

1 **SENATE FLOOR VERSION**

2 February 22, 2021

3 SENATE BILL NO. 926

By: Jett and Bergstrom

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6 An Act relating to firearm regulation; amending 21
7 O.S. 2011, Section 1289.24, as last amended by
8 Section 8, Chapter 1, O.S.L. 2019 (21 O.S. Supp.
9 2020, Section 1289.24), which relates to state
10 preemption; modifying inclusions; allowing certain
11 action; and providing an effective date.

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

13 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1289.24, as
14 last amended by Section 8, Chapter 1, O.S.L. 2019 (21 O.S. Supp.
15 2020, Section 1289.24), is amended to read as follows:

Section 1289.24.

16 FIREARM REGULATION - STATE PREEMPTION

17 A. 1. The State Legislature hereby occupies and preempts the
18 entire field of legislation in this state touching in any way
19 firearms, air powered pistol, knives, components, ammunition, and
20 supplies to the complete exclusion of any order, ordinance, or
21 regulation by any municipality or other political subdivision of
22 this state. Any existing or future orders, ordinances, or
23 regulations in this field, except as provided for in paragraph 2 of
24 this subsection and subsection C of this section, are null and void.

1 B. No municipality or other political subdivision of this state
2 shall adopt any order, ordinance, or regulation concerning in any
3 way the sale, purchase, purchase delay, transfer, ownership, use,
4 keeping, possession, carrying, bearing, transportation, licensing,
5 permit, registration, taxation other than sales and compensating use
6 taxes, or other controls on firearms, knives, components,
7 ammunition, and supplies.

8 C. Except as hereinafter provided, this section shall not
9 prohibit any order, ordinance, or regulation by any municipality
10 concerning the confiscation of property used in violation of the
11 ordinances of the municipality as provided for in Section 28-121 of
12 Title 11 of the Oklahoma Statutes. Provided, however, no municipal
13 ordinance relating to transporting a firearm or knife improperly may
14 include a provision for confiscation of property.

15 D. When a person's rights pursuant to the protection of the
16 preemption provisions of this section have been violated, the person
17 shall have the right to bring a civil action against the persons,
18 municipality, and political subdivision jointly and severally for
19 injunctive relief or monetary damages or both.

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

21 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
22 February 22, 2021 - DO PASS
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