

1 **SENATE FLOOR VERSION**

February 15, 2024

2 **AS AMENDED**

3 SENATE BILL NO. 1779

By: Bullard of the Senate

4 and

5 Hardin of the House

6
7
8 **[firearms - unlawful carry - tribal discretion -
9 agreement - effective date]**

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

12 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1272, is
13 amended to read as follows:

14 Section 1272.

15 UNLAWFUL CARRY

16 A. Notwithstanding any other provision of law, it shall be
17 unlawful for any person to carry upon or about his or her person, or
18 in a purse or other container belonging to the person, any pistol,
19 revolver, shotgun, or rifle whether loaded or unloaded or any
20 blackjack, loaded cane, hand chain, metal knuckles, or any other
21 offensive weapon, whether such weapon be concealed or unconcealed,
22 except this section shall not prohibit:

23 1. The proper use of guns and knives for self-defense, hunting,
24 fishing, or educational or recreational purposes;

1 2. The carrying or use of weapons in a manner otherwise
2 permitted by statute or authorized by the Oklahoma Self-Defense Act;

3 3. The carrying, possession, and use of any weapon by a peace
4 officer or other person authorized by law to carry a weapon in the
5 performance of official duties and in compliance with the rules of
6 the employing agency;

7 4. The carrying, possession, and use of a firearm by a first
8 responder who possesses a valid handgun license issued pursuant to
9 the provisions of the Oklahoma Self-Defense Act in the performance
10 of official duties and in compliance with the rules of the employing
11 agency. For a first responder to carry, possess, or use a firearm
12 on **trust land of a federally recognized Indian tribe**, a political
13 subdivision may enter into intergovernmental cooperative agreements
14 with a federally recognized **Indian** tribe **as authorized by Section**
15 **1221 of Title 74 of the Oklahoma Statutes**. Any intergovernmental
16 cooperative agreement entered into between a political subdivision
17 and a federally recognized **Indian** tribe related to first responder
18 services shall be agreed upon before a first responder carries,
19 possesses, or uses a firearm on such **trust** land. This paragraph
20 shall not be construed to include voluntary first responders. As
21 provided in this paragraph, "first responder" means a firefighter or
22 licensed emergency medical personnel as defined in Section 1-2503 of
23 Title 63;
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1 5. The carrying or use of weapons in a courthouse by a district
2 judge, associate district judge, or special district judge within
3 this state, who is in possession of a valid handgun license issued
4 pursuant to the provisions of the Oklahoma Self-Defense Act and
5 whose name appears on a list maintained by the Administrative
6 Director of the Courts;

7 ~~5.~~ 6. The carrying and use of firearms and other weapons
8 provided in this subsection when used for the purpose of living
9 history reenactment. For purposes of this paragraph, "living
10 history reenactment" means depiction of historical characters,
11 scenes, historical life, or events for entertainment, education, or
12 historical documentation through the wearing or use of period,
13 historical, antique, or vintage clothing, accessories, firearms,
14 weapons, and other implements of the historical period; or

15 ~~6.~~ 7. The transporting by vehicle on a public roadway or the
16 carrying of a firearm, concealed or unconcealed, loaded or unloaded,
17 by a person who is twenty-one (21) years of age or older or by a
18 person who is eighteen (18) years of age but not yet twenty-one (21)
19 years of age and the person is a member or veteran of the United
20 States Armed Forces, Reserves, or National Guard or was discharged
21 under honorable conditions from the United States Armed Forces,
22 Reserves, or National Guard, and the person is otherwise not
23 disqualified from the possession or purchase of a firearm under

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1 state or federal law and is not carrying the firearm in furtherance
2 of a crime.

3 Except as provided in subsection B of Section 1283 of this
4 title, a person who has been convicted of any one of the following
5 offenses in this state or a violation of the equivalent law of
6 another state:

- 7 a. assault and battery pursuant to the provisions of
8 Section 644 of this title which caused serious
9 physical injury to the victim,
- 10 b. aggravated assault and battery pursuant to the
11 provisions of Section 646 of this title,
- 12 c. assault and battery that qualifies as domestic abuse
13 as defined in Section 644 of this title,
- 14 d. stalking pursuant to the provisions of Section 1173 of
15 this title,
- 16 e. a violation of an order issued under the Protection
17 from Domestic Abuse Act or a domestic abuse protection
18 order issued by another state, or
- 19 f. a violation relating to illegal drug use or possession
20 under the provisions of the Uniform Controlled
21 Dangerous Substances Act,

22 shall be prohibited from carrying a firearm under the provisions of
23 this paragraph. Any person who carries a firearm in the manner
24 provided for in this paragraph shall be prohibited from carrying the

1 firearm into any of the places prohibited in subsection A of Section
2 1277 of this title or any other place currently prohibited by law.
3 Nothing in this section shall modify or otherwise change where a
4 person may legally carry a firearm.

5 B. Any person convicted of violating the foregoing provision
6 shall be guilty of a misdemeanor punishable as provided in Section
7 1276 of this title.

8 SECTION 2. This act shall become effective November 1, 2024.

9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
10 February 15, 2024 - DO PASS AS AMENDED

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