

ENGROSSED HOUSE
BILL NO. 2120

By: Wells of the House

and

Wright of the Senate

An Act relating to militia; amending 44 O.S. 1991, Section 230, which relates to military security guards; changing the name of military security guards to police officers (OMD); and providing an effective date.

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

SECTION 1. AMENDATORY 44 O.S. 1991, Section 230, is amended to read as follows:

Section 230. A. The Adjutant General of the State of Oklahoma is hereby authorized to appoint such officers as are necessary to be designated as ~~military security guards~~ police officers (OMD), for the purpose of protecting all properties of, owned by or under the control of the Oklahoma National Guard wherever located in the State of Oklahoma. The Adjutant General shall prescribe the duties for the officers thus appointed, designate their uniforms and fix their compensation upon appointment. Each such ~~military security guard~~ police officer (OMD) shall be given a written commission evidencing his or her appointment and authority, together with a detailed description of his or her person in order to properly identify his or her official capacity; the form of such commission shall be prescribed by the Adjutant General.

B. Any ~~military security guard~~ police officer (OMD) appointed pursuant to the provisions of this ~~act~~ section shall have, with the sole exception of the serving or execution of civil process, all the powers vested by law in peace officers in the protection and guarding of the grounds, buildings and equipment of, owned by or under the control of the Oklahoma National Guard; ~~he~~. The police officer (OMD) shall ~~direct~~:

1. Direct his or her attention to the prevention of improper conduct, interference with, or trespassing upon the property of, owned by or under the control of the Oklahoma National Guard. ~~He shall, if; and~~

2. If required, make arrests and take into custody persons guilty of improper conduct or trespassing.

C. It shall be the duty of the district attorney of the district wherein the improper conduct, interference or trespassing is alleged to have taken place to prosecute such offense upon a complaint filed by such ~~military security guard~~ police officer (OMD).

SECTION 2. This act shall become effective November 1, 1996.

Passed the House of Representatives the 26th day of February, 1996.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1996.

President of the Senate