

1 ENGROSSED SENATE
2 BILL NO. 59

By: Boggs of the Senate

3 and

4 West (Josh) of the House

5
6 An Act relating to the Oklahoma Military Department;
7 permitting the Adjutant General to enter into certain
8 agreements; providing procedures for command and
9 control; specifying contents of certain agreements;
10 directing promulgation of rules; providing for
11 codification; and declaring an emergency.

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

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

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

24 B. Fire protection units will continue under the command and
control of their regular chain of command, but the organizational

1 unit will come under operational control of the fire protection
2 service authorities of the jurisdiction receiving assistance.

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

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

12 SECTION 2. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

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

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Presiding Officer of the Senate

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5 Passed the House of Representatives the ____ day of _____,
6 2017.

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Presiding Officer of the House
of Representatives

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