

1 ENGROSSED HOUSE
2 BILL NO. 2691

By: Johnson, Bennett and Fisher
of the House

3 and

4 Sykes of the Senate
5
6
7

8 An Act relating to crimes and punishments; amending
9 21 O.S. 2011, Section 1290.24, as amended by Section
10 42, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013,
11 Section 1290.24), which relates to the Oklahoma Self-
Defense Act; providing immunity from civil liability
for certain persons; and providing an effective date.

12
13
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1290.24, as
16 amended by Section 42, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013,
17 Section 1290.24), is amended to read as follows:

18 Section 1290.24

19 IMMUNITY

20 A. The state, its officers, agents and employees shall be
21 immune from liability resulting or arising from:

22 1. Failure to prevent the licensing of an individual for whom
23 the receipt of the license is unlawful pursuant to the provisions of
24

1 the Oklahoma Self-Defense Act or any other provision of law of this
2 state;

3 2. Any action or misconduct with a pistol committed by a person
4 to whom a license to carry a concealed or unconcealed handgun has
5 been issued or by any person who obtains a pistol from a licensee;

6 3. Any injury to any person during a handgun training course
7 conducted by a firearms instructor certified by the Council on Law
8 Enforcement Education and Training to conduct training under the
9 Oklahoma Self-Defense Act, or injury from any misfire or malfunction
10 of any handgun on a training course firing range supervised by a
11 certified firearms instructor under the provisions of the Oklahoma
12 Self-Defense Act, or any injury resulting from carrying a concealed
13 or unconcealed handgun pursuant to a handgun license; and

14 4. Any action or finding pursuant to a hearing conducted in
15 accordance with the Administrative Procedures Act as required in the
16 Oklahoma Self-Defense Act.

17 B. Firearms instructors certified by the Council on Law
18 Enforcement Education and Training to conduct training for the
19 Oklahoma Self-Defense Act shall be immune from liability to third
20 persons resulting or arising from any claim based on an act or
21 omission of a trainee.

22 C. Except for acts of gross negligence or willful or wanton
23 misconduct, a property owner, tenant, employer or employee of a
24 private gun range or gun club shall not be liable in any civil

1 action for any injury to a person engaged in or observing firearms
2 or weapons activities on the premises of said gun range or gun club.
3 The provisions of this subsection shall not apply to claims pursuant
4 to the Workers' Compensation Code.

5 D. Except for acts of gross negligence or willful or wanton
6 misconduct, an individual private property owner, resident, tenant
7 or any other person that legally controls the property who allows a
8 person to hunt, fish, or conduct or observe other firearms or
9 weapons activity on said property, if such activity is allowed by
10 law, shall be immune from liability for injuries resulting or
11 arising from any claim against the private property owner, resident,
12 tenant or any other person who legally controls the property.

13 SECTION 2. This act shall become effective November 1, 2014.

14 Passed the House of Representatives the 11th day of March, 2014.

15
16 _____
17 Presiding Officer of the House
18 of Representatives

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

20
21 _____
22 Presiding Officer of the Senate
23
24