

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 926, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Jett

Jett-BG-FS-Req#1960
3/8/2021 1:46 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. 926

By: Jett and Bergstrom of the
Senate

6 and

7 Roberts (Eric) of the House

8
9 FLOOR SUBSTITUTE

10 An Act relating to firearm regulation; amending 21
11 O.S. 2011, Section 1289.24, as last amended by
12 Section 8, Chapter 1, O.S.L. 2019 (21 O.S. Supp.
13 2020, Section 1289.24), which relates to state
preemption; modifying inclusions; allowing certain
action; defining term; and providing an effective
date.

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

17 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1289.24, as
18 last amended by Section 8, Chapter 1, O.S.L. 2019 (21 O.S. Supp.
19 2020, Section 1289.24), is amended to read as follows:

20 Section 1289.24.

21 FIREARM REGULATION - STATE PREEMPTION

22 A. 1. The State Legislature hereby occupies and preempts the
23 entire field of legislation in this state touching in any way
24 firearms, air powered pistols, air powered rifles, knives,

1 components, ammunition, and supplies to the complete exclusion of
2 any order, ordinance, or regulation by any municipality or other
3 political subdivision of this state. Any existing or future orders,
4 ordinances, or regulations in this field, except as provided for in
5 paragraph 2 of this subsection and subsection C of this section, are
6 null and void.

7 2. A municipality may adopt any ordinance:

8 a. relating to the discharge of firearms within the
9 jurisdiction of the municipality, ~~and~~

10 b. allowing the municipality to issue a traffic citation
11 for transporting a firearm improperly as provided for
12 in Section 1289.13A of this title, provided, however,
13 that penalties contained for violation of any
14 ordinance enacted pursuant to the provisions of this
15 subparagraph shall not exceed the penalties
16 established in the Oklahoma Self-Defense Act, and

17 c. allowing the municipality to issue a citation to an
18 individual or the parent or guardian of a minor who
19 discharges an air powered pistol or air powered rifle
20 in an intentional or negligent manner which causes the
21 projectile to leave the intended premises.

22 3. As provided in the preemption provisions of this section,
23 the otherwise lawful carrying or possession of a firearm under the
24 provisions of Chapter 53 of this title shall not be punishable by

1 any municipality or other political subdivision of this state as
2 disorderly conduct, disturbing the peace or similar offense against
3 public order.

4 4. A public or private school may create a policy regulating
5 the possession of knives on school property or in any school bus or
6 vehicle used by the school for purposes of transportation.

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

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

21 D. When a person's rights pursuant to the protection of the
22 preemption provisions of this section have been violated, the person
23 shall have the right to bring a civil action against the persons,
24

1 municipality, and political subdivision jointly and severally for
2 injunctive relief or monetary damages or both.

3 E. As used in this section, air powered pistol or air powered
4 rifle is any pistol or rifle that uses compressed air or other
5 compressed gas to project plastic BB-like or pellet-like projectiles
6 at a speed not exceeding 400 feet per second.

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

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9 58-1-1960 BG 3/8/2021 1:46:03 PM

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