

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3246 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Monroe Nichols \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3246

By: Nichols

7  
8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to firearms; amending 21 O.S. 2021,  
10 Section 1289.24, which relates to firearm regulations  
11 and state preemption; allowing municipalities to  
12 enact certain ordinances; and providing an effective  
13 date.

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

15 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1289.24, is  
16 amended to read as follows:

17 Section 1289.24

18 FIREARM REGULATION - STATE PREEMPTION

19 A. 1. The State Legislature hereby occupies and preempts the  
20 entire field of legislation in this state touching in any way  
21 firearms, air powered pistols, air powered rifles, knives,  
22 components, ammunition and supplies to the complete exclusion of any  
23 order, ordinance or regulation by any municipality or other  
24 political subdivision of this state. Any existing or future orders,

1 ordinances or regulations in this field, except as provided for in  
2 paragraph 2 of this subsection and subsection C of this section, are  
3 null and void.

4 2. A municipality may adopt any ordinance:

- 5 a. relating to the discharge of firearms within the  
6 jurisdiction of the municipality,
- 7 b. allowing the municipality to issue a traffic citation  
8 for transporting a firearm improperly as provided for  
9 in Section 1289.13A of this title, provided, however,  
10 that penalties contained for violation of any  
11 ordinance enacted pursuant to the provisions of this  
12 subparagraph shall not exceed the penalties  
13 established in the Oklahoma Self-Defense Act, ~~and~~
- 14 c. allowing the municipality to issue a citation to an  
15 individual or the parent or guardian of a minor who  
16 discharges an air powered pistol or air powered rifle  
17 in an intentional or negligent manner which causes the  
18 projectile to leave the intended premises, and
- 19 d. relating to locations within the jurisdiction of the  
20 municipality where persons may carry firearms and the  
21 type of firearms that may be carried. Municipalities  
22 with a population of three hundred thousand (300,000)  
23 residents or more according to the latest Federal  
24 Decennial Census shall have the authority to enact

1 ordinances that restrict certain types of firearms and  
2 other dangerous weapons from being carried in or upon  
3 certain property within the municipality. The  
4 municipality shall further be authorized to issue  
5 citations for violations of the municipal ordinances.

6 3. As provided in the preemption provisions of this section,  
7 the otherwise lawful carrying or possession of a firearm under the  
8 provisions of Chapter 53 of this title shall not be punishable by  
9 any municipality or other political subdivision of this state as  
10 disorderly conduct, disturbing the peace or similar offense against  
11 public order.

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

15 B. ~~No~~ Except as provided for in paragraph 2 of subsection A of  
16 this section, no municipality or other political subdivision of this  
17 state shall adopt any order, ordinance or regulation concerning in  
18 any way the sale, purchase, purchase delay, transfer, ownership,  
19 use, keeping, possession, carrying, bearing, transportation,  
20 licensing, permit, registration, taxation other than sales and  
21 compensating use taxes or other controls on firearms, knives,  
22 components, ammunition and supplies.

23 C. Except as hereinafter provided, this section shall not  
24 prohibit any order, ordinance or regulation by any municipality

1 concerning the confiscation of property used in violation of the  
2 ordinances of the municipality as provided for in Section 28-121 of  
3 Title 11 of the Oklahoma Statutes. Provided, however, no municipal  
4 ordinance relating to transporting a firearm or knife improperly may  
5 include a provision for confiscation of property.

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

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

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

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17 59-2-9875 GRS 01/23/24

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