

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 58th Legislature (2021)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2374

By: Davis and **Fugate**

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9                               COMMITTEE SUBSTITUTE

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

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

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

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

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

19       SECTION 2.       AMENDATORY       74 O.S. 2011, Section 51.2, as  
20 amended by Section 701, Chapter 304, O.S.L. 2012 (74 O.S. Supp.  
21 2020, Section 51.2), is amended to read as follows:

22       Section 51.2 A. There is hereby created in the State Treasury  
23 a revolving fund for the Oklahoma Office of Homeland Security to be  
24 designated the "Oklahoma Homeland Security Revolving Fund". The

Oklahoma Homeland Security Revolving Fund shall be a continuing fund, not subject to fiscal year limitations and shall consist of 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;

1        2. Administrative duties; ~~and~~

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

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

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

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

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15 COMMITTEE REPORT BY: COMMITTEE ON VETERANS AND MILITARY AFFAIRS,  
16 dated 02/18/2021 - DO PASS, As Amended and Coauthored.