

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1870

By: Standridge

AS INTRODUCED

An Act relating to firearms on public campuses; amending 21 O.S. 2021, Section 1277, which relates to unlawful carry in certain places; modifying locations for allowable carry; removing requirement for written consent; allowing concealed carry in certain locations; providing exception; allowing certain prohibition; updating statutory references; modifying terms; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1277, is amended to read as follows:

UNLAWFUL CARRY IN CERTAIN PLACES

A. It shall be unlawful for any person, including a person in possession of a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act, to carry any concealed or unconcealed firearm into any of the following places:

1. Any structure, building, or office space which is owned or leased by a city, town, county, state, or federal governmental authority for the purpose of conducting business with the public;

1 2. Any courthouse, courtroom, prison, jail, detention facility,
2 or any facility used to process, hold, or house arrested persons,
3 prisoners, or persons alleged delinquent or adjudicated delinquent,
4 except as provided in Section 21 of Title 57 of the Oklahoma
5 Statutes;

6 3. Any public or private elementary or public or private
7 secondary school, except as provided in subsections C and D of this
8 section;

9 4. Any publicly owned or operated sports arena or venue during
10 a professional sporting event, unless allowed by the event holder;

11 5. Any place where gambling is authorized by law, unless
12 allowed by the property owner;

13 6. Any other place specifically prohibited by law; and

14 7. Any property set aside by a county, city, town, public trust
15 with a county, city, or town as a beneficiary, or state governmental
16 authority for an event that is secured with minimum-security
17 provisions. For purposes of this paragraph, a minimum-security
18 provision consists of a location that is secured utilizing the
19 following:

- 20 a. a metallic-style security fence that is at least eight
21 (8) feet in height that encompasses the property and
22 is secured in such a way as to deter unauthorized
23 entry,

- 1 b. controlled access points staffed by a uniformed,
2 commissioned peace officer, and
3 c. a metal detector whereby persons walk or otherwise
4 travel with their property through or by the metal
5 detector.

6 B. It shall be lawful for a person to carry a concealed or
7 unconcealed firearm on the following properties:

8 1. Any property set aside for the use or parking of any
9 vehicle, whether attended or unattended, by a city, town, county,
10 state, or federal governmental authority;

11 2. Any property set aside for the use or parking of any
12 vehicle, whether attended or unattended, which is open to the
13 public, or by any entity engaged in gambling authorized by law;

14 3. Any property adjacent to a structure, building, or office
15 space in which concealed or unconcealed weapons are prohibited by
16 the provisions of this section;

17 4. Any property designated by a city, town, county, or state
18 governmental authority as a park, recreational area, wildlife
19 refuge, wildlife management area, or fairgrounds; provided, nothing
20 in this paragraph shall be construed to authorize any entry by a
21 person in possession of a concealed or unconcealed firearm into any
22 structure, building, office space, or event which is specifically
23 prohibited by the provisions of subsection A of this section;

1 5. Any property set aside by a public or private elementary or
2 secondary school for the use or parking of any vehicle, whether
3 attended or unattended; provided, however, the firearm shall be
4 stored and hidden from view in a locked motor vehicle when the motor
5 vehicle is left unattended on school property; and

6 6. Any public property set aside temporarily by a county, city,
7 town, public trust with a county, city, or town as a beneficiary, or
8 state governmental authority for the holder of an event permit that
9 is without minimum-security provisions, as such term is defined in
10 paragraph 7 of subsection A of this section; provided, the carry of
11 firearms within ~~said~~ such permitted event area shall be limited to
12 concealed carry of a handgun unless otherwise authorized by the
13 holder of the event permit.

14 Nothing contained in any provision of this subsection or
15 subsection C of this section shall be construed to authorize or
16 allow any person in control of any place described in subsection A
17 of this section to establish any policy or rule that has the effect
18 of prohibiting any person in lawful possession of a handgun license
19 or otherwise in lawful possession of a firearm from carrying or
20 possessing the firearm on the property described in this subsection.

