

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 4135

By: May

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5
6 AS INTRODUCED

7 An Act relating to public health and safety; amending
8 63 O.S. 2021, Section 695.2, which relates to the
9 Oklahoma Intrastate Mutual Aid Compact; expanding
scope of certain definition; and providing an
effective date.

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

13 SECTION 1. AMENDATORY 63 O.S. 2021, Section 695.2, is
14 amended to read as follows:

15 Section 695.2 A. The purpose of the Oklahoma Intrastate Mutual
16 Aid Compact is to create a system of intrastate mutual aid between
17 participating jurisdictions in the state.

18 B. As used in the Oklahoma Intrastate Mutual Aid Compact:

19 1. "Jurisdiction" means any county, city, town or municipal
20 corporation of the State of Oklahoma represented by an elected
21 governing body and city-county health department created pursuant to
22 the Oklahoma Public Health Code.

23 Sovereign Tribal Nations in the State of Oklahoma shall also be
24 considered jurisdictions under the Oklahoma Intrastate Mutual Aid

1 Compact and participating unless electing not to participate or
2 later withdrawing from the system.

3 Public universities in this state which maintain CLEET-certified
4 law enforcement agencies may elect to be considered jurisdictions
5 under the provisions of this act and shall retain the right to later
6 withdraw from the system;

7 2. "Emergency" means any occasion or instance for which
8 assistance is needed to supplement local efforts and capabilities to
9 save lives and to protect property and public health and safety, or
10 to lessen or avert the threat of a catastrophe; and

11 3. "Emergency responder" means anyone with special skills,
12 qualifications, training, knowledge, and experience in the public or
13 private sectors that would be beneficial to a participating
14 jurisdiction in response to a local emergency as defined in
15 applicable law or ordinance or authorized drill or exercise and
16 shall include, but not be limited to, nine-one-one (911) operators
17 that transfer emergency calls, messages, or data to appropriate
18 public safety answering points.

19 C. Each participant of the system shall recognize that
20 emergencies transcend political jurisdictional boundaries and that
21 intergovernmental coordination is essential for the protection of
22 lives and property and for best use of available assets both public
23 and private. The system shall provide for mutual assistance among
24 the participating jurisdictions in the prevention of, response to,

1 and recovery from, any disaster or emergency, or any other activity,
2 as determined by the participating jurisdictions. The system shall
3 provide for mutual cooperation among the participating jurisdictions
4 in conducting disaster-related exercises, testing, or other training
5 activities outside actual declared emergency periods. This
6 legislation provides no immunity, rights, or privileges for any
7 individual responding to a state of emergency that is not requested
8 and/or authorized to respond by a participating jurisdiction.
9 Participating jurisdictions will be ensured eligibility, to the
10 fullest extent possible, for state and federal disaster funding.

11 D. All jurisdictions within the state, upon enactment of this
12 legislation, are automatically a part of the statewide mutual aid
13 system. A jurisdiction within the state may elect not to
14 participate or to later withdraw from the system upon enacting an
15 appropriate resolution by its governing body declaring that it
16 elects not to participate in the statewide mutual aid system and
17 providing a copy of the resolution to the Oklahoma Department of
18 Emergency Management. This legislation does not preclude
19 participating jurisdictions from entering into supplementary
20 agreements with another jurisdiction and does not affect any other
21 agreement to which a jurisdiction may currently be a party or decide
22 to be a party to.

23 E. Many disasters begin as emergencies where local jurisdictions
24 require fire service and/or law enforcement assistance. These

1 services would normally be requested and provided at the department
2 level as normal day-to-day operations with no reimbursement. If an
3 incident response expands beyond a normal day-to-day emergency into
4 a disaster situation, reimbursement for mutual aid services may be
5 necessary and will be in accordance with the Federal Emergency
6 Management Agency reimbursement policy.

7 F. In support of the Emergency Management Compact, Section 684.1
8 et seq. of this title, the Governor or the representative of the
9 Governor may request mutual aid assistance from local jurisdictions
10 for other states or their jurisdictions. In such situations, the
11 assisting local jurisdiction shall be considered an agent of the
12 state.

13 SECTION 2. This act shall become effective November 1, 2022.

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15 58-2-9560 GRS 12/27/21

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