

1 ENGROSSED HOUSE
2 BILL NO. 2614

By: Martin (Steve) of the House

3 and

4 Treat of the Senate

5
6
7 An Act relating to firearms; amending 19 O.S. 2011,
8 Section 215.29, which relates to the carrying of
9 firearms by district attorneys; clarifying firearm
10 training requirement; providing for the issuance of
11 an identification card; amending Section 1, Chapter
12 267, O.S.L. 2013 (20 O.S. Supp. 2013, Section 129),
13 which relates to the carrying of firearms by judges;
14 clarifying firearm training requirement; providing
15 for the issuance of an identification card; amending
16 21 O.S. 2011, Section 1273, as amended by Section 4,
17 Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013, Section
18 1273), which relates to the possession of firearms by
19 minors; expanding scope of certain exceptions;
20 amending 21 O.S. 2011, Section 1289.29, which relates
21 to the carrying of firearms by United States
22 Attorneys; clarifying firearm training requirement;
23 providing for the issuance of an identification card;
24 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; providing
for the issuance of an identification card; 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~~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 for application forms. If the person issued an
14 identification card is no longer eligible, that person shall
15 immediately return the identification card to the Council on Law
16 Enforcement Education and Training.

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

1 The Council on Law Enforcement Education and Training may provide
2 for an identification card to be issued to the assistant district
3 attorney and may provide for application forms.

4 If an assistant district attorney ends his or her employment,
5 the assistant district attorney shall immediately return the
6 identification card to the Council on Law Enforcement Education and
7 Training. If the person issued an identification card is no longer
8 eligible, that person shall immediately return the identification
9 card to the Council on Law Enforcement Education and Training.

10 SECTION 2. AMENDATORY Section 1, Chapter 267, O.S.L.
11 2013 (20 O.S. Supp. 2013, Section 129), is amended to read as
12 follows:

13 Section 129. A ~~district~~ judge of the district court, municipal
14 judge, or retired ~~district~~ judge of the district court who receives
15 a statement from the appropriate retirement system verifying the
16 status of the person as a retired ~~district~~ judge of the district
17 court may carry a firearm on his or her person anywhere in the state
18 to use only for personal protection if the person has successfully
19 completed ~~an approved~~ a handgun qualification course ~~of firearms~~
20 ~~training conducted by a state-certified firearms instructor which~~
21 ~~meets the minimum requirements for firearms training as set forth~~
22 for court officials developed by the Council on Law Enforcement
23 Education and Training. The Council on Law Enforcement Education
24 and Training may provide for an identification card to be issued to

1 the judge of the district court, retired judge of the district
2 court, or municipal judge and may provide for application forms. If
3 the person issued an identification card is no longer eligible, that
4 person shall immediately return the identification card to the
5 Council on Law Enforcement Education and Training.

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

9 Section 1273.

10 ALLOWING MINORS TO POSSESS FIREARMS

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

20 B. It shall be unlawful for any parent or guardian to
21 intentionally, knowingly, or recklessly permit his or her child to
22 possess any of the arms or weapons designated in Section 1272 of
23 this title, including any pistol, revolver, rifle or shotgun, if
24 such parent is aware of a substantial risk that the child will use

1 the weapon to commit a criminal offense or if the child has either
2 been adjudicated a delinquent or has been convicted as an adult for
3 any criminal offense.

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

13 D. Any person violating the provisions of this section shall,
14 upon conviction, be punished as provided in Section 1276 of this
15 title, and, any child violating the provisions of this section shall
16 be subject to adjudication as a delinquent. In addition, any person
17 violating the provisions of this section shall be liable for civil
18 damages for any injury or death to any person and for any damage to
19 property resulting from any discharge of a firearm or use of any
20 other weapon as provided in Section 10 of Title 23 of the Oklahoma
21 Statutes. Any person convicted of violating the provisions of this
22 section after having been issued a handgun license pursuant to the
23 provisions of the Oklahoma Self-Defense Act may be liable for an
24 administrative violation as provided in Section 1276 of this title.

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

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

5 Section 1289.29 Any United States Attorney or Assistant United
6 States Attorney may carry a firearm on his or her person anywhere in
7 the State of Oklahoma if the person has successfully completed ~~an~~
8 approved a handgun qualification course of firearm training
9 ~~conducted by a certified firearms instructor which is equal to the~~
10 ~~minimum requirements for firearms training as set forth~~ for court
11 officials developed by the Council on Law Enforcement Education and
12 Training. The Council on Law Enforcement Education and Training may
13 provide for an identification card to be issued to the United States
14 Attorney or Assistant United States Attorney and may provide for
15 application forms. If the person issued an identification card is
16 no longer eligible, that person shall immediately return the
17 identification card to the Council on Law Enforcement Education and
18 Training.

19 SECTION 5. AMENDATORY Section 2, Chapter 315, O.S.L.
20 2013 (70 O.S. Supp. 2013, Section 3311.14), is amended to read as
21 follows:

22 Section 3311.14 Upon completion of ~~an approved a handgun~~
23 qualification course of firearm training ~~conducted by a certified~~
24 ~~firearms instructor which is equal to the minimum requirements for~~

1 ~~firearms training as set forth~~ for court officials developed by the
2 Council on Law Enforcement Education and Training, the Attorney
3 General and any assistant attorney general may carry a firearm on
4 his or her person anywhere in this state for personal protection
5 only. The Council on Law Enforcement Education and Training may
6 provide for an identification card to be issued to the Attorney
7 General or assistant attorney general and may provide for
8 application forms. If the person issued an identification card is
9 no longer eligible, that person shall immediately return the
10 identification card to the Council on Law Enforcement Education and
11 Training.

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

13 Passed the House of Representatives the 10th day of March, 2014.

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16 Presiding Officer of the House
of Representatives

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18 Passed the Senate the ____ day of _____, 2014.

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22 Presiding Officer of the Senate

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