

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1212

 By: Newton

7 AS INTRODUCED

8 An Act relating to state government; amending 74 O.S.
9 2011, Section 150.23, as last amended by Section 1,
10 Chapter 86, O.S.L. 2018 (74 O.S. Supp. 2018, Section
11 150.23), which relates to custody of sidearm and
12 badge upon retirement or death; providing peace
13 officers of the Department of Corrections the option
14 to purchase firearm prior to retirement; and
15 providing an effective date.

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

15 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.23, as
16 last amended by Section 1, Chapter 86, O.S.L. 2018 (74 O.S. Supp.
17 2018, Section 150.23), is amended to read as follows:

18 Section 150.23 A. An officer, investigator, or agent of the
19 Oklahoma State Bureau of Investigation, the Oklahoma State Bureau of
20 Narcotics and Dangerous Drugs Control, the Department of Wildlife
21 Conservation, the Law Enforcement Division of the Oklahoma Horse
22 Racing Commission, the State Fire Marshal's Office, the Oklahoma
23 Tourism and Recreation Department, the Office of Inspector General
24 and the Oklahoma Child Support Services divisions of the Department

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

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

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

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

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23 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/14/2019 -
24 DO PASS.