21 C. A concealed or unconcealed weapon may be carried onto
22 private school property or in any school bus or vehicle used by any
23 private school for transportation of students or teachers by a
24 person who is licensed pursuant to the Oklahoma Self-Defense Act,

1 provided a policy has been adopted by the governing entity of the
2 private school that authorizes the carrying and possession of a
3 weapon on private school property or in any school bus or vehicle
4 used by a private school. Except for acts of gross negligence or
5 willful or wanton misconduct, a governing entity of a private school
6 that adopts a policy which authorizes the possession of a weapon on
7 private school property, a school bus or vehicle used by the private
8 school shall not be subject to liability for any injuries arising
9 from the adoption of the policy. The provisions of this subsection
10 shall not apply to claims pursuant to the Administrative Workers'
11 Compensation Act.

12 D. Notwithstanding paragraph 3 of subsection A of this section,
13 a board of education of a school district may adopt a policy
14 pursuant to Section 5-149.2 of Title 70 of the Oklahoma Statutes to
15 authorize the carrying of a handgun onto school property by school
16 personnel specifically designated by the board of education,
17 provided such personnel either:

- 18 1. Possess a valid armed security guard license as provided for
19 in Section 1750.1 et seq. of Title 59 of the Oklahoma Statutes; or
- 20 2. Hold a valid reserve peace officer certification as provided
21 for in Section 3311 of Title 70 of the Oklahoma Statutes.

22 Nothing in this subsection shall be construed to restrict authority
23 granted elsewhere in law to carry firearms.

1 E. Notwithstanding the provisions of subsection A of this
2 section, on any property designated as a municipal zoo or park of
3 any size that is owned, leased, operated, or managed by:

4 1. A public trust created pursuant to the provisions of Section
5 176 of Title 60 of the Oklahoma Statutes; or

6 2. A nonprofit entity,
7 an individual shall be allowed to carry a concealed handgun but not
8 openly carry a handgun on the property.

9 F. Any person violating the provisions of paragraph 2 or 3 of
10 subsection A of this section shall, upon conviction, be guilty of a
11 misdemeanor punishable by a fine not to exceed Two Hundred Fifty
12 Dollars (\$250.00). A person violating any other provision of
13 subsection A of this section may be denied entrance onto the
14 property or removed from the property. If the person refuses to
15 leave the property and a peace officer is summoned, the person may
16 be issued a citation for an amount not to exceed Two Hundred Fifty
17 Dollars (\$250.00).

18 G. ~~No~~ Any person who is not in possession of a valid handgun
19 license issued pursuant to the provisions of the Oklahoma Self-
20 Defense Act, ~~or~~ who is carrying or in possession of a firearm as
21 otherwise permitted by law or who is carrying or in possession of a
22 machete, blackjack, loaded cane, hand chain, or metal knuckles,
23 shall not be authorized to carry the firearm, machete, blackjack,
24 loaded cane, hand chain, or metal knuckles into or upon any public

1 college, university or technology center school property or
2 building, except as provided in this subsection. For purposes of
3 this subsection, the following property shall not be construed to be
4 public college, university, or technology center school property:

5 1. Any property set aside for the use or parking of any motor
6 vehicle, whether attended or unattended, provided the firearm,
7 machete, blackjack, loaded cane, hand chain, or metal knuckles are
8 carried or stored as required by law and the firearm, machete,
9 blackjack, loaded cane, hand chain, or metal knuckles are not
10 removed from the motor vehicle without the prior consent of the
11 public college or university president or technology center school
12 administrator while the vehicle is on any public college,
13 university, or technology center school property; and

14 2. Any property authorized for possession or use of firearms,
15 machetes, blackjacks, loaded canes, hand chains, or metal knuckles
16 by public college, university, or technology center school policy;
17 and

18 ~~3. Any property authorized by the written consent of the~~
19 ~~college or university president or technology center school~~
20 ~~administrator, provided the written consent is carried with the~~
21 ~~firearm, machete, blackjack, loaded cane, hand chain or metal~~
22 ~~knuckles and the valid handgun license while on college, university~~
23 ~~or technology center school property.~~

1 H. Any person in possession of a valid handgun license issued
2 pursuant to the provisions of the Oklahoma Self-Defense Act shall be
3 authorized to carry a concealed handgun into or upon any public
4 college, university, or technology center school property or
5 building in which the person is authorized to be. The administrator
6 of the institution shall not prevent a person with a valid handgun
7 license from carrying unless the administrator reasonably determines
8 the person with a valid handgun license has previously been involved
9 in a violent incident or an act that demonstrated deliberate or
10 reckless disregard for the health or safety of any person.

