

ENROLLED HOUSE
BILL NO. 2612

By: Case of the House

and

Branan of the Senate

An Act relating to municipal government; amending 11 O.S. 2001, Section 22-110, which relates to powers of cities and towns; prohibiting municipalities from regulating certain conduct; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 11 O.S. 2001, Section 22-110, is amended to read as follows:

Section 22-110. A. The municipal governing body may regulate or prohibit riots, assaults, batteries, petty larceny, disturbances or disorderly assemblies, and immoral or indecent shows, exhibitions or concerts, in any street, house or place in the municipality; and may regulate, punish, and prevent the discharge of firearms, rockets, powder, fireworks, or other dangerously combustible material in the streets, lots, grounds, alleys or about, or in the vicinity of any buildings. The governing body may also regulate the carrying of firearms or other deadly weapons, concealed or otherwise, as provided for in Section ~~2~~ 1289.24 of ~~this act~~ Title 21 of the Oklahoma Statutes.

B. No municipality shall regulate by order, resolution, ordinance, regulation, or other legislation prohibiting the transport of fireworks, in their unopened original packaging in a motor vehicle within the municipal limits. No municipality shall adopt or continue in effect resolutions, ordinances, or regulations prohibiting the transport of fireworks in their unopened original packaging by a motor vehicle. Local orders, resolutions, ordinances, regulations, or legislation in violation of this section are void and unenforceable.

SECTION 2. This act shall become effective July 1, 2006.

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

Passed the House of Representatives the 25th day of May, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the 26th day of May, 2006.

Presiding Officer of the Senate