

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 631, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Hamilton

Hamilton-BG-FS-Req#1955
3/8/2021 1:57 PM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

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

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 631

6 By: Hamilton, Bullard,
7 Bergstrom, Rogers,
8 Stephens, Dahm, Newhouse,
9 Burns, Murdock, Pemberton,
10 Pederson, Jett, Garvin and
11 Standridge of the Senate

12 and

13 Roberts (Sean), Hardin
14 (David), Grego, Smith and
15 West (Kevin) of the House

16 FLOOR SUBSTITUTE

17 An Act relating to infringement of Second Amendment
18 rights; creating the Second Amendment Sanctuary State
19 Act; preempting field of legislation; considering
20 certain action as infringing on the right to keep and
21 bear arms; directing courts and law enforcement
22 agencies to protect certain rights of law-abiding
23 citizens; clarifying provisions; providing
24 definition; providing for codification; and declaring
an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 1289.24d of Title 21, unless
there is created a duplication in numbering, reads as follows:

1 This act shall be known and may be cited as the "Second
2 Amendment Sanctuary State Act".

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1289.24e of Title 21, unless
5 there is created a duplication in numbering, reads as follows:

6 A. The State Legislature hereby occupies and preempts the
7 entire field of legislation by any agency of this state or any
8 political subdivision in this state to infringe upon the rights of a
9 citizen of the State of Oklahoma, the unalienable right to keep and
10 bear arms as guaranteed to them by the Second Amendment of the
11 United States Constitution.

12 B. Any federal, state, county or municipal act, law, executive
13 order, administrative order, court order, rule, policy or regulation
14 ordering the buy-back, confiscation or surrender of firearms,
15 firearm accessories or ammunition from law-abiding citizens of this
16 state shall be considered an infringement on the rights of citizens
17 to keep and bear arms as guaranteed by the Second Amendment of the
18 Constitution of the United States and Article II, Section 26 of the
19 Constitution of Oklahoma.

20 C. It shall be the duty of the courts and law enforcement
21 agencies of this state to protect the rights of law-abiding citizens
22 to keep and to bear arms within the borders of this state and to
23 protect these rights from the infringement provided under the
24 provisions of this act.

1 D. The preemption provided in this act shall include:

2 1. Any regulation of arms and ammunition, pursuant to the
3 National Firearms Act of 1934, prohibited or regulated on or after
4 the effective date of this act; and

5 2. Any regulations or provision of the Gun Control Act of 1968,
6 prohibited or regulated on or after the effective date of this act.

7 E. For purposes of this section:

8 1. "Arms" is defined as any firearm, firearm part, accessory or
9 ammunition required to render that firearm operable and effective;

10 2. "Infringement" shall mean any law that reduces, represses,
11 diminishes or subverts the right to keep and bear arms, ammunition,
12 parts and accessories in any amount that is legal as of the
13 effective date of this act of any citizen in this state; and

14 3. "Law-abiding citizen" means a person who is not otherwise
15 precluded under state law from possessing a firearm and shall not be
16 construed to include anyone who is not legally present in the United
17 States or this state.

18 SECTION 3. It being immediately necessary for the preservation
19 of the public peace, health or safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

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23 58-1-1955 BG 3/8/2021 1:57:15 PM
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