11 I. A public college, university, or technology center school
12 shall be authorized to prohibit any person from carrying a concealed
13 handgun or any other firearm onto property or into a building during
14 an event requiring a ticket of monetary value for entry to the
15 event.

16 J. The public college, university, or technology center school
17 may notify the Oklahoma State Bureau of Investigation within ten
18 (10) days of a violation of any provision of ~~this~~ subsection H or I
19 of this section by a licensee. Upon receipt of a written
20 notification of violation, the Bureau shall give a reasonable notice
21 to the licensee and hold a hearing. At the hearing, upon a
22 determination that the licensee has violated any provision of ~~this~~
23 subsection H or I of this section, the licensee may be subject to an
24

1 administrative fine of Two Hundred Fifty Dollars (\$250.00) and may
2 have the handgun license suspended for three (3) months.

3 Nothing contained in any provision of ~~this~~ subsection H or I of
4 this section shall be construed to authorize or allow any public
5 college, university, or technology center school to establish any
6 policy or rule that has the effect of prohibiting any person in
7 lawful possession of a handgun license or any person in lawful
8 possession of a firearm, machete, blackjack, loaded cane, hand
9 chain, or metal knuckles from possession of a firearm, machete,
10 blackjack, loaded cane, hand chain, or metal knuckles in places
11 described in paragraphs 1, and 2 ~~and 3~~ of ~~this~~ subsection G of this
12 section.

13 K. Nothing contained in any provision of this ~~subsection~~
14 section shall be construed to limit the authority of any public
15 college, university, or technology center school in this state from
16 taking administrative action against any student for any violation
17 of any provision of this ~~subsection~~ section.

18 ~~H.~~ L. The provisions of this section shall not apply to the
19 following:

20 1. Any peace officer or any person authorized by law to carry a
21 firearm in the course of employment;

22 2. District judges, associate district judges, and special
23 district judges, who are in possession of a valid handgun license
24 issued pursuant to the provisions of the Oklahoma Self-Defense Act

1 and whose names appear on a list maintained by the Administrative
2 Director of the Courts, when acting in the course and scope of
3 employment within the courthouses of this state;

4 3. Private investigators with a firearms authorization when
5 acting in the course and scope of employment;

6 4. Elected officials of a county, who are in possession of a
7 valid handgun license issued pursuant to the provisions of the
8 Oklahoma Self-Defense Act, may carry a concealed handgun when acting
9 in the performance of his or her duties within the courthouses of
10 the county in which he or she was elected. The provisions of this
11 paragraph shall not allow the elected county official to carry the
12 handgun into a courtroom;

13 5. The sheriff of any county may authorize certain employees of
14 the county, who possess a valid handgun license issued pursuant to
15 the provisions of the Oklahoma Self-Defense Act, to carry a
16 concealed handgun when acting in the course and scope of employment
17 within the courthouse in the county in which the person is employed.
18 Nothing in the Oklahoma Self-Defense Act shall prohibit the sheriff
19 from requiring additional instruction or training before granting
20 authorization to carry a concealed handgun within the courthouse.
21 The provisions of this paragraph and of paragraph 6 of this
22 subsection shall not allow the county employee to carry the handgun
23 into a courtroom, sheriff's office, adult or juvenile jail, or any
24 other prisoner detention area; and

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6. The board of county commissioners of any county may authorize certain employees of the county, who possess a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act, to carry a concealed handgun when acting in the course and scope of employment on county annex facilities or grounds surrounding the county courthouse.

~~F.~~ M. For the purposes of this section, "motor vehicle" means any automobile, truck, minivan, sports utility vehicle, or motorcycle, as defined in Section 1-135 of Title 47 of the Oklahoma Statutes, equipped with a locked accessory container within or affixed to the motorcycle.

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

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