

1 ENGROSSED HOUSE
2 BILL NO. 2374

By: Davis, Fugate and Pae of
the House

3 and

4 Bullard of the Senate

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8 An Act relating to state military forces;
9 establishing a program to reimburse funeral expenses
10 when a certain person dies in the line of duty;
11 defining terms; designating Director of the Oklahoma
12 Department of Emergency Management to oversee
13 program; setting limit on amount of reimbursement;
14 listing duties for program administration; directing
15 payment of funds from specified revolving fund;
16 providing for implementation and promulgation of
17 program regulations and processes; amending 74 O.S.
18 2011, Section 51.2, as amended by Section 701,
19 Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2020, Section
20 51.2), which relates to the Oklahoma Homeland
21 Security Revolving Fund; modifying uses of fund;
22 providing for codification; and providing an
23 effective date.
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18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 51.4 of Title 74, unless there
21 is created a duplication in numbering, reads as follows:

22 A. The State of Oklahoma shall establish a program to provide
23 financial assistance for funeral expenses of members of the state
24 military forces who died in the line of duty while serving on state

1 active duty orders. For purposes of this section, the terms "state
2 military forces" and "state active duty" shall have the same
3 definition as provided in Section 801 of Title 44 of the Oklahoma
4 Statutes. The program shall provide reimbursement of the funeral
5 expenses for any eligible member of the state military forces as
6 determined in accordance with this section by the Director of the
7 Oklahoma Department of Emergency Management. The reimbursement
8 shall not exceed Ten Thousand Dollars (\$10,000.00).

9 B. The Director or his or her designee shall determine whether
10 the deceased member meets eligibility criteria for the program, make
11 final approval of all reimbursement applications and disburse funds.
12 Reimbursement funds shall be paid from the Oklahoma Homeland
13 Security Revolving Fund. Regulations and application processes for
14 the implementation of this program shall be promulgated by the
15 Director.

16 SECTION 2. AMENDATORY 74 O.S. 2011, Section 51.2, as
17 amended by Section 701, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
18 2020, Section 51.2), is amended to read as follows:

19 Section 51.2 A. There is hereby created in the State Treasury
20 a revolving fund for the Oklahoma Office of Homeland Security to be
21 designated the "Oklahoma Homeland Security Revolving Fund". The
22 Oklahoma Homeland Security Revolving Fund shall be a continuing
23 fund, not subject to fiscal year limitations and shall consist of
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monies received by the Oklahoma Office of Homeland Security or the Department of Public Safety from:

1. Reimbursements from responsible parties for reasonable actions taken and costs incurred by a regional team in response to an incident or event involving a dangerous substance;

2. Reimbursements, grants, or other monies received from other state agencies and entities of state government;

3. Reimbursements, grants, or other monies received by the Oklahoma Office of Homeland Security or the Department of Public Safety from the United States government or pursuant to proceedings in district court to enforce claims initiated pursuant to the Oklahoma Homeland Security Act or the Oklahoma Emergency Response Act;

4. Gifts, donations, and bequests;

5. Monies appropriated or apportioned by the state; and

6. Receipts from other ancillary services related to incidents or events related to dangerous substances, not otherwise provided by law.

B. All monies accruing to the credit of the Oklahoma Homeland Security Revolving Fund are hereby appropriated and may be budgeted and expended by the Oklahoma Office of Homeland Security for:

1. Operating expenses;

2. Administrative duties; and

3. Education and reimbursement for expenses of regional teams, including maintenance of equipment; and

4. Reimbursement, as provided in Section 1 of this act, of funeral expenses for any member of the state military forces who died in the line of duty while serving on state active duty, as defined in Section 801 of Title 44 of the Oklahoma Statutes.

C. Expenditures from the Oklahoma Homeland Security Revolving Fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

SECTION 3. This act shall become effective November 1, 2021.

Passed the House of Representatives the 8th day of March, 2021.

Presiding Officer of the House
of Representatives

Passed the Senate the _____ day of _____, 2021.

Presiding Officer of the Senate