

3 **Senate Bill No. 1709**  
4 **As Amended**

5 SENATE BILL NO. 1709 - By: CORN of the Senate and SMITHSON of the  
6 House.

7 [ **Emergency Management Act of 2003 - emergency evacuation**  
8 **plans - effective date** ]

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

10 SECTION 1. AMENDATORY 63 O.S. 2001, Section 683.11, as  
11 amended by Section 10, Chapter 329, O.S.L. 2003 (63 O.S. Supp. 2005,  
12 Section 683.11), is amended to read as follows:

13 Section 683.11 A. All incorporated jurisdictions of this state  
14 are required to develop an emergency management program in  
15 accordance with the Oklahoma Emergency Management Act of 2003.  
16 County jurisdictions are required to have a qualified emergency  
17 management director as outlined in this section. Incorporated  
18 municipalities are required to either have an emergency management  
19 director or create an agreement with the county for emergency  
20 management services. Each local organization for emergency  
21 management shall have a director who shall be appointed by the  
22 executive officer or governing body of the political subdivision,  
23 who shall report directly to the chief executive officer or chief  
24 operating officer and who shall have direct responsibility for the

1 organization, administration, and operation of such local  
2 organization for emergency management, subject to the direction and  
3 control of such executive officer or governing body. Each local  
4 organization for emergency management shall perform emergency  
5 management functions within the territorial limits of the political  
6 subdivisions within which it is organized, and, in addition, shall  
7 conduct such functions outside of such territorial limits as may be  
8 required pursuant to this act. Each local emergency management  
9 organization shall develop, maintain and revise, as necessary, an  
10 emergency operations plan for the jurisdiction. Each plan shall  
11 address the emergency management system functions of preparedness,  
12 response, recovery and mitigation. Such plan shall be coordinated  
13 with the state.

14 B. Emergency Management Directors (EMD) shall meet the  
15 qualifications promulgated by the Oklahoma Department of Emergency  
16 Management (OEM). The minimum qualifications include:

- 17 1. U.S. citizenship;
- 18 2. High school diploma or equivalent;
- 19 3. Valid Oklahoma driver license;
- 20 4. Social security number;
- 21 5. Has not been convicted of a felony in Oklahoma; and
- 22 6. Within one (1) year of appointment, the EMD must complete  
23 basic emergency management training provided by the OEM.

1 C. Prior to employment, the employing agency shall obtain a  
2 name-based background search by the Oklahoma State Bureau of  
3 Investigation to determine if the EMD has been convicted of a  
4 felony.

5 D. Each Emergency Management Director shall be responsible for  
6 all aspects of emergency management in their jurisdiction including:  
7 conducting a hazard analysis detailing risks and vulnerabilities,  
8 annually updating the existing all-hazard Emergency Operations Plan  
9 (EOP), conducting and arranging for necessary training of all  
10 relevant personnel, conducting annual exercises to evaluate the  
11 plan, managing resources, determining shortfalls in equipment,  
12 personnel and training, revising the EOP as necessary, establishing  
13 and maintaining an office of emergency management, communications,  
14 warnings, conducting or supervising damage assessment and other pre-  
15 and post-disaster-related duties.

16 E. Local fire departments, law enforcement and other first  
17 response agencies shall notify the Emergency Management Director of  
18 all significant events occurring in the jurisdiction. Emergency  
19 Management Directors shall promptly report significant events to the  
20 Oklahoma Department of Emergency Management.

21 F. In carrying out the provisions of this act, each political  
22 subdivision, in which any disaster as described in Section 683.3 of  
23 this title occurs, shall have the authority to declare a local

1 emergency and the power to enter into contracts and incur  
2 obligations necessary to combat such disaster, protecting the health  
3 and safety of persons and property, and providing emergency  
4 assistance to the victims of such disaster. Each political  
5 subdivision is authorized to exercise the powers vested under this  
6 section in the light of the exigencies of the extreme emergency  
7 situation without regard to time-consuming procedures and  
8 formalities prescribed by law (excepting mandatory constitutional  
9 requirements) pertaining to the performance of public work, entering  
10 into contracts, the incurring of obligations, the employment of  
11 temporary workers, the rental of equipment, the purchase of supplies  
12 and materials, and the appropriation and expenditure of public  
13 funds.

14 G. In order to ensure the health and safety of the maximum  
15 number of citizens, each incorporated jurisdiction of this state  
16 shall develop a comprehensive emergency community-wide evacuation  
17 plan in the event any disaster as described in Section 683.3 of this  
18 title necessitates the evacuation of its citizens. Every political  
19 subdivision shall ensure that there is widespread dissemination of  
20 the plan and information to citizens as to how and when said plan is  
21 activated and how citizens are to participate in evacuating their  
22 communities in the event of a disaster. The plan shall be reviewed  
23 and updated as necessary at least every two (2) years.

1           SECTION 2. This act shall become effective November 1, 2006.  
2   COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY AND HOMELAND  
3   SECURITY, dated 2-13-06 - DO PASS, As Amended and Coauthored.