

1 ENGROSSED HOUSE AMENDMENT

2 TO

3 ENGROSSED SENATE BILL NO. 134

By: Brooks of the Senate

and

Sanders of the House

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6
7 An Act relating to Oklahoma Highway Patrol; amending
8 47 O.S. 2011, Section 2-150, which relates to
9 retention of property after retirement; modifying
cost to be paid; and providing an effective date.

10 AUTHOR: Add the following House Coauthor: Hoskin

11 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill
12 and insert

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14 "An Act relating to the retention of weapons;
15 amending 47 O.S. 2011, Section 2-150, which relates
16 to retention of property by officers of the Highway
17 Patrol Division of the Department of Public Safety
18 after retirement; modifying cost to be paid;
19 amending 74 O.S. 2011, Section 150.23, as amended by
20 Section 1, Chapter 319, O.S.L. 2014 (74 O.S. Supp.
21 2014, Section 150.23), which relates to the
possession of badges and sidearms upon retirement;
authorizing agents of the Oklahoma State Bureau of
Investigation to purchase rifle or shotgun upon
retirement; and providing an effective date.

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

23 SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-150, is
24 amended to read as follows:

1 Section 2-150. A. A commissioned officer of the Oklahoma
2 Highway Patrol Division of the Department of Public Safety shall be
3 entitled to receive upon retirement, by reason of length of service
4 or physical disability, the continued custody and possession of the
5 sidearm and badge carried by the retired officer immediately prior
6 to retirement. In addition to the sidearm carried by the retired
7 officer immediately prior to retirement, the retired officer may
8 purchase the rifle or shotgun, or both, issued to the retired
9 officer immediately prior to retirement. The cost to the retired
10 officer of purchasing the weapon or weapons shall be the ~~replacement~~
11 ~~cost for a new weapon or weapons~~ price the Department paid at the
12 time of purchase, and upon payment of that price, the retired
13 officer shall be entitled to ownership of the weapon or weapons.
14 Any records regarding the ownership of each weapon transferred shall
15 be modified to reflect the transfer to the retired officer.
16 Proceeds from the purchase of the weapon or weapons shall be
17 deposited in the Department of Public Safety Revolving Fund.

18 B. A commissioned officer of the Oklahoma Highway Patrol
19 Division of the Department of Public Safety shall be entitled to
20 receive, upon retirement, the continued custody and possession of
21 the official license plate issued for the vehicle that was assigned
22 to the retired officer immediately prior to retirement, provided the
23 license plate shall not be placed on any motor vehicle. The
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1 provisions of this subsection shall apply to any officer retiring on
2 or after April 1, 1993, if the official license plate is available.

3 C. Custody and possession of the sidearm, one complete uniform,
4 badge and official license plate of a commissioned officer of the
5 Oklahoma Highway Patrol Division of the Department of Public Safety
6 who dies during his or her appointment may be awarded by the
7 Commissioner to the spouse or next of kin of the deceased officer,
8 provided the license plate shall not be placed on any motor vehicle.

9 SECTION 2. AMENDATORY 74 O.S. 2011, Section 150.23, as
10 amended by Section 1, Chapter 319, O.S.L. 2014 (74 O.S. Supp. 2014,
11 Section 150.23), is amended to read as follows:

12 Section 150.23 A. An officer, investigator, or agent of the
13 Oklahoma State Bureau of Investigation, the Oklahoma State Bureau of
14 Narcotics and Dangerous Drugs Control, the Department of Wildlife
15 Conservation, the Law Enforcement Division of the Oklahoma Horse
16 Racing Commission, the State Fire Marshal's Office, the Oklahoma
17 Tourism and Recreation Department, the Office of Inspector General
18 and the Oklahoma Child Support Services divisions of the Department
19 of Human Services or the office of a district attorney shall be
20 entitled to receive, upon retirement by reason of length of service,
21 the continued custody and possession of the sidearm and badge
22 carried by such officer, investigator, or agent immediately prior to
23 retirement.
24

1 B. An officer, investigator, or agent specified in subsection A
2 of this section may be entitled to receive, upon retirement by
3 reason of disability, the continued custody and possession of the
4 sidearm and badge carried by such officer or agent immediately prior
5 to retirement upon written approval of the applicable Director of
6 the appropriate Bureau, Department, Commission, or district
7 attorney.

