

1 ENGROSSED HOUSE AMENDMENT

TO

2 ENGROSSED SENATE BILL NO. 1442

By: David of the Senate

3 and

4 Martin (Steve) of the House

5

6

7 An Act relating to carrying of firearms; amending 19  
8 O.S. 2011, Section 215.29, which relates to the  
9 carrying of firearms by district attorneys; adding  
certain persons who may carry a firearm; clarifying  
language; and providing an effective date.

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12 AUTHOR: Add the following House Coauthor: Ritze

13 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill  
14 and insert

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15 "[ firearms - carrying of firearms - clarifying

16 firearm training requirement - issuance of an

17 identification card - military veterans handgun

18 license - effective date ]

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

22 SECTION 1. AMENDATORY 19 O.S. 2011, Section 215.29, is

23 amended to read as follows:

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1 Section 215.29 A. A district attorney~~7~~ or ~~retired~~ former  
2 district attorney ~~who receives a statement from the appropriate~~  
3 ~~retirement system verifying the status of the person as a retired~~  
4 ~~district attorney,~~ may carry a firearm on his or her person anywhere  
5 in the state to use only for personal protection if the person has  
6 successfully completed ~~an approved~~ a handgun qualification course ~~of~~  
7 ~~firearm training conducted by a state-certified firearms instructor~~  
8 ~~which meets the minimum requirements for firearms training as set~~  
9 ~~forth~~ for court officials developed by the Council on Law  
10 Enforcement Education and Training. The Council on Law Enforcement  
11 Education and Training may provide for an identification card to be  
12 issued to the district attorney or former district attorney and may  
13 provide application forms. The Council on Law Enforcement Education  
14 and Training is authorized to charge a fee of One Hundred Dollars  
15 (\$100.00) for the issuance of the identification card. The fee  
16 shall be deposited to the credit of the Peace Officer Revolving Fund  
17 created pursuant to Section 3311.7 of Title 70 of the Oklahoma  
18 Statutes. If the person issued an identification card is no longer  
19 eligible, that person shall immediately return the identification  
20 card to the Council on Law Enforcement Education and Training.

21 B. At the discretion of the district attorney, the district  
22 attorney may allow an assistant district attorney to carry a firearm  
23 on his or her person anywhere in the state to use only for personal  
24 protection if the person has successfully completed ~~an approved~~ a

1 handgun qualification course of firearm training conducted by a  
2 state-certified firearms instructor which meets the minimum  
3 requirements for firearms training as set forth for court officials  
4 developed by the Council on Law Enforcement Education and Training.  
5 The Council on Law Enforcement Education and Training may provide  
6 for an identification card to be issued to the assistant district  
7 attorney and may provide application forms. The Council on Law  
8 Enforcement Education and Training is authorized to charge a fee of  
9 One Hundred Dollars (\$100.00) for the issuance of the identification  
10 card. The fee shall be deposited to the credit of the Peace Officer  
11 Revolving Fund created pursuant to Section 3311.7 of Title 70 of the  
12 Oklahoma Statutes.

13 If an assistant district attorney ends his or her employment,  
14 the assistant district attorney shall immediately return the  
15 identification card to the Council on Law Enforcement Education and  
16 Training. If the person issued an identification card is no longer  
17 eligible, that person shall immediately return the identification  
18 card to the Council on Law Enforcement Education and Training.

19 SECTION 2. AMENDATORY Section 1, Chapter 267, O.S.L.  
20 2013 (20 O.S. Supp. 2013, Section 129), is amended to read as  
21 follows:

22 Section 129. A ~~district~~ judge of the district court, municipal  
23 judge, or retired ~~district~~ judge of the district court who receives  
24 a statement from the appropriate retirement system verifying the

1 status of the person as a retired ~~district~~ judge of the district  
2 court may carry a firearm on his or her person anywhere in the state  
3 to use only for personal protection if the person has successfully  
4 completed ~~an approved~~ a handgun qualification course ~~of firearms~~  
5 ~~training conducted by a state-certified firearms instructor which~~  
6 ~~meets the minimum requirements for firearms training as set forth~~  
7 for court officials developed by the Council on Law Enforcement  
8 Education and Training. The Council on Law Enforcement Education  
9 and Training may provide for an identification card to be issued to  
10 the judge of the district court, retired judge of the district  
11 court, or municipal judge and may provide application forms. The  
12 Council on Law Enforcement Education and Training is authorized to  
13 charge a fee of One Hundred Dollars (\$100.00) for the issuance of  
14 the identification card. The fee shall be deposited to the credit  
15 of the Peace Officer Revolving Fund created pursuant to Section  
16 3311.7 of Title 70 of the Oklahoma Statutes. If the person issued  
17 an identification card is no longer eligible, that person shall  
18 immediately return the identification card to the Council on Law  
19 Enforcement Education and Training.

