

1 Section 1289.7a. A. No person, property owner, tenant,
2 employer, or business entity shall maintain, establish, or enforce
3 any policy or rule that has the effect of prohibiting any person,
4 except a convicted felon, from transporting and storing firearms or
5 ammunition in a locked motor vehicle, or from transporting and
6 storing firearms or ammunition locked in or locked to a motor
7 vehicle on any property set aside for any motor vehicle.

8 B. No person, property owner, tenant, employer, or business
9 entity shall ~~be liable in any civil action for occurrences which~~
10 ~~result from the storing of~~ establish or enforce any policy or rule
11 that prohibits any person or employee, except a convicted felon from
12 transporting, carrying or storing firearms or ammunition in a locked
13 motor vehicle on any property set aside for any motor vehicle,
14 ~~unless the person, property owner, tenant, employer, or owner of the~~
15 ~~business entity commits a criminal act involving the use of the~~
16 ~~firearms or ammunition. The provisions of this subsection shall not~~
17 ~~apply to claims pursuant to the Workers' Compensation Act~~ or from
18 transporting, carrying or storing firearms or ammunition in a motor
19 vehicle owned, leased or rented by the person who is an employee or
20 contract employee while conducting business for the business entity.

21 C. An individual may bring a civil action to enforce this
22 section. If a plaintiff prevails in a civil action related to the
23 personnel manual against a person, property owner, tenant, employer
24 or business for a violation of this section, the court shall award

1 actual damages, enjoin further violations of this section, and award
2 court costs and attorney fees to the prevailing plaintiff.

3 D. As used in this section, "motor vehicle" means any
4 automobile, truck, minivan, sports utility vehicle, motorcycle,
5 motor scooter, and any other vehicle required to be registered under
6 the Oklahoma Vehicle License and Registration Act.

7 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1290.22, as
8 last amended by Section 12, Chapter 1, O.S.L. 2019 (21 O.S. Supp.
9 2020, Section 1290.22), is amended to read as follows:

10 Section 1290.22.

11 BUSINESS OWNER'S RIGHTS

12 A. Except as provided in subsections B, C and D of this
13 section, nothing contained in any provision of the Oklahoma Self-
14 Defense Act shall be construed to limit, restrict or prohibit in any
15 manner the existing rights of any person, property owner, tenant,
16 employer, place of worship or business entity to control the
17 possession of weapons on any property owned or controlled by the
18 person or business entity.

19 B. No person, property owner, tenant, employer, holder of an
20 event permit, place of worship or business entity shall be permitted
21 to establish any policy or rule that ~~has the effect of prohibiting~~
22 prohibits any person, except a convicted felon, from transporting
23 and storing firearms in a locked vehicle on any property set aside
24 for any vehicle or from transporting, carrying or storing firearms

1 or ammunition in a motor vehicle owned, leased or rented by the
2 person who is an employee or contract employee while conducting
3 business for the business entity.

4 C. A property owner, tenant, employer, place of worship or
5 business entity may prohibit any person from carrying a concealed or
6 unconcealed firearm on the property. If the building or property is
7 open to the public, the property owner, tenant, employer, place of
8 worship or business entity shall post signs on or about the property
9 stating such prohibition.

10 D. No person, property owner, tenant, employer, holder of an
11 event permit, place of worship or business entity shall be permitted
12 to establish any policy or rule that has the effect of prohibiting
13 any person from carrying a concealed or unconcealed firearm on
14 property within the specific exclusion provided for in paragraph 4
15 of subsection B of Section 1277 of this title; provided that
16 carrying a concealed or unconcealed firearm may be prohibited in the
17 following places:

18 1. The portion of a public property structure or building
19 during an event authorized by the city, town, county, state or
20 federal governmental authority owning or controlling such building
21 or structure;

22 2. Any public property sports field, including any adjacent
23 seating or adjacent area set aside for viewing a sporting event,
24 where an elementary or secondary school, collegiate or professional

1 sporting event or an International Olympic Committee or organization
2 or any committee subordinate to the International Olympic Committee
3 event is being held;

4 3. The fairgrounds during the Oklahoma State Fair or the Tulsa
5 State Fair; and

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

9 E. The otherwise lawful carrying of a concealed or unconcealed
10 firearm by a person on property that has signs prohibiting the
11 carrying of firearms shall subject the person to being denied
12 entrance onto the property or removed from the property. If the
13 person:

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

17 2. Refuses to leave the property and a peace officer is
18 summoned,
19 the person may be punished as provided in Section 1276 of this
20 title.

21 F. A person, property owner, tenant, employer, holder of an
22 event permit, place of worship or business entity that does or does
23 not prohibit any individual, except a convicted felon, from carrying
24 a loaded or unloaded, concealed or unconcealed weapon on property

1 that the person, property owner, tenant, employer, holder of an
2 event permit, place of worship or business entity owns, or has legal
3 control of, is immune from any liability arising from that decision.
4 Except for acts of gross negligence or willful or wanton misconduct,
5 an employer who does or does not prohibit his or her employees from
6 carrying a concealed or unconcealed weapon is immune from any
7 liability arising from that decision. A person, property owner,
8 tenant, employer, holder of an event permit, place of worship or
9 business entity that does not prohibit persons from carrying a
10 concealed or unconcealed weapon pursuant to subsection D of this
11 section shall be immune from any liability arising from the carrying
12 of a concealed or unconcealed weapon, while in the scope of
13 employment, on the property or in or about a business entity
14 vehicle. The provisions of this subsection shall not apply to
15 claims pursuant to the Administrative Workers' Compensation Act.

16 G. It shall not be considered part of an employee's job
17 description or within the employee's scope of employment if an
18 employee is allowed to carry or discharge a weapon pursuant to this
19 section.

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

1 SECTION 3. This act shall become effective November 1, 2021.

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3 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated
4 03/31/2021 - DO PASS, As Amended and Coauthored.
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