

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 ENGROSSED SENATE
5 BILL NO. 324

By: Fry of the Senate

and

Sanders of the House

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10 An Act relating to public safety awards; creating the
11 Oklahoma State Award Program Committee; stating the
12 purpose; establishing certain awards; establishing
13 criteria; providing for Committee membership;
14 establishing meeting requirements; prohibiting
15 certain acts; directing certain responsibilities;
16 making certain allowances; providing for certain
17 actions; providing for codification; and providing an
18 effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2-108.5 of Title 47, unless
22 there is created a duplication in numbering, reads as follows:

23 A. 1. There is hereby created the Oklahoma State Award Program
24 Committee. The purpose of the Committee is to create, establish
25 eligibility requirements and make recommendation for awarding the
26 Oklahoma Medal of Valor for meritorious service and the Oklahoma

1 Purple Heart for serious line of duty injuries for law enforcement
2 and public safety members employed by municipal, county, state and
3 employees of federal agencies working in Oklahoma.

4 2. There is hereby established the Oklahoma Medal of Valor and
5 the Oklahoma Purple Heart, along with authorized appurtenances, for
6 award by the Governor, in the name of the state, to any person who
7 has demonstrated meritorious achievement, or a distinct act of
8 courage, or who has incurred injury or wounds, while performing or
9 actively engaged in public service activities. The Oklahoma Purple
10 Heart is limited to law enforcement and public safety members
11 employed by municipal, county, state and employees of federal
12 agencies working in Oklahoma.

13 3. The purpose of each award is to formally recognize
14 extraordinary acts of valor by public safety members and citizens of
15 Oklahoma who engage in extraordinary acts of bravery and valor and
16 to formally recognize public safety members in Oklahoma who have
17 been seriously injured in the line of duty.

18 B. The members of the Oklahoma State Award Program (OSAP)
19 Committee shall have experience in the field of public safety and
20 public service. The OSAP Committee shall be composed of nine (9)
21 members as follows:

- 22 1. The Lieutenant Governor, who shall serve as chair;
- 23 2. The Adjutant General of the Oklahoma National Guard;
- 24 3. The Commissioner of the Department of Public Safety;

4. The Director of the Department of Corrections;
5. The Director of the Department of Transportation;
6. The President of the Oklahoma Sheriffs' Association;
7. The President of the Oklahoma Association of Chiefs of Police;
8. The President of the Oklahoma State Firefighters Association; and
9. The President of the Oklahoma Sheriffs and Peace Officers Association.

C. Except at any meeting to select recipients of the Oklahoma Medal of Valor and the Oklahoma Purple Heart, each member, other than the chair, may be represented by a designee; provided, the designee must be an active member in good standing with the agency or association to which the appointed member belongs. The Chairman reserves the right to appoint an advisory board to collect, review and make initial award recommendations to the OSAP committee. The advisory board will be comprised of designees from the nine-member OSAP committee.

D. The Committee shall conduct its first meeting no later than ninety (90) calendar days after the appointment of the last member. The Committee shall meet at the direction of the chair, and shall normally meet not less than once each year and not more than three times each year.

1 E. A majority of the members shall constitute a quorum to
2 conduct business.

3 F. The members of the Committee shall serve without
4 compensation, except that the members may be reimbursed for
5 reasonable and necessary expenses arising from Committee activities
6 or business. Such expenses shall be paid by the respective agencies
7 at which the member is employed at the time the expense is incurred.

8 G. No member of the OSAP Committee shall solicit, seek or
9 request individuals to submit individuals for awards. OSAP
10 Committee members may explain the program to interested individuals.
11 The Committee may secure directly from any department or agency such
12 information as the Committee deems necessary to carry out its
13 duties.

14 H. The Commissioner of the Department of Public Safety shall
15 promulgate rules to establish the following:

16 1. Design of the Oklahoma Medal of Valor and the Oklahoma
17 Purple Heart and any authorized appurtenances proposed by the
18 Adjutant General;

19 2. Criteria for eligibility for award of the Oklahoma Medal of
20 Valor and the Oklahoma Purple Heart proposed by the Adjutant
21 General;

22 3. Criteria for the proper wear of the Oklahoma Medal of Valor
23 and the Oklahoma Purple Heart proposed by the Adjutant General;
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1 4. Method of purchasing the Oklahoma Medal of Valor and the
2 Oklahoma Purple Heart;

3 5. Order of precedence relating to other state awards; and

4 6. Other rules deemed necessary to carry out the provisions of
5 this act.

6 I. The Committee shall consider candidates for award for the
7 Oklahoma Medal of Valor and the Oklahoma Purple Heart only from the
8 applications received. The OSAP Committee may go into executive
9 session to deliberate and select recommended recipients. The Chair
10 shall present to the Governor the names of recommendations as Medal
11 recipients.

12 J. The Committee shall not disclose any information which may
13 compromise an ongoing law enforcement investigation or information
14 that is otherwise required by law to be kept confidential. Only the
15 final recommendation for receipt of the Oklahoma Medal of Valor and
16 the Oklahoma Purple Heart shall be subject to the Oklahoma Open
17 Records Act.

18 K. The Oklahoma Medal of Valor and the Oklahoma Purple Heart
19 may not be awarded to any person who was not selected by the
20 Committee.

21 L. The award of the Oklahoma Medal of Valor and the Oklahoma
22 Purple Heart may be rescinded for suitable cause. The Chair, with
23 the consent of the Committee, shall forward the recommendation for
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1 rescission to the Governor. The final decision to rescind must be
2 approved by the Governor.

3 M. The Oklahoma Medal of Valor and the Oklahoma Purple Heart
4 may be awarded posthumously and may be presented to such
5 representative of the deceased's family as may be deemed appropriate
6 by the Governor.

7 SECTION 2. This act shall become effective November 1, 2017.

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9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 03/30/2017 -
10 DO PASS.

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