20 SECTION 3. AMENDATORY 21 O.S. 2011, Section 1289.29, is  
21 amended to read as follows:

22 Section 1289.29 Any United States Attorney or Assistant United  
23 States Attorney may carry a firearm on his or her person anywhere in  
24 the State of Oklahoma if the person has successfully completed ~~an~~

1 ~~approved a handgun qualification course of firearm training~~  
2 ~~conducted by a certified firearms instructor which is equal to the~~  
3 ~~minimum requirements for firearms training as set forth for court~~  
4 ~~officials developed~~ by the Council on Law Enforcement Education and  
5 Training. The Council on Law Enforcement Education and Training may  
6 provide for an identification card to be issued to the United States  
7 Attorney or Assistant United States Attorney and may provide  
8 application forms. The Council on Law Enforcement Education and  
9 Training is authorized to charge a fee of One Hundred Dollars  
10 (\$100.00) for the issuance of the identification card. The fee  
11 shall be deposited to the credit of the Peace Officer Revolving Fund  
12 created pursuant to Section 3311.7 of Title 70 of the Oklahoma  
13 Statutes. If the person issued an identification card is no longer  
14 eligible, that person shall immediately return the identification  
15 card to the Council on Law Enforcement Education and Training.

16 SECTION 4. AMENDATORY Section 2, Chapter 315, O.S.L.  
17 2013 (70 O.S. Supp. 2013, Section 3311.14), is amended to read as  
18 follows:

19 Section 3311.14 Upon completion of ~~an approved a handgun~~  
20 ~~qualification course of firearm training conducted by a certified~~  
21 ~~firearms instructor which is equal to the minimum requirements for~~  
22 ~~firearms training as set forth for court officials developed~~ by the  
23 Council on Law Enforcement Education and Training, the Attorney  
24 General and any assistant attorney general may carry a firearm on

1 his or her person anywhere in this state for personal protection  
2 only. The Council on Law Enforcement Education and Training may  
3 provide for an identification card to be issued to the Attorney  
4 General or assistant attorney general and may provide application  
5 forms. The Council on Law Enforcement Education and Training is  
6 authorized to charge a fee of One Hundred Dollars (\$100.00) for the  
7 issuance of the identification card. The fee shall be deposited to  
8 the credit of the Peace Officer Revolving Fund created pursuant to  
9 Section 3311.7 of Title 70 of the Oklahoma Statutes. If the person  
10 issued an identification card is no longer eligible, that person  
11 shall immediately return the identification card to the Council on  
12 Law Enforcement Education and Training.

13 SECTION 5. AMENDATORY 21 O.S. 2011, Section 1290.5, as  
14 last amended by Section 1 of Enrolled House Bill No. 2594 of the 2nd  
15 Session of the 54th Oklahoma Legislature, is amended to read as  
16 follows:

17 Section 1290.5

18 TERM OF LICENSE AND RENEWAL

19 A. A handgun license when issued shall authorize the person to  
20 whom the license is issued to carry a loaded or unloaded handgun,  
21 concealed or unconcealed, as authorized by the provisions of the  
22 Oklahoma Self-Defense Act, and any future modifications thereto.  
23 ~~The~~ Except as provided for in subsections D and E of this section,  
24 the license shall be valid in this state for a period of five (5) or

1 ten (10) years, unless subsequently surrendered, suspended or  
2 revoked as provided by law. The person shall have no authority to  
3 continue to carry a concealed or unconcealed handgun in this state  
4 pursuant to the Oklahoma Self-Defense Act when a license is expired  
5 or when a license has been voluntarily surrendered or suspended or  
6 revoked for any reason.

7 B. A license may be renewed any time within ninety (90) days  
8 prior to the expiration date as provided in this subsection. The  
9 Bureau shall send a renewal application to each eligible licensee  
10 with a return address requested. There shall be a thirty-day grace  
11 period on license renewals beginning on the date of expiration,  
12 thereafter the license is considered expired. However, any  
13 applicant shall have three (3) years from the expiration of the  
14 license to comply with the renewal requirements of this section.

15 1. To renew a handgun license, the licensee must first obtain a  
16 renewal form from the Oklahoma State Bureau of Investigation.

