

BILL SUMMARY
2nd Session of the 52nd Legislature

Bill No.:	HB2538
Version:	Committee Substitute
Author:	Representative Smithson
Date:	2/25/2010
Impact:	\$0

Bill Summary

Research Analyst: Brad Wolgamott

The Committee Substitute to HB 2538 consolidates the two existing statutes related to the transportation of a firearm in a motor vehicle into one statute. The measure also expands the rights of Self-Defense Act carry concealed permit holders to transport loaded firearms open or concealed in a motor vehicle. Additionally, the bill gives greater discretion to the Oklahoma State Bureau of Investigation regarding the acceptance of Self-Defense Act permits.

Section 1 of the Committee Substitute:

- a. Establishes the conditions under which any person can transport an unload firearm;
- b. Establishes the conditions under which a clip or magazine loaded firearm may be transported; (this language is moved here from Title 21-1289.13) and
- c. Establishes the conditions under which a Self-Defense Act concealed carry permit holder may transport a firearm.

Section 2 of the Committee Substitute gives the Oklahoma State Bureau of Investigation greater latitude regarding the acceptance of a Self-Defense Act carry concealed permit application.

Section 3 of the Committee Substitute establishes that a firearm license issued from another state shall cease to be valid in Oklahoma once the person has established residency and has been issued an Oklahoma Self-Defense Act concealed handgun license.

Section 4 of the bill repeals Title 21, Section 1289.13 which deals with the transporting of firearms in a motor vehicle. The language and intent of Title 21, Section 1289.13 has been adopted into Section 1 of this bill.

Fiscal Summary

Fiscal Analyst: Marilyn Anderson

The committee substitute for HB2538 clarifies circumstances in which firearms may be transported in vehicles; authorizes persons licensed pursuant to the Oklahoma Self-Defense Act to carry a concealed handgun to transport a rifle, shotgun or pistol that is open and loaded at any time; provides an exception to the mandatory preclusions for obtaining a handgun license; and requires persons having a valid firearm license from another state to apply for a concealed handgun license in this state within one year after establishing residence.

Fiscal Analysis

HB2538 in its current form has no significant fiscal impact.

Long Term Fiscal Considerations

None

Fiscal Analysis Reviewed By:

Janice Buchanan

House Fiscal Director