

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1394

By: Ellis

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2001, Section 1290.22, as amended by Section 2, Chapter 39, O.S.L. 2004 (21 O.S. Supp. 2004, Section 1290.22), which relates to business owner's rights; deleting prohibition against establishment of certain policy; stating legislative intent; providing for cause of action and recovery of damages and costs; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2001, Section 1290.22, as amended by Section 2, Chapter 39, O.S.L. 2004 (21 O.S. Supp. 2004, Section 1290.22), is amended to read as follows:

Section 1290.22

BUSINESS OWNER'S RIGHTS

A. ~~Except as provided in subsection B of this section, nothing~~ Nothing contained in any provision of the Oklahoma Self-Defense Act, Section 1290.1 et seq. of this title, shall be construed to limit, restrict or prohibit in any manner the existing rights of any person, property owner, tenant, employer, or business entity to control the possession of weapons on any property owned or controlled by the person or business entity.

B. ~~No person, property owner, tenant, employer, or business entity shall be permitted to establish any policy or rule that has the effect of prohibiting any person, except a convicted felon, from transporting and storing firearms in a locked vehicle on any~~

~~property set aside for any vehicle~~ The Legislature finds as a matter of public policy that law-abiding citizens who keep and transport firearms in their vehicle as provided by law are entitled to do so for their self-defense and self-protection, the defense of others, and in the defense of state and country. If any citizen is discharged or constructively discharged from employment by the exercise of this fundamental right, the citizen shall be entitled to bring a cause of action for wrongful termination against the employer and to recover treble damages. The citizen shall also be entitled to recover any attorney fees and expenses and all costs incurred by the cause of action.

SECTION 2. This act shall become effective November 1, 2005.

50-1-5553          GRS          12/30/04