17 2. The applicant must complete the renewal form, attach two  
18 current passport size photographs of the applicant, and submit a  
19 renewal fee in the amount of Eighty-five Dollars (\$85.00) to the  
20 Bureau. The renewal fee may be paid with a nationally recognized  
21 credit card as provided in subparagraph b of paragraph 4 of  
22 subsection A of Section 1290.12 of this title, by electronic funds  
23 transfer, or by a cashier's check or money order made payable to the  
24 Oklahoma State Bureau of Investigation.

1           3. Upon receipt of the renewal application, photographs and  
2 fee, the Bureau will conduct a criminal history records name search,  
3 an investigation of medical records or other records or information  
4 deemed by the Bureau to be relevant to the renewal application. If  
5 the applicant appears not to have any prohibition to renewing the  
6 handgun license, the Bureau shall issue the renewed license for a  
7 period of five (5) or ten (10) years or for the life of the military  
8 veteran or active military duty personnel, as provided for in  
9 subsection F of this section.

10           C. Beginning November 1, 2007, any person making application  
11 for a handgun license or any licensee seeking to renew a handgun  
12 license shall have the option to request that said license be valid  
13 for a period of ten (10) years. The fee for any handgun license  
14 issued for a period of ten (10) years shall be double the amount of  
15 the fee provided for in paragraph 4 of subsection A of Section  
16 1290.12 of this title. The renewal fee for a handgun license issued  
17 for a period of ten (10) years shall be double the amount of the fee  
18 provided for in paragraph 2 of subsection B of this section.

19           D. Any person who is a military veteran and is making  
20 application for a handgun license shall have the option to request  
21 that said license be valid for the life of the military veteran.  
22 The fee for a handgun license issued for the life of the military  
23 veteran shall be One Hundred Twenty-five Dollars (\$125.00).

1       E. Any person who is on active military duty, National Guard  
2 duty or regular military reserve duty and is making application for  
3 a handgun license shall have the option to request that said license  
4 be valid for the life of the person. There shall be no fee assessed  
5 when issuing a handgun license to a person who is deemed active-duty  
6 military personnel.

7       F. Upon completing a renewal application and submitting a  
8 renewal fee of Twenty-five Dollars (\$25.00), a military veteran with  
9 a handgun license issued prior to November 1, 2014, shall have the  
10 license renewed for the life of the person. Upon completing a  
11 renewal application, a person on active military duty, National  
12 Guard duty or regular military reserve duty with a handgun license  
13 issued prior to November 1, 2014, shall have the license renewed for  
14 the life of the person. There shall be no renewal fee assessed when  
15 issuing the renewal license to a person who is deemed active-duty  
16 military personnel. The Bureau may promulgate rules necessary to  
17 implement the provisions of subsections D, E and F of this section.

18       G. As used in this section, "military veteran" shall mean any  
19 person who has been honorably discharged from active military duty,  
20 National Guard duty or the military reserves.

21       SECTION 6. This act shall become effective November 1, 2014."  
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1 ENGROSSED SENATE  
2 BILL NO. 1442

By: David of the Senate

3 and

4 Martin (Steve) of the House

5  
6 An Act relating to carrying of firearms; amending 19  
7 O.S. 2011, Section 215.29, which relates to the  
8 carrying of firearms by district attorneys; adding  
9 certain persons who may carry a firearm; clarifying  
10 language; and providing an effective date.

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

12 SECTION 7. AMENDATORY 19 O.S. 2011, Section 215.29, is  
13 amended to read as follows:

14 Section 215.29. A. A district attorney, ~~or~~ a retired district  
15 attorney who receives a statement from the appropriate retirement  
16 system verifying the status of the person as a retired district  
17 attorney, or a district attorney who does not seek reelection or has  
18 been defeated in a reelection vote may carry a firearm on his or her  
19 person anywhere in the state to use only for personal protection if  
20 the person has successfully completed an approved course of ~~firearm~~  
21 firearms training conducted by a state-certified firearms instructor  
22 which meets the minimum requirements for firearms training as set  
23 forth by the Council on Law Enforcement Education and Training.

1 B. ~~At the discretion of the district attorney, the~~ The district  
2 attorney may allow an assistant district attorney to carry a firearm  
3 on his or her person anywhere in the state to use only for personal  
4 protection if the person has successfully completed an approved  
5 course of ~~firearm~~ firearms training conducted by a state-certified  
6 firearms instructor which meets the minimum requirements for  
7 firearms training as set forth by the Council on Law Enforcement  
8 Education and Training.

9 SECTION 8. This act shall become effective November 1, 2014.  
10 Passed the Senate the 11th day of March, 2014.

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12 \_\_\_\_\_  
13 Presiding Officer of the Senate

14 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
15 2014.

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17 \_\_\_\_\_  
18 Presiding Officer of the House  
19 of Representatives  
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