

THE HOUSE OF REPRESENTATIVES
Monday, February 15, 2010

Committee Substitute for
House Bill No. 2735

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2735 - By: ROUSSELOT of the House and GARRISON of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1272, as last amended by Section 1, Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2009, Section 1272), which relates to the unlawful carrying of certain weapons; providing an exception to certain prohibited act; and providing an effective date.

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

1 SECTION 1. AMENDATORY 21 O.S. 2001, Section 1272, as last amended by
2 Section 1, Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2009, Section 1272), is amended to
3 read as follows:

4 Section 1272.

5 UNLAWFUL CARRY

6 A. It shall be unlawful for any person to carry upon or about his or her person, or in
7 a purse or other container belonging to the person, any pistol, revolver, shotgun or rifle
8 whether loaded or unloaded or any dagger, bowie knife, dirk knife, switchblade knife,
9 spring-type knife, sword cane, knife having a blade which opens automatically by hand
10 pressure applied to a button, spring, or other device in the handle of the knife, blackjack,

1 loaded cane, billy, hand chain, metal knuckles, or any other offensive weapon, whether
2 such weapon be concealed or unconcealed, except this section shall not prohibit:

3 1. The proper use of guns and knives for hunting, fishing, educational or
4 recreational purposes;

5 2. The carrying or use of weapons in a manner otherwise permitted by statute or
6 authorized by the Oklahoma Self-Defense Act;

7 3. The carrying, possession and use of any weapon by a peace officer or other
8 person authorized by law to carry a weapon in the performance of official duties and in
9 compliance with the rules of the employing agency;

10 4. The carrying or use of weapons in a courthouse by a district judge, associate
11 district judge or special district judge within this state, who is in possession of a valid
12 concealed handgun license issued pursuant to the provisions of the Oklahoma Self-
13 Defense Act and whose name appears on a list maintained by the Administrative
14 Director of the Courts; ~~or~~

15 5. The carrying and use of firearms and other weapons provided in this subsection
16 when used for the purpose of living history reenactment. For purposes of this paragraph,
17 “living history reenactment” means depiction of historical characters, scenes, historical
18 life or events for entertainment, education, or historical documentation through the
19 wearing or use of period, historical, antique or vintage clothing, accessories, firearms,
20 weapons, and other implements of the historical period; or

21 6. The carrying, possession and use of any knife listed in this subsection, concealed
22 or unconcealed, by a person who is in possession of a valid concealed handgun license

1 issued pursuant to the provisions of the Oklahoma Self-Defense Act. Provided, the
2 person shall be subject to all regulations and restrictions applicable to the carrying,
3 possession and use of a concealed handgun pursuant to the provisions of the Oklahoma
4 Self-Defense Act.

5 B. Any person convicted of violating the foregoing provision shall be guilty of a
6 misdemeanor punishable as provided in Section 1276 of this title.

7 SECTION 2. This act shall become effective November 1, 2010.

8 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02-11-10 - DO
9 PASS, As Amended and Coauthored.