

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2614 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Steve Martin

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 2614

By: Martin (Steve)

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to firearms; amending 19 O.S. 2011, Section 215.29, which relates to the carrying of firearms by district attorneys; clarifying firearm training requirement; amending Section 1, Chapter 267, O.S.L. 2013 (20 O.S. Supp. 2013, Section 129), which relates to the carrying of firearms by judges; clarifying firearm training requirement; amending 21 O.S. 2011, Section 1273, as amended by Section 4, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013, Section 1273), which relates to the possession of firearms by minors; expanding scope of certain exceptions; amending 21 O.S. 2011, Section 1289.29, which relates to the carrying of firearms by United States Attorneys; clarifying firearm training requirement; amending Section 2, Chapter 315, O.S.L. 2013 (70 O.S. Supp. 2013, Section 3311.14), which relates to the carrying of firearms by the Attorney General; clarifying firearm training requirement; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 215.29, is amended to read as follows:

1 Section 215.29 A. A district attorney, or retired district
2 attorney who receives a statement from the appropriate retirement
3 system verifying the status of the person as a retired district
4 attorney, may carry a firearm on his or her person anywhere in the
5 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 administered by the Council on Law
10 Enforcement Education and Training.

11 B. At the discretion of the district attorney, the district
12 attorney may allow an assistant district attorney to carry a firearm
13 on his or her person anywhere in the state to use only for personal
14 protection if the person has successfully completed ~~an approved~~ a
15 handgun qualification course ~~of firearm training conducted by a~~
16 ~~state-certified firearms instructor which meets the minimum~~
17 ~~requirements for firearms training as set forth~~ for court officials
18 administered by the Council on Law Enforcement Education and
19 Training.

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

23 Section 129. A district judge, municipal judge, or retired
24 district judge who receives a statement from the appropriate

1 retirement system verifying the status of the person as a retired
2 district judge may carry a firearm on his or her person anywhere in
3 the state to use only for personal protection if the person has
4 successfully completed ~~an approved~~ a handgun qualification course ~~of~~
5 ~~firearms training conducted by a state-certified firearms instructor~~
6 ~~which meets the minimum requirements for firearms training as set~~
7 ~~forth~~ for court officials administered by the Council on Law
8 Enforcement Education and Training.

9 SECTION 3. AMENDATORY 21 O.S. 2011, Section 1273, as
10 amended by Section 4, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013,
11 Section 1273), is amended to read as follows:

12 Section 1273.

13 ALLOWING MINORS TO POSSESS FIREARMS

14 A. It shall be unlawful for any person within this state to
15 sell or give to any child, or authorize any child to use, any of the
16 arms or weapons designated in Section 1272 of this title; provided,
17 the provisions of this section shall not prohibit a parent from
18 ~~giving~~ authorizing his or her child to use a pistol, revolver, rifle
19 or shotgun for participation in hunting animals or fowl, hunter
20 safety classes, firearm safety classes, target shooting, skeet, trap
21 or other recognized sporting events, except as provided in
22 subsection B of this section.

23 B. It shall be unlawful for any parent or guardian to
24 intentionally, knowingly, or recklessly permit his or her child to

1 possess any of the arms or weapons designated in Section 1272 of
2 this title, including any pistol, revolver, rifle or shotgun, if
3 such parent is aware of a substantial risk that the child will use
4 the weapon to commit a criminal offense or if the child has either
5 been adjudicated a delinquent or has been convicted as an adult for
6 any criminal offense.

7 C. It shall be unlawful for any child to possess any of the
8 arms or weapons designated in Section 1272 of this title, except
9 pistols, revolvers, rifles or shotguns used for participation in
10 hunting animals or fowl, hunter safety classes, firearm safety
11 classes, target shooting, skeet, trap or other recognized sporting
12 event. Provided, the possession of pistols, revolvers, rifles or
13 shotguns authorized by this section shall not authorize the
14 possession of such weapons by any person who is subject to the
15 provisions of Section 1283 of this title.

16 D. Any person violating the provisions of this section shall,
17 upon conviction, be punished as provided in Section 1276 of this
18 title, and, any child violating the provisions of this section shall
19 be subject to adjudication as a delinquent. In addition, any person
20 violating the provisions of this section shall be liable for civil
21 damages for any injury or death to any person and for any damage to
22 property resulting from any discharge of a firearm or use of any
23 other weapon as provided in Section 10 of Title 23 of the Oklahoma
24 Statutes. Any person convicted of violating the provisions of this

1 section after having been issued a handgun license pursuant to the
2 provisions of the Oklahoma Self-Defense Act may be liable for an
3 administrative violation as provided in Section 1276 of this title.

4 E. As used in this section, "child" means a person under
5 eighteen (18) years of age.

6 SECTION 4. AMENDATORY 21 O.S. 2011, Section 1289.29, is
7 amended to read as follows:

8 Section 1289.29 Any United States Attorney or Assistant United
9 States Attorney may carry a firearm on his or her person anywhere in
10 the State of Oklahoma if the person has successfully completed ~~an~~
11 ~~approved~~ a handgun qualification ~~course of firearm training~~
12 ~~conducted by a certified firearms instructor which is equal to the~~
13 ~~minimum requirements for firearms training as set forth~~ for court
14 officials administered by the Council on Law Enforcement Education
15 and Training.

16 SECTION 5. 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 administered by
23 the 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.

3 SECTION 6. This act shall become effective November 1, 2014.

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5 54-2-9832 GRS 01/27/14

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