

1 ENGROSSED SENATE
2 BILL NO. 1123

By: Sykes of the Senate

3 and

4 Thompson of the House

5
6
7 [torts - limiting liability - specified activities -
8 codification -

9 effective date]

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 50.6 of Title 76, unless there
14 is created a duplication in numbering, reads as follows:

15 A. Except as provided in subsection B of this section, an
16 owner, employee, participant, member or customer of a gun range, gun
17 shop or gun club, who is acting in good faith and pursuant to the
18 standards of the firearm industry shall not be liable for injuries
19 to any person engaged in firearm activities on the premises of such
20 range, shop or club when such injuries result from the inherent
21 risks of such activities.

22 B. 1. The provisions of this section shall not apply to
23 employees in the performance of their duties who are covered by or

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1 subject to the provisions of the workers' compensation laws of Title
2 85 of the Oklahoma Statutes.

3 2. Nothing in subsection A of this section shall prevent or
4 limit the liability of an owner, employee, participant, member or
5 customer, if such person:

6 a. commits an act or omission that constitutes willful or
7 wanton disregard for the safety of any person engaged
8 in firearm activities, and that act or omission caused
9 the injury, or

10 b. intentionally injures a person engaged in firearm
11 activities.

12 C. An owner or employee of a gun range, gun shop or gun club
13 shall not be held vicariously liable for the acts or omission of a
14 participant, member or customer.

15 SECTION 2. This act shall become effective November 1, 2009.
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1 Passed the Senate the 9th day of March, 2009.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2009.

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9 Presiding Officer of the House
10 of Representatives