

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1361

By: Bice

6 AS INTRODUCED

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

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

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

18 Section 26. A. The Adjutant General shall be in control of the  
19 Military Department of the ~~state~~ State of Oklahoma, subordinate only  
20 to the Governor. Within the limitations and under the provisions of  
21 law, he or she shall supervise and direct the National Guard within  
22 the service of the state and when under state control in all of its  
23 organization, training and other activities; shall receive and give  
24 effect to the orders of the Governor; and shall perform such other

1 military and defense duties, not otherwise assigned by law, as the  
2 Governor may prescribe.

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

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

14 SECTION 2. It being immediately necessary for the preservation  
15 of the public peace, health or safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

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