

1 ENGROSSED SENATE  
2 BILL NO. 1548

By: Shortey of the Senate

3 and

4 Cockroft of the House

5  
6 [ Oklahoma Self-Defense Act - safety and training  
7 courses - deleting fee - effective date ]  
8

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

10 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1290.14, is  
11 amended to read as follows:

12 Section 1290.14.

13 SAFETY AND TRAINING COURSE

14 A. Each applicant for a license to carry a concealed handgun  
15 pursuant to the Oklahoma Self-Defense Act must successfully complete  
16 a firearms safety and training course in this state conducted by a  
17 registered and approved firearms instructor as provided by the  
18 provisions of this section. The applicant must further demonstrate  
19 competence and qualification with an authorized pistol of the type  
20 or types that the applicant desires to carry as a concealed handgun  
21 pursuant to the provisions of the Oklahoma Self-Defense Act, except  
22 certain persons may be exempt from such training requirement as  
23 provided by the provisions of Section 1290.15 of this title.  
24

1 B. The Council on Law Enforcement Education and Training  
2 (CLEET) shall establish criteria for approving firearms instructors  
3 for purposes of training and qualifying individuals for a concealed  
4 handgun license pursuant to the provisions of the Oklahoma Self-  
5 Defense Act. Prior to submitting an application for CLEET approval  
6 as a firearms instructor, applicants shall attend a firearms  
7 instructor school, meeting the following minimum requirements:

8 1. Firearms instructor training conducted by one of the  
9 following entities:

- 10 a. Council on Law Enforcement Education and Training,
- 11 b. National Rifle Association,
- 12 c. Oklahoma Rifle Association,
- 13 d. federal law enforcement agencies, or
- 14 e. other professionally recognized organizations;

15 2. The course shall be at least sixteen (16) hours in length;

16 3. Upon completion of the course, the applicant shall be  
17 qualified to provide instruction on revolvers, semiautomatic  
18 pistols, or both; and

19 4. Receive a course completion certificate.

20 All firearms instructors shall be required to meet the eligibility  
21 requirements for a concealed handgun license as provided in Sections  
22 1290.9, 1290.10, and 1290.11 of this title, and the application  
23 shall be processed as provided for applicants in Section 1290.12 of  
24 this title, including the state and national criminal history

1 records search and fingerprint search; provided, any retired state,  
2 county or municipal peace officer or any retired federal law  
3 enforcement officer in possession of an identification card issued  
4 by the Council on Law Enforcement Education and Training (CLEET)  
5 authorizing the carrying of a concealed pistol pursuant to Section  
6 1289.8 of Title 21 of the Oklahoma Statutes shall not be required to  
7 obtain a concealed handgun license in order to be a firearms  
8 instructor. A firearms instructor shall be required to pay a fee of  
9 One Hundred Dollars (\$100.00) to the Council on Law Enforcement  
10 Education and Training (CLEET) each time the person makes  
11 application for CLEET approval as a firearms instructor pursuant to  
12 the provisions of the Oklahoma Self-Defense Act. The fee shall be  
13 retained by CLEET and shall be deposited into the Firearms  
14 Instructors Revolving Fund. CLEET shall promulgate the rules, forms  
15 and procedures necessary to implement the approval of firearms  
16 instructors as authorized by the provisions of this subsection.  
17 CLEET shall periodically review each approved instructor during a  
18 training and qualification course to assure compliance with the  
19 rules and course contents. Any violation of the rules may result in  
20 the revocation or suspension of CLEET and Oklahoma State Bureau of  
21 Investigation approval. Unless the approval has been revoked or  
22 suspended, a firearms instructor's CLEET approval shall be for a  
23 term of five (5) years. Beginning on ~~the effective date of this act~~  
24 July 1, 2003, any firearms instructor who has been issued a four-

1 year CLEET approval shall not be eligible for the five-year approval  
2 until the expiration of the approval previously issued. CLEET shall  
3 be responsible for notifying all approved firearms instructors of  
4 statutory and policy changes related to the Oklahoma Self-Defense  
5 Act.

6 C. 1. All firearms instructors approved by CLEET to train and  
7 qualify individuals for a concealed handgun license shall be  
8 required to apply for registration with the Oklahoma State Bureau of  
9 Investigation after receiving CLEET approval. All firearms  
10 instructors teaching the approved course for a concealed handgun  
11 license must display their registration certificate during each  
12 training and qualification course. Each approved firearms  
13 instructor shall complete a registration form provided by the Bureau  
14 and shall pay a registration fee of One Hundred Dollars (\$100.00) to  
15 the Bureau at the time of each application for registration, except  
16 as provided in paragraph 2 of this subsection. Registration  
17 certificates issued by the Bureau shall be valid for five (5) years  
18 from the date of issuance. The Bureau shall issue a five-year  
19 handgun license to an approved firearms instructor at the time of  
20 issuance of a registration certificate and no additional fee shall  
21 be required or charged. The Bureau shall maintain a current listing  
22 of all registered firearms instructors in this state. Nothing in  
23 this paragraph shall be construed to eliminate the requirement for  
24 registration and training with CLEET as provided in subsection B of

1 this section. Failure to register or be trained as required shall  
2 result in a revocation or suspension of the instructor certificate  
3 by the Bureau; provided, any retired state, county or municipal  
4 peace officer or any retired federal law enforcement officer in  
5 possession of an identification card issued by the Council on Law  
6 Enforcement Education and Training (CLEET) authorizing the carrying  
7 of a concealed pistol pursuant to Section 1289.8 of Title 21 of the  
8 Oklahoma Statutes shall not be subject to the fee for the  
9 registration as an approved instructor. Such individuals electing  
10 not to pay the fee shall not be issued a handgun license as set  
11 forth herein.

