

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 1937

By: Rice

AS INTRODUCED

An Act relating to crimes and punishments and state government; amending 21 O.S. 1991, Section 1289.24, which relates to the state's preemption on legislation concerning weapons; clarifying certain language; amending Section 3, Chapter 71, O.S.L. 1993 (74 O.S. Supp. 1993, Section 150.31), which relates to rules of the Oklahoma State Bureau of Investigation; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1289.24, is amended to read as follows:

Section 1289.24 A. The State Legislature hereby occupies and preempts the entire field of legislation in this state touching in any way firearms, components, ammunition, and supplies to the complete exclusion of any order, ordinance, or regulation by any municipality or other political subdivision of this state. Any existing or future orders, ordinances, or regulations in this field except as provided for in subsection C of this section are null and void. Provided however, a municipality ~~may~~ is authorized to adopt

any ordinance relating to the discharge of firearms within the jurisdiction of the municipality.

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

C. 1. Nothing contained in this section shall prohibit any ordinance of any municipality which conforms exactly, except for penalty provisions, with any of the provisions of Sections 1272 through 1289.23 of ~~Title 21 of the Oklahoma Statutes~~ this title.

2. Nothing contained in this section shall prohibit any order, ordinance, or regulation by any municipality concerning the confiscation of property used in violation of the ordinances of the municipality as provided for in Section 28-121 of Title 11 of the Oklahoma Statutes.

SECTION 2. AMENDATORY Section 3, Chapter 71, O.S.L. 1993 (74 O.S. Supp. 1993, Section 150.31), is amended to read as follows:

Section 150.31 The Oklahoma State Bureau of Investigation may promulgate rules and establish procedures for the business operations of the Bureau under the Oklahoma Open Records Act. The Bureau ~~is hereby granted the authority to~~ may establish policies and procedures for creating accounts receivable for individuals, corporations, and government agencies for providing copies of its open records in advance of payment, including the providing of criminal history information and related services.

SECTION 3. This act shall become effective September 1, 1994.

44-2-8117 MCD