

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2333

By: Steagall

4  
5  
6 AS INTRODUCED

7 An Act relating to firearms; amending 21 O.S. 2011,  
8 Section 1290.22, as last amended by Section 12,  
9 Chapter 1, O.S.L. 2019 (21 O.S. Supp. 2020, Section  
10 1290.22), which relates to the Oklahoma Self-Defense  
11 Act; prohibiting business entities from establishing  
12 certain policy or rule; and providing an effective  
13 date.

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

15 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1290.22, as  
16 last amended by Section 12, Chapter 1, O.S.L. 2019 (21 O.S. Supp.  
17 2020, Section 1290.22), is amended to read as follows:

18 Section 1290.22

19 BUSINESS OWNER'S RIGHTS

20 A. Except as provided in subsections B, C and D of this  
21 section, nothing contained in any provision of the Oklahoma Self-  
22 Defense Act shall be construed to limit, restrict or prohibit in any  
23 manner the existing rights of any person, property owner, tenant,  
24 employer, place of worship or business entity to control the

1 possession of weapons on any property owned or controlled by the  
2 person or business entity.

3 B. 1. No person, property owner, tenant, employer, holder of  
4 an event permit, place of worship or business entity shall be  
5 permitted to establish any policy or rule that has the effect of  
6 prohibiting any person, except a convicted felon, from transporting  
7 and storing firearms in a locked vehicle on any property set aside  
8 for any vehicle.

9 2. No person or business entity shall establish, maintain or  
10 enforce any policy or rule that has the effect of prohibiting any  
11 person or employee of the business entity, except a convicted felon,  
12 from transporting, carrying or storing firearms or ammunition in a  
13 motor vehicle personally owned, leased or rented by the person or  
14 employee while conducting business for the business entity.

15 C. A property owner, tenant, employer, place of worship or  
16 business entity may prohibit any person from carrying a concealed or  
17 unconcealed firearm on the property. If the building or property is  
18 open to the public, the property owner, tenant, employer, place of  
19 worship or business entity shall post signs on or about the property  
20 stating such prohibition.

21 D. No person, property owner, tenant, employer, holder of an  
22 event permit, place of worship or business entity shall be permitted  
23 to establish any policy or rule that has the effect of prohibiting  
24 any person from carrying a concealed or unconcealed firearm on

1 property within the specific exclusion provided for in paragraph 4  
2 of subsection B of Section 1277 of this title; provided that  
3 carrying a concealed or unconcealed firearm may be prohibited in the  
4 following places:

5 1. The portion of a public property structure or building  
6 during an event authorized by the city, town, county, state or  
7 federal governmental authority owning or controlling such building  
8 or structure;

9 2. Any public property sports field, including any adjacent  
10 seating or adjacent area set aside for viewing a sporting event,  
11 where an elementary or secondary school, collegiate, or professional  
12 sporting event or an International Olympic Committee or organization  
13 or any committee subordinate to the International Olympic Committee  
14 event is being held;

15 3. The fairgrounds during the Oklahoma State Fair or the Tulsa  
16 State Fair; and

17 4. The portion of a public property structure or building that  
18 is leased or under contract to a business or not-for-profit entity  
19 or group for offices.

20 E. The otherwise lawful carrying of a concealed or unconcealed  
21 firearm by a person on property that has signs prohibiting the  
22 carrying of firearms shall subject the person to being denied  
23 entrance onto the property or removed from the property. If the  
24 person:

1        1. Has been informed by the property owner, business entity or  
2 manager of the business that the person is in violation of a policy  
3 that prohibits firearms on the property; and

4        2. Refuses to leave the property and a peace officer is  
5 summoned,  
6 the person may be punished as provided in Section 1276 of this  
7 title.

8        F. A person, property owner, tenant, employer, holder of an  
9 event permit, place of worship or business entity that does or does  
10 not prohibit any individual, except a convicted felon, from carrying  
11 a loaded or unloaded, concealed or unconcealed weapon on property  
12 that the person, property owner, tenant, employer, holder of an  
13 event permit, place of worship or business entity owns, or has legal  
14 control of, is immune from any liability arising from that decision.  
15 Except for acts of gross negligence or willful or wanton misconduct,  
16 an employer who does or does not prohibit his or her employees from  
17 carrying a concealed or unconcealed weapon is immune from any  
18 liability arising from that decision. A person, property owner,  
19 tenant, employer, holder of an event permit, place of worship or  
20 business entity that does not prohibit persons from carrying a  
21 concealed or unconcealed weapon pursuant to subsection D of this  
22 section shall be immune from any liability arising from the carrying  
23 of a concealed or unconcealed weapon, while in the scope of  
24 employment, on the property or in or about a business entity

1 vehicle. The provisions of this subsection shall not apply to  
2 claims pursuant to the Administrative Workers' Compensation Act.

3 G. It shall not be considered part of an employee's job  
4 description or within the employee's scope of employment if an  
5 employee is allowed to carry or discharge a weapon pursuant to this  
6 section.

7 H. Nothing in subsections F and G of this section shall prevent  
8 an employer, employee or person who has suffered loss resulting from  
9 the discharge of a weapon to seek redress or damages of the person  
10 who discharged the weapon or used the weapon outside the provisions  
11 of the Oklahoma Self-Defense Act.

12 SECTION 2. This act shall become effective November 1, 2021.

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14 58-1-5834 GRS 12/08/20

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