8 C. Custody and possession of the sidearm and badge of an
9 officer, investigator, or agent who dies while employed by any
10 Bureau, Department, Commission, or office specified in subsection A
11 of this section may be awarded by the applicable Director of the
12 appropriate Bureau, Department, Commission, or office to the spouse
13 or next of kin of the deceased officer, investigator, or agent.

14 D. A correctional officer, a probation and parole officer or an
15 internal affairs agent of the Oklahoma Department of Corrections
16 shall be entitled to receive, upon retirement by reason of length of
17 service, the continued custody and possession of the badge carried
18 by such officer immediately prior to retirement.

19 E. In addition to the sidearm carried by a retired agent of the
20 Oklahoma State Bureau of Investigation, the retired agent may
21 purchase the rifle or shotgun, or both, issued to the retired agent
22 immediately prior to retirement. The cost to the retired agent of
23 purchasing the rifle or shotgun, or both, shall be the price the
24 Oklahoma State Bureau of Investigation paid at the time of purchase,

1 and upon payment of that price, the retired agent shall be entitled
2 to ownership of the rifle or shotgun, or both.

3 SECTION 2. This act shall become effective November 1, 2015."

4 Passed the House of Representatives the 15th day of April, 2015.

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7 Presiding Officer of the House of
8 Representatives

9 Passed the Senate the ____ day of _____, 2015.

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12 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 134

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6 An Act relating to Oklahoma Highway Patrol; amending
7 47 O.S. 2011, Section 2-150, which relates to
8 retention of property after retirement; modifying
9 cost to be paid; and providing an effective date.

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

11 SECTION 3. AMENDATORY 47 O.S. 2011, Section 2-150, is
12 amended to read as follows:

13 Section 2-150. A. A commissioned officer of the Oklahoma
14 Highway Patrol Division of the Department of Public Safety shall be
15 entitled to receive upon retirement, by reason of length of service
16 or physical disability, the continued custody and possession of the
17 sidearm and badge carried by the retired officer immediately prior
18 to retirement. In addition to the sidearm carried by the retired
19 officer immediately prior to retirement, the retired officer may
20 purchase the rifle or shotgun, or both, issued to the retired
21 officer immediately prior to retirement. The cost to the retired
22 officer of purchasing the weapon or weapons shall be the ~~replacement~~
23 ~~cost for a new weapon or weapons~~ price the Department paid at the
24 time of purchase, and upon payment of that price, the retired

1 officer shall be entitled to ownership of the weapon or weapons.

2 Any records regarding the ownership of each weapon transferred shall
3 be modified to reflect the transfer to the retired officer.

4 Proceeds from the purchase of the weapon or weapons shall be
5 deposited in the Department of Public Safety Revolving Fund.

6 B. A commissioned officer of the Oklahoma Highway Patrol
7 Division of the Department of Public Safety shall be entitled to
8 receive, upon retirement, the continued custody and possession of
9 the official license plate issued for the vehicle that was assigned
10 to the retired officer immediately prior to retirement, provided the
11 license plate shall not be placed on any motor vehicle. The
12 provisions of this subsection shall apply to any officer retiring on
13 or after April 1, 1993, if the official license plate is available.

14 C. Custody and possession of the sidearm, one complete uniform,
15 badge and official license plate of a commissioned officer of the
16 Oklahoma Highway Patrol Division of the Department of Public Safety
17 who dies during his or her appointment may be awarded by the
18 Commissioner to the spouse or next-of-kin of the deceased officer,
19 provided the license plate shall not be placed on any motor vehicle.

20 SECTION 4. This act shall become effective November 1, 2015.

