

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 53rd Legislature (2011)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2087

By: Terrill, Murphey, Key,
Cockroft, Bennett, Shannon
and Newell

7
8
9 COMMITTEE SUBSTITUTE

10 An Act relating to crimes and punishments; amending
11 21 O.S. 2001, Section 1277, as amended by Section 2,
12 Chapter 128, O.S.L. 2007 (21 O.S. Supp. 2010, Section
13 1277), which relates to the unlawful carrying of
14 firearms; authorizing certain persons to carry
15 concealed weapons on college or university property;
16 and 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. 2010,
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

1 Oklahoma Self-Defense Act to carry any concealed handgun into any of
2 the following places:

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

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

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

12 4. Any elementary or secondary school, or technology center
13 school property;

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

15 6. Any place where pari-mutuel wagering is authorized by law;

16 and

17 7. Any other place specifically prohibited by law.

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

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

24

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

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

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

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

21 C. Any person violating the provisions of subsection A of this
22 section shall, upon conviction, be guilty of a misdemeanor
23 punishable by a fine not to exceed Two Hundred Fifty Dollars

1 (\$250.00). Any person convicted of violating the provisions of this
2 section may be liable for an administrative fine of Two Hundred
3 Fifty Dollars (\$250.00) upon a hearing and determination by the
4 Oklahoma State Bureau of Investigation that the person is in
5 violation of the provisions of this section.

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

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

18 2. Any property authorized for possession or use of handguns by
19 college or university policy; ~~and~~

20 3. Any property authorized by the written consent of the
21 college or university president, provided the written consent is
22 carried with the handgun and the valid concealed handgun license
23 while on college or university property; and

1 taking administrative action against any student for any violation
2 of any provision of this subsection.

3 E. The provisions of this section shall not apply to ~~any~~:

4 1. Any peace officer or to any person authorized by law to
5 carry a pistol in the course of employment-;

6 2. District judges, associate district judges and special
7 district judges, who are in possession of a valid concealed handgun
8 license issued pursuant to the provisions of the Oklahoma Self-
9 Defense Act ~~and~~, whose names appear on a list maintained by the
10 Administrative Director of the Courts, ~~shall be exempt from this~~
11 ~~section~~ and when acting in the course and scope of employment within
12 the courthouses of this state-; and

13 3. Private investigators with a firearms authorization ~~shall be~~
14 ~~exempt from this section~~ when acting in the course and scope of
15 employment.

16 SECTION 2. This act shall become effective November 1, 2011.

17

18 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 03-03-2011 -
19 DO PASS, As Amended and Coauthored.

20

21

22

23

24

25