# An Act

ENROLLED SENATE
BILL NO. 134

By: Brooks of the Senate

and

Sanders and Hoskin of the House

An Act relating to the retention of weapons; amending 47 O.S. 2011, Section 2-150, which relates to retention of property by officers of the Highway Patrol Division of the Department of Public Safety after retirement; modifying cost to be paid; amending 74 O.S. 2011, Section 150.23, as amended by Section 1, Chapter 319, O.S.L. 2014 (74 O.S. Supp. 2014, Section 150.23), which relates to the possession of badges and sidearms upon retirement; authorizing agents of the Oklahoma State Bureau of Investigation to purchase rifle or shotgun upon retirement; and providing an effective date.

SUBJECT: Retired officers' purchase of their service weapons

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-150, is amended to read as follows:

Section 2-150. A. A commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety shall be entitled to receive upon retirement, by reason of length of service or physical disability, the continued custody and possession of the sidearm and badge carried by the retired officer immediately prior to retirement. In addition to the sidearm carried by the retired

officer immediately prior to retirement, the retired officer may purchase the rifle or shotgun, or both, issued to the retired officer immediately prior to retirement. The cost to the retired officer of purchasing the weapon or weapons shall be the ~~replacement cost for a new weapon or weapons~~ price the Department paid at the time of purchase, and upon payment of that price, the retired officer shall be entitled to ownership of the weapon or weapons. Any records regarding the ownership of each weapon transferred shall be modified to reflect the transfer to the retired officer. Proceeds from the purchase of the weapon or weapons shall be deposited in the Department of Public Safety Revolving Fund.

B. A commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety shall be entitled to receive, upon retirement, the continued custody and possession of the official license plate issued for the vehicle that was assigned to the retired officer immediately prior to retirement, provided the license plate shall not be placed on any motor vehicle. The provisions of this subsection shall apply to any officer retiring on or after April 1, 1993, if the official license plate is available.

C. Custody and possession of the sidearm, one complete uniform, badge and official license plate of a commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety who dies during his or her appointment may be awarded by the Commissioner to the spouse or next of kin of the deceased officer, provided the license plate shall not be placed on any motor vehicle.

SECTION 2. AMENDATORY 74 O.S. 2011, Section 150.23, as amended by Section 1, Chapter 319, O.S.L. 2014 (74 O.S. Supp. 2014, Section 150.23), is amended to read as follows:

Section 150.23 A. An officer, investigator, or agent of the Oklahoma State Bureau of Investigation, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Department of Wildlife Conservation, the Law Enforcement Division of the Oklahoma Horse Racing Commission, the State Fire Marshal's Office, the Oklahoma Tourism and Recreation Department, the Office of Inspector General and the Oklahoma Child Support Services divisions of the Department of Human Services or the office of a district attorney shall be entitled to receive, upon retirement by reason of length of service, the continued custody and possession of the sidearm and badge

carried by such officer, investigator, or agent immediately prior to retirement.

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

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

D. A correctional officer, a probation and parole officer or an internal affairs agent of the Oklahoma Department of Corrections shall be entitled to receive, upon retirement by reason of length of service, the continued custody and possession of the badge carried by such officer immediately prior to retirement.

E. In addition to the sidearm carried by a retired agent of the Oklahoma State Bureau of Investigation, the retired agent may purchase the rifle or shotgun, or both, issued to the retired agent immediately prior to retirement. The cost to the retired agent of purchasing the rifle or shotgun, or both, shall be the price the Oklahoma State Bureau of Investigation paid at the time of purchase, and upon payment of that price, the retired agent shall be entitled to ownership of the rifle or shotgun, or both.

SECTION 3. This act shall become effective November 1, 2015.

Passed the Senate the 4th day of May, 2015.

Presiding Officer of the Senate

Passed the House of Representatives the 15th day of April, 2015.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 5th

day of May, 2015, at 11:15 o'clock A M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 11th

day of May, 2015, at 2:09 o'clock P M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 11th

day of May, 2015, at 5:22 o'clock P. M.

By: C. Berge