12 2. On ~~the effective date of this act~~ July 1, 2003, the  
13 registered instructors listed in subparagraphs a and b of this  
14 paragraph shall not be required to renew the firearms instructor  
15 registration certificate with the Oklahoma State Bureau of  
16 Investigation at the expiration of the registration term, provided  
17 the instructor is not subject to any suspension or revocation of the  
18 firearm instructor certificate. The firearms instructor  
19 registration with the Oklahoma State Bureau of Investigation shall  
20 automatically renew together with the handgun license authorized in  
21 paragraph 1 of this subsection for an additional five-year term and  
22 no additional cost or fee may be charged for the following  
23 individuals:

24

1 a. an active duty law enforcement officer of this state  
2 or any of its political subdivisions or of the federal  
3 government who has a valid CLEET approval as a  
4 firearms instructor pursuant to the Oklahoma Self-  
5 Defense Act, and

6 b. a retired law enforcement officer authorized to carry  
7 a firearm pursuant to Section 1289.8 of this title who  
8 has a valid CLEET approval as a firearms instructor  
9 pursuant to the Oklahoma Self-Defense Act.

10 D. The Oklahoma State Bureau of Investigation shall approve  
11 registration for a firearms instructor applicant who is in full  
12 compliance with CLEET rules regarding firearms instructors and the  
13 provisions of subsection B of this section, if completion of the  
14 federal fingerprint search is the only reason for delay of  
15 registration of that firearms instructor applicant. Upon receipt of  
16 the federal fingerprint search information, if the Bureau receives  
17 information which precludes the person from having a concealed  
18 handgun license, the Bureau shall revoke both the registration and  
19 the concealed handgun license previously issued to the firearms  
20 instructor.

21 E. The required firearms safety and training course and the  
22 actual demonstration of competency and qualification required of the  
23 applicant shall be designed and conducted in such a manner that the  
24 course can be reasonably completed by the applicant within an eight-

1 hour period. CLEET shall establish the course content and  
2 promulgate rules, procedures and forms necessary to implement the  
3 provisions of this subsection. ~~For the training and qualification~~  
4 ~~course, an applicant may be charged a fee not to exceed Sixty~~  
5 ~~Dollars (\$60.00).~~ The instructor to student ratio shall not exceed  
6 ten students to any one instructor. CLEET may establish criteria  
7 for assistant instructors, maximum class size and any other  
8 requirements deemed necessary to conduct a safe and effective  
9 training and qualification course. The course content shall include  
10 a safety inspection of the firearm to be used by the applicant in  
11 the training course; instruction on pistol handling, safety and  
12 storage; dynamics of ammunition and firing; methods or positions for  
13 firing a pistol; information about the criminal provisions of the  
14 Oklahoma law relating to firearms; the requirements of the Oklahoma  
15 Self-Defense Act as it relates to the applicant; self-defense and  
16 the use of appropriate force; a practice shooting session; and a  
17 familiarization course. The firearms instructor shall refuse to  
18 train or qualify any person when the pistol to be used or carried by  
19 the person is either deemed unsafe or unfit for firing or is a  
20 weapon not authorized by the Oklahoma Self-Defense Act. The course  
21 shall provide an opportunity for the applicant to qualify himself or  
22 herself on either a derringer, a revolver, a semiautomatic pistol or  
23 any combination of a derringer, a revolver and a semiautomatic  
24 pistol, provided no pistol shall be capable of firing larger than

1 .45 caliber ammunition. Any applicant who successfully trains and  
2 qualifies himself or herself with a semiautomatic pistol may be  
3 approved by the firearms instructor on the training certificate for  
4 a semiautomatic pistol, a revolver and a derringer upon request of  
5 the applicant. Any person who qualifies on a derringer or revolver  
6 shall not be eligible for a semiautomatic rating until the person  
7 has demonstrated competence and qualifications on a semiautomatic  
8 pistol. Upon successful completion of the training and  
9 qualification course, a certificate shall be issued to each  
10 applicant who successfully completes the course. The certificate of  
11 training shall comply with the form established by CLEET and shall  
12 be submitted with an application for a concealed handgun license  
13 pursuant to the provisions of paragraph 2 of Section 1290.12 of this  
14 title.

15 F. There is hereby created a revolving fund for the Council on  
16 Law Enforcement Education and Training (CLEET), to be designated the  
17 "Firearms Instructors Revolving Fund". The fund shall be a  
18 continuing fund, not subject to fiscal year limitations, and shall  
19 consist of all funds received for approval of firearms instructors  
20 for purposes of the Oklahoma Self-Defense Act. All funds received  
21 shall be deposited to the fund. All monies accruing to the credit  
22 of said fund are hereby appropriated and may be budgeted and  
23 expended by the Council on Law Enforcement Education and Training,  
24 for implementation of the training and qualification course

1 contents, approval of firearms instructors and any other CLEET  
2 requirement pursuant to the provisions of the Oklahoma Self-Defense  
3 Act or as may otherwise be deemed appropriate by CLEET.  
4 Expenditures from said fund shall be made upon warrants issued by  
5 the State Treasurer against claims filed as prescribed by law with  
6 the Director of State Finance for approval and payment.

7 SECTION 2. This act shall become effective November 1, 2012.

8 Passed the Senate the 14th day of March, 2012.

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10 \_\_\_\_\_  
11 Presiding Officer of the Senate

12 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
13 2012.

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15 \_\_\_\_\_  
16 Presiding Officer of the House  
17 of Representatives  
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