

1 ENGROSSED HOUSE  
2 BILL NO. 2513

By: Murphey, Jett and Duncan of  
the House

3 and

4 Brogdon of the Senate  
5  
6

7 An Act relating to crimes and punishments; amending  
8 21 O.S. 2001, Section 1277, as amended by Section 2,  
9 Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2007, Section  
10 1277), which relates to unlawful carry of concealed  
11 handguns in certain places; providing exception to  
12 certain concealed carry handgun restriction;  
13 requiring written notification to certain persons;  
14 authorizing the establishment of certain policies or  
15 rules for public colleges and universities; and  
16 providing an effective date.

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

18 SECTION 1. AMENDATORY 21 O.S. 2001, Section 1277, as  
19 amended by Section 2, Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2007,  
20 Section 1277), is amended to read as follows:

21 Section 1277.

22 UNLAWFUL CARRY IN CERTAIN PLACES

23 A. It shall be unlawful for any person in possession of a valid  
24 concealed handgun license issued pursuant to the provisions of the  
Oklahoma Self-Defense Act to carry any concealed handgun into any of  
the following places:

1           1. Any structure, building, or office space which is owned or  
2 leased by a city, town, county, state, or federal governmental  
3 authority for the purpose of conducting business with the public;

4           2. Any meeting of any city, town, county, state or federal  
5 officials, school board members, legislative members, or any other  
6 elected or appointed officials;

7           3. Any prison, jail, detention facility or any facility used to  
8 process, hold, or house arrested persons, prisoners or persons  
9 alleged delinquent or adjudicated delinquent;

10          4. Any elementary or secondary school, or technology center  
11 school property;

12          5. Any sports arena during a professional sporting event;

13          6. Any place where pari-mutuel wagering is authorized by law;  
14 and

15          7. Any other place specifically prohibited by law.

16          B. For purposes of paragraphs 1, 2, 3, 5 and 6 of subsection A  
17 of this section, the prohibited place does not include and  
18 specifically excludes the following property:

19           1. Any property set aside for the use of any vehicle, whether  
20 attended or unattended, by a city, town, county, state, or federal  
21 governmental authority;

22           2. Any property set aside for the use of any vehicle, whether  
23 attended or unattended, by any entity offering any professional  
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1 sporting event which is open to the public for admission, or by any  
2 entity engaged in pari-mutuel wagering authorized by law;

3 3. Any property adjacent to a structure, building, or office  
4 space in which concealed weapons are prohibited by the provisions of  
5 this section; and

6 4. Any property designated by a city, town, county, or state,  
7 governmental authority as a park, recreational area, or fairgrounds;  
8 provided, nothing in this paragraph shall be construed to authorize  
9 any entry by a person in possession of a concealed handgun into any  
10 structure, building, or office space which is specifically  
11 prohibited by the provisions of subsection A of this section.

12 Nothing contained in any provision of this subsection shall be  
13 construed to authorize or allow any person in control of any place  
14 described in paragraph 1, 2, 3, 5 or 6 of subsection A of this  
15 section to establish any policy or rule that has the effect of  
16 prohibiting any person in lawful possession of a concealed handgun  
17 license from possession of a handgun allowable under such license in  
18 places described in paragraph 1, 2, 3 or 4 of this subsection.

19 C. Any person violating the provisions of subsection A of this  
20 section shall, upon conviction, be guilty of a misdemeanor  
21 punishable by a fine not to exceed Two Hundred Fifty Dollars  
22 (\$250.00). Any person convicted of violating the provisions of this  
23 section may be liable for an administrative fine of Two Hundred  
24 Fifty Dollars (\$250.00) upon a hearing and determination by the

1 Oklahoma State Bureau of Investigation that the person is in  
2 violation of the provisions of this section.

3 D. No person in possession of any concealed handgun pursuant to  
4 the Oklahoma Self-Defense Act shall be authorized to carry the  
5 handgun into or upon any college or university property, except as  
6 provided in this subsection. For purposes of this subsection, the  
7 following property shall not be construed as prohibited for persons  
8 having a valid concealed handgun license:

9 1. Any property set aside for the use of any vehicle, whether  
10 attended or unattended, provided the handgun is carried or stored as  
11 required by law and the handgun is not removed from the vehicle  
12 without the prior consent of the college or university president  
13 while the vehicle is on any college or university property;

14 2. Any property authorized for possession or use of handguns by  
15 college or university policy; and

16 3. Any property authorized by the written consent of the  
17 college or university president, provided the written consent is  
18 carried with the handgun and the valid concealed handgun license  
19 while on college or university property.

20 The college or university may notify the Oklahoma State Bureau  
21 of Investigation within ten (10) days of a violation of any  
22 provision of this subsection by a licensee. Upon receipt of a  
23 written notification of violation, the Bureau shall give a  
24 reasonable notice to the licensee and hold a hearing. At the

1 hearing upon a determination that the licensee has violated any  
2 provision of this subsection, the licensee may be subject to an  
3 administrative fine of Two Hundred Fifty Dollars (\$250.00) and may  
4 have the concealed handgun license suspended for three (3) months.

5 Nothing contained in any provision of this subsection shall be  
6 construed to authorize or allow any college or university to  
7 establish any policy or rule that has the effect of prohibiting any  
8 person in lawful possession of a concealed handgun license from  
9 possession of a handgun allowable under such license in places  
10 described in paragraphs 1, 2 and 3 of this subsection. Nothing  
11 contained in any provision of this subsection shall be construed to  
12 limit the authority of any college or university in this state from  
13 taking administrative action against any student for any violation  
14 of any provision of this subsection.

15 E. Except as provided for in subsection D of this section, any  
16 person who possesses a valid concealed handgun license issued  
17 pursuant to the provisions of the Oklahoma Self-Defense Act and who:

18 1. Is on active military duty, National Guard duty or regular  
19 military reserve duty;

20 2. Is honorably discharged from active military duty, National  
21 Guard duty or military reserves; or

22 3. Is certified by the Council on Law Enforcement Education and  
23 Training to carry a weapon,

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1 shall be authorized to carry the concealed handgun into or upon any  
2 public college or university property. Persons authorized to carry  
3 a concealed handgun into or upon any public college or university  
4 property pursuant to the provisions of this subsection shall provide  
5 written notification to the office of the college or university  
6 president prior to carrying the concealed handgun into or upon the  
7 property of the public college or university. Nothing contained in  
8 this subsection shall be construed to limit authority of any public  
9 college or university in this state from establishing a policy or  
10 rule that restricts or prohibits persons who have a concealed  
11 handgun license from carrying a concealed handgun into any access-  
12 controlled event where all persons entering the event are subject to  
13 security checkpoint screenings by immediately available security  
14 personnel.

15 F. The provisions of this section shall not apply to any peace  
16 officer or to any person authorized by law to carry a pistol in the  
17 course of employment. District judges, associate district judges  
18 and special district judges, who are in possession of a valid  
19 concealed handgun license issued pursuant to the provisions of the  
20 Oklahoma Self-Defense Act and whose names appear on a list  
21 maintained by the Administrative Director of the Courts, shall be  
22 exempt from this section when acting in the course and scope of  
23 employment within the courthouses of this state. Private

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1 | investigators with a firearms authorization shall be exempt from  
2 | this section when acting in the course and scope of employment.

3 | SECTION 2. This act shall become effective November 1, 2008.

4 | Passed the House of Representatives the 13th day of March, 2008.

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7 | \_\_\_\_\_  
8 | Presiding Officer of the House of  
9 | Representatives

9 | Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2008.

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13 | Presiding Officer of the Senate

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