

HOUSE OF REPRESENTATIVES

Monday, March 29, 1999

**ENGROSSED**

# **Senate Bill No. 562**

ENGROSSED SENATE BILL NO. 562 -- By SHURDEN, CAMPBELL, RABON and MARTIN of the Senate and STANLEY, LEIST, BRADDOCK, ADAIR, BEUTLER, GLOVER, KINNAMON, LANGMACHER, MATLOCK, MITCHELL and SEIKEL of the House.

An Act relating to firearms; providing legislative declarations; declaring certain activities not to be unreasonably dangerous or nuisance; reserving to the state the right to bring certain civil actions against firearms or ammunition manufacturers, trade associations, and dealers; providing for codification; and providing an effective date.

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 1289.24a of Title 21, unless there is created a duplication in numbering, reads as follows:

1. The State Legislature declares that the lawful design, marketing, manufacture, or sale of firearms or ammunition to the public is not unreasonably dangerous activity and does not constitute a nuisance.

2. The authority to bring suit and right to recover against any firearms or ammunition manufacturer, trade association, or dealer by or on behalf of any governmental unit created by or pursuant to an act of the Legislature or the Constitution, or

any department, agency, or authority thereof, for damages, abatement, or injunctive relief resulting from or relating to the lawful design, manufacture, marketing, or sale of firearms or ammunition to the public shall be reserved exclusively to the state.

This paragraph shall not prohibit a political subdivision or local government authority from bringing an action against a firearms or ammunition manufacturer or dealer for breach of contract or warranty as to firearms or ammunition purchased by the political subdivision or local government authority.

SECTION 2. This act shall become effective November 1, 1999.