

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1544

By: Calvey

AS INTRODUCED

An Act relating to Oklahoma Self-Defense Act; amending 21 O.S. 2001, Section 1290.5, as amended by Section 1, Chapter 122, O.S.L. 2003 (21 O.S. Supp. 2004, Section 1290.5), which relates to terms and renewal of licenses; modifying renewal requirements for concealed handgun license; limiting authority of game wardens to issue citations or make arrest in certain circumstances; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2001, Section 1290.5, as amended by Section 1, Chapter 122, O.S.L. 2003 (21 O.S. Supp. 2004, Section 1290.5), is amended to read as follows:

Section 1290.5

TERM OF LICENSE AND RENEWAL

A. A concealed handgun license when issued shall authorize the person to whom the license is issued to carry a loaded or unloaded concealed handgun as authorized by the provisions of the Oklahoma Self-Defense Act, and any future modifications thereto. The license shall be valid in this state for a period of five (5) years, unless subsequently surrendered, suspended or revoked as provided by law. The person shall have no authority to continue to carry a concealed handgun in this state pursuant to the Oklahoma Self-Defense Act when a license is expired or when a license has been voluntarily surrendered or suspended or revoked for any reason.

B. A license may be renewed any time within ninety (90) days prior to the expiration date as provided in this subsection. The Bureau shall send a renewal application to each eligible licensee with a return address requested. There shall be a thirty-day grace period on license renewals beginning on the date of expiration, thereafter the license is considered expired. However, any applicant shall have one (1) year from the expiration of the license to comply with the renewal requirements of this section.

1. To renew a handgun license, the licensee must first obtain a renewal form from the Oklahoma State Bureau of Investigation.

2. The applicant must complete the renewal form, attach two current passport size photographs of the applicant, and submit a renewal fee in the amount of Eighty-five Dollars (\$85.00) to the Bureau. The renewal fee may be paid with a nationally recognized credit card as provided in subparagraph b of paragraph 4 of subsection A of Section 1290.12 of this title, or by a cashier's check or money order made payable to the Oklahoma State Bureau of Investigation. No person sixty-five (65) years of age or older shall be charged a renewal fee for the concealed handgun license.

3. Upon receipt of the renewal application, photographs and fee, the Bureau will conduct a criminal history records name search, an investigation of medical records or other records or information deemed by the Bureau to be relevant to the renewal application. If the applicant appears not to have any prohibition to renewing the handgun license, the Bureau shall issue the renewed license for a period of five (5) years.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-205.4 of Title 29, unless there is created a duplication in numbering, reads as follows:

A game warden shall not issue a citation or arrest a person for a violation of Section 5-205 of Title 29 of the Oklahoma Statutes or for carrying a firearm out of season if the person is:

1. On land owned or leased by that person; and
2. The person is not engaged in hunting deer at the time.

SECTION 3. This act shall become effective November 1, 2005.

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