

1 ENGROSSED SENATE
2 BILL NO. 1361

By: Bice of the Senate

3 and

4 Burns of the House
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6 An Act relating to militia; amending 44 O.S. 2011,
7 Section 26, as amended by Section 2, Chapter 268,
8 O.S.L. 2016 (44 O.S. Supp. 2019, Section 26), which
9 relates to the duties of the Adjutant General;
authorizing the expenditure of appropriated and
nonappropriated funds to enhance recruiting and
retention efforts; and declaring an emergency.

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

13 SECTION 1. AMENDATORY 44 O.S. 2011, Section 26, as
14 amended by Section 2, Chapter 268, O.S.L. 2016 (44 O.S. Supp. 2019,
15 Section 26), is amended to read as follows:

16 Section 26. A. The Adjutant General shall be in control of the
17 Military Department of the ~~state~~ State of Oklahoma, subordinate only
18 to the Governor. Within the limitations and under the provisions of
19 law, he or she shall supervise and direct the National Guard within
20 the service of the state and when under state control in all of its
21 organization, training and other activities; shall receive and give
22 effect to the orders of the Governor; and shall perform such other
23 military and defense duties, not otherwise assigned by law, as the
24 Governor may prescribe.

1 B. The Adjutant General, when absent from the state, may
2 delegate any authority vested under this title and any such duties
3 as an agency appointing authority to an Assistant Adjutant General,
4 other state officer or employee within the ~~Oklahoma Military~~
5 ~~Department~~ Military Department of the State of Oklahoma. The
6 Adjutant General is authorized to promulgate rules to provide for
7 the delegation of any such authority.

8 C. Pursuant to the rules established by the Adjutant General,
9 the Military Department of the State of Oklahoma is authorized to
10 expend appropriated and nonappropriated funds to enhance recruiting
11 and retention efforts for the Oklahoma National Guard.

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.

1 Passed the Senate the 4th day of March, 2020.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2020.

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9 Presiding Officer of the House
10 of Representatives