protection facilities in the vicinity of such property, for mutual aid in furnishing fire protection for such property and for other property for which such entity normally provides fire protection.

B. Fire protection units will continue under the command and control of their regular chain of command, but the organizational unit will come under operational control of the fire protection service authorities of the jurisdiction receiving assistance.

C. Each agreement shall include a waiver by each party of all claims against the other party for compensation for any loss, damage, personal injury or death occurring in consequence of the performance of such agreement. Any such agreement may provide for the reimbursement of any party for all or any part of the cost incurred by such party in furnishing fire protection for or on behalf of any other party.

D. The Adjutant General shall promulgate rules to implement the provisions of this section.

SECTION 2. 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.

Passed the Senate the 21st day of March, 2017.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the 17th day of April, 2017.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_