

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1607

By: McPeak

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5
6 AS INTRODUCED

7 An Act relating to crimes and punishments; creating
8 the Little League Protection Act; amending 21 O.S.
9 2011, Section 1277, as amended by Section 6, Chapter
10 259, O.S.L. 2012 (21 O.S. Supp. 2012, Section 1277),
11 which relates to unlawful carrying of firearms;
12 prohibiting the carrying of firearms on certain
13 property; providing for noncodification; and
14 providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law not to be
17 codified in the Oklahoma Statutes reads as follows:

18 This act shall be known and may be cited as the "Little League
19 Protection Act".

20 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1277, as
21 amended by Section 6, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2012,
22 Section 1277), is amended to read as follows:

23 Section 1277.

24 UNLAWFUL CARRY IN CERTAIN PLACES

1 A. It shall be unlawful for any person in possession of a valid
2 handgun license issued pursuant to the provisions of the Oklahoma
3 Self-Defense Act to carry any concealed or unconcealed handgun into
4 any of the following places:

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

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

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

14 4. Any elementary or secondary school;

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

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

17 and

18 7. Any park, recreational area or other facility where a youth
19 sports activity is taking place; and

20 8. Any other place specifically prohibited by law.

21 B. For purposes of paragraphs 1, 2, 3, 5 ~~and~~, 6 and 7 of
22 subsection A of this section, the prohibited place does not include
23 and specifically excludes the following property:

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

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

9 3. Any property adjacent to a structure, building, or office
10 space in which concealed or unconcealed weapons are prohibited by
11 the provisions of this section; and

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

19 Nothing contained in any provision of this subsection shall be
20 construed to authorize or allow any person in control of any place
21 described in paragraph 1, 2, 3, 5 ~~or~~, 6 or 7 of subsection A of this
22 section to establish any policy or rule that has the effect of
23 prohibiting any person in lawful possession of a handgun license
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1 from possession of a handgun allowable under such license in places
2 described in paragraph 1, 2, 3 or 4 of this subsection.

3 C. Any person violating the provisions of subsection A of this
4 section shall, upon conviction, be guilty of a misdemeanor
5 punishable by a fine not to exceed Two Hundred Fifty Dollars
6 (\$250.00). Any person convicted of violating the provisions of
7 subsection A of this section may be liable for an administrative
8 fine of Two Hundred Fifty Dollars (\$250.00) upon a hearing and
9 determination by the Oklahoma State Bureau of Investigation that the
10 person is in violation of the provisions of subsection A of this
11 section.

12 D. No person in possession of a valid handgun license issued
13 pursuant to the provisions of the Oklahoma Self-Defense Act shall be
14 authorized to carry the handgun into or upon any college,
15 university, or technology center school property, except as provided
16 in this subsection. For purposes of this subsection, the following
17 property shall not be construed as prohibited for persons having a
18 valid handgun license:

19 1. Any property set aside for the use or parking of any
20 vehicle, whether attended or unattended, provided the handgun is
21 carried or stored as required by law and the handgun is not removed
22 from the vehicle without the prior consent of the college or
23 university president or technology center school administrator while
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1 the vehicle is on any college, university, or technology center
2 school property;

3 2. Any property authorized for possession or use of handguns by
4 college, university, or technology center school policy; and

5 3. Any property authorized by the written consent of the
6 college or university president or technology center school
7 administrator, provided the written consent is carried with the
8 handgun and the valid handgun license while on college, university,
9 or technology center school property.

10 The college, university, or technology center school may notify
11 the Oklahoma State Bureau of Investigation within ten (10) days of a
12 violation of any provision of this subsection by a licensee. Upon
13 receipt of a written notification of violation, the Bureau shall
14 give a reasonable notice to the licensee and hold a hearing. At the
15 hearing upon a determination that the licensee has violated any
16 provision of this subsection, the licensee may be subject to an
17 administrative fine of Two Hundred Fifty Dollars (\$250.00) and may
18 have the handgun license suspended for three (3) months.

19 Nothing contained in any provision of this subsection shall be
20 construed to authorize or allow any college, university, or
21 technology center school to establish any policy or rule that has
22 the effect of prohibiting any person in lawful possession of a
23 handgun license from possession of a handgun allowable under such
24 license in places described in paragraphs 1, 2 and 3 of this

1 subsection. Nothing contained in any provision of this subsection
2 shall be construed to limit the authority of any college or
3 university in this state from taking administrative action against
4 any student for any violation of any provision of this subsection.

5 E. The provisions of this section shall not apply to any peace
6 officer or to any person authorized by law to carry a pistol in the
7 course of employment. District judges, associate district judges
8 and special district judges, who are in possession of a valid
9 handgun license issued pursuant to the provisions of the Oklahoma
10 Self-Defense Act and whose names appear on a list maintained by the
11 Administrative Director of the Courts, shall be exempt from this
12 section when acting in the course and scope of employment within the
13 courthouses of this state. Private investigators with a firearms
14 authorization shall be exempt from this section when acting in the
15 course and scope of employment.

16 SECTION 3. This act shall become effective November 1, 2013.

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