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March 25, 2019

ENGROSSED HOUSE
BILL NO. 1212

By: Newton of the House

and

Jech of the Senate

An Act relating to state government; amending 74 O.S. 2011, Section 150.23, as last amended by Section 1, Chapter 86, O.S.L. 2018 (74 O.S. Supp. 2018, Section 150.23), which relates to custody of sidearm and badge upon retirement or death; providing peace officers of the Department of Corrections the option to purchase firearm prior to retirement; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.23, as last amended by Section 1, Chapter 86, O.S.L. 2018 (74 O.S. Supp. 2018, Section 150.23), is amended to read as follows:

Section 150.23 A. An officer, investigator, or agent of the Oklahoma State Bureau of Investigation, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Department of Wildlife Conservation, the Law Enforcement Division of the Oklahoma Horse Racing Commission, the State Fire Marshal's Office, the Oklahoma Tourism and Recreation Department, the Office of Inspector General

1 and the Oklahoma Child Support Services divisions of the Department
2 of Human Services, a Probation and Parole officer or Internal
3 Affairs agent of the Department of Corrections, law enforcement
4 officers employed by the Grand River Dam Authority or the office of
5 a district attorney shall be entitled to receive, upon retirement by
6 reason of length of service, the continued custody and possession of
7 the sidearm and badge carried by such officer, investigator, or
8 agent immediately prior to retirement.

9 B. An officer, investigator, or agent specified in subsection A
10 of this section may be entitled to receive, upon retirement by
11 reason of disability, the continued custody and possession of the
12 sidearm and badge carried by such officer or agent immediately prior
13 to retirement upon written approval of the applicable Director of
14 the appropriate Bureau, Department, Commission, or district
15 attorney.

16 C. Custody and possession of the sidearm and badge of an
17 officer, investigator, or agent who dies while employed by any
18 Bureau, Department, Commission, or office specified in subsection A
19 of this section may be awarded by the applicable Director of the
20 appropriate Bureau, Department, Commission, or office to the spouse
21 or next of kin of the deceased officer, investigator, or agent.

22 D. A correctional officer or a peace officer of the ~~Oklahoma~~
23 Department of Corrections shall be entitled to receive, upon
24 retirement by reason of length of service, the continued custody and

1 possession of the firearm and badge carried by such officer
2 immediately prior to retirement.

3 E. In addition to the firearm carried by a correctional officer
4 or a peace officer of the Department of Corrections, the retired
5 correctional officer or peace officer may purchase the rifle or
6 shotgun, or both, issued to the correctional officer or peace
7 officer immediately prior to retirement. The cost to the retired
8 ~~agent~~ officer of purchasing the rifle or shotgun, or both, shall be
9 the price the Department of Corrections paid at the time of
10 purchase, and upon payment of that price, the retired correctional
11 officer or peace officer shall be entitled to ownership of the rifle
12 or shotgun, or both.

13 F. In addition to the sidearm carried by a retired agent of the
14 Oklahoma State Bureau of Investigation, the retired agent may
15 purchase the rifle or shotgun, or both, issued to the retired agent
16 immediately prior to retirement. The cost to the retired agent of
17 purchasing the rifle or shotgun, or both, shall be the price the
18 Oklahoma State Bureau of Investigation paid at the time of purchase,
19 and upon payment of that price, the retired agent shall be entitled
20 to ownership of the rifle or shotgun, or both.

21 SECTION 2. This act shall become effective November 1, 2019.

22 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
23 March 25, 2019 - DO PASS
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