

1 STATE OF OKLAHOMA

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

3 SENATE BILL 486

By: Dahm

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6 AS INTRODUCED

7 An Act relating to firearms; considering certain  
8 action as infringing on the right to keep and bear  
9 arms; directing the state, political subdivisions,  
10 law enforcement officers, courts and law enforcement  
11 agencies to protect certain rights of law-abiding  
12 citizens; prohibiting law enforcement officers from  
13 obeying or enforcing certain orders; prohibiting the  
14 termination, retaliation against or punishment of a  
15 law enforcement officer, employee or citizen for  
16 refusing to obey or enforce certain orders;  
17 prohibiting the state, counties and municipalities  
18 from making cuts to funds or budgets of county  
19 sheriffs offices, municipal police departments or  
20 other law enforcement agencies under certain  
21 circumstances; defining term; providing for  
22 codification; and providing an effective date.

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

24 SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 2201 of Title 25, unless there  
is created a duplication in numbering, reads as follows:

Any federal, state, county or municipal act, law, executive  
order, administrative order, court order, policy, rule or regulation  
ordering the buy back, confiscation or surrender of firearms,  
firearm accessories or ammunition from law-abiding citizens of this

1 state shall be considered an infringement on the rights of citizens  
2 to keep and bear arms as guaranteed by the Second Amendment of the  
3 Constitution of the United States and Article II, Section 26 of the  
4 Constitution of Oklahoma.

5 SECTION 2. NEW LAW A new section of law to be codified  
6 in the Oklahoma Statutes as Section 2202 of Title 25, unless there  
7 is created a duplication in numbering, reads as follows:

8 It shall be the duty of the state, political subdivisions, every  
9 law enforcement officer of the state, courts and law enforcement  
10 agencies of this state to protect the rights of law-abiding citizens  
11 to keep and bear arms within the borders of this state and to  
12 protect these rights from the infringement provided under the  
13 provisions of Section 1 of this act.

14 SECTION 3. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 2203 of Title 25, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. No law enforcement officer shall obey or enforce any direct  
18 or indirect order which violates the Second Amendment of the  
19 Constitution of the United States, Article II, Section 26 of the  
20 Constitution of Oklahoma or the law enforcement oath of the law  
21 enforcement officer.

22 B. Every agency or department of the state, county or  
23 municipality, or political subdivision shall be prohibited from  
24 terminating the employment of, retaliating against, or punishing of

1 any law enforcement officer, employee or citizen who refuses to obey  
2 or enforce any order which violates the Second Amendment of the  
3 Constitution of the United States, Article II, Section 26 of the  
4 Constitution of Oklahoma or the law enforcement oath of the law  
5 enforcement officer.

6 C. The state and any county or municipal government shall not  
7 cut any funding or budget from a county sheriff's office or  
8 municipal police department, or other law enforcement agency for:

9 1. Refusing to obey or enforce any order which violates the  
10 Second Amendment of the Constitution of the United States, Article  
11 II, Section 26 of the Constitution of Oklahoma or the law  
12 enforcement oath of a law enforcement officer; or

13 2. Making any county or municipality a Second Amendment  
14 sanctuary county or municipality.

15 SECTION 4. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 2204 of Title 25, unless there  
17 is created a duplication in numbering, reads as follows:

18 For the purposes of Sections 1 and 2 of this act, the term "law-  
19 abiding citizen" shall mean a person who is not otherwise precluded  
20 under state law from possessing a firearm and shall not be construed  
21 to include anyone who is not legally present in the United States or  
22 this state.

1 SECTION 5. This act shall become effective November 1, 2021.

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