

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE BILL 3131

By: Cockroft

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2011, Section 1290.15, as last amended by Section 2, Chapter 86, O.S.L. 2013 (21 O.S. Supp. 2015, Section 1290.15), which relates to the Oklahoma Self-Defense Act; exempting reserve law enforcement officers from training and qualification course requirements for handgun licenses; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1290.15, as last amended by Section 2, Chapter 86, O.S.L. 2013 (21 O.S. Supp. 2015, Section 1290.15), is amended to read as follows:

Section 1290.15

PERSONS EXEMPT FROM TRAINING COURSE

A. The following individuals may be exempt from all or part of the required training and qualification course established pursuant to the provisions of Section 1290.14 of this title:

1. A firearms instructor registered with the Oklahoma State Bureau of Investigation for purposes of the Oklahoma Self-Defense Act;

1 2. An active duty or reserve law enforcement officer of this
2 state or any of its political subdivisions or of the federal
3 government;

4 3. A retired law enforcement officer authorized by this state
5 pursuant to Section 1289.8 of this title to carry a firearm;

6 4. A CLEET-certified armed security officer, armed guard,
7 correctional officer, or any other person having a CLEET
8 certification to carry a firearm in the course of their employment;

9 5. A person on active military duty, National Guard duty or
10 regular military reserve duty who is a legal resident of this state
11 and who is trained and qualified in the use of handguns;

12 6. A person honorably discharged from active military duty,
13 National Guard duty or military reserves within twenty (20) years
14 preceding the date of the application for a handgun license pursuant
15 to the provisions of the Oklahoma Self-Defense Act, who is a legal
16 resident of this state, and who has been trained and qualified in
17 the use of handguns;

18 7. A person retired as a peace officer in good standing from a
19 law enforcement agency located in another state, who is a legal
20 resident of this state, and who has received training equivalent to
21 the training required for CLEET certification in this state; and

22 8. Any person who is otherwise deemed qualified for a training
23 exemption by CLEET.
24

1 Provided, however, persons applying for an exemption pursuant to
2 paragraph 3, 4, 5, 6 or 7 of this subsection may be required to
3 successfully complete the classroom portion of the training course.
4 The fee for the classroom portion of the training course shall be
5 determined by the instructor or entity that is conducting the
6 course.

7 B. The Council on Law Enforcement Education and Training
8 (CLEET) shall establish criteria for providing proof of an
9 exemption. Before any person shall be considered exempt from all or
10 part of the required training and qualification pursuant to the
11 provisions of the Oklahoma Self-Defense Act, the person shall
12 present the required proof of exemption to a registered firearms
13 instructor. Each person determined to be exempt from training or
14 qualification as provided in this subsection shall receive an
15 exemption certificate from the registered firearms instructor. The
16 rules promulgated by CLEET to implement the provisions of this
17 section and Section 1290.14 of this title may require that a fee not
18 to exceed Five Dollars (\$5.00) be charged for processing an
19 exemption certificate. The original exemption certificate must be
20 submitted with an application for a handgun license as provided in
21 paragraph 2 of Section 1290.12 of this title. No person who is
22 determined to be exempt from training or qualification may carry a
23 concealed or unconcealed firearm pursuant to the authority of the
24 Oklahoma Self-Defense Act until issued a valid handgun license.

1 C. Nothing contained in any provision of the Oklahoma Self-
2 Defense Act shall be construed to alter, amend, or modify the
3 authority of any active duty law enforcement officer, or any person
4 certified by the Council on Law Enforcement Education and Training
5 to carry a pistol during the course of their employment, to carry
6 any pistol in any manner authorized by law or authorized by the
7 employing agency.

8 SECTION 2. This act shall become effective November 1, 2016.

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