

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 HOUSE BILL 1803

By: Roberts (Sean), Faught,
Coody, Bennett (John), Gann
and Calvey of the House

6 and

7 Dahm and Brecheen of the
Senate

10 AS INTRODUCED

11 An Act relating to crimes and punishments;
12 prohibiting expenditure of public monies for certain
13 purposes relating to the Second Amendment of the
14 United States Constitution; deeming use of public
15 property, resources, employees, networks or time as
16 use of public funds; extending prohibitions to
17 certain activity; providing penalty; providing for
18 codification; and providing an effective date.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 593 of Title 21, unless there is
21 created a duplication in numbering, reads as follows:

22 A. It shall be unlawful for any individual, state entity or
23 political subdivision of this state, or any branch, division,
24

1 foundation, contractor or affiliate of a political subdivision to
2 expend any monies, funds or resources, directly or indirectly, for:

3 1. Publicity or propaganda purposes opposing rights as stated
4 in the Second Amendment to the Constitution of the United States;

5 2. Preparation, distribution or use of any kit, pamphlet,
6 booklet, publication, electronic communication, radio, television or
7 video presentation or other audiovisual presentation or material
8 designed to defeat the enactment of:

9 a. legislation before any federal or state governmental
10 entity relating to rights as stated in the Second
11 Amendment to the Constitution of the United States, or

12 b. any proposed or pending rule, regulation,
13 administrative action or order issued by any federal
14 or state governmental entity relating to rights as
15 stated in the Second Amendment to the Constitution of
16 the United States; or

17 3. Employment or retention or use of an executive or
18 legislative lobbyist or legislative liaison, as such terms are
19 defined in the Rules of the Ethics Commission, to support or defeat
20 the enactment, repeal or amendment of any legislation, rule,
21 regulation, administrative action or order by any federal or state
22 governmental entity in opposition to rights as stated in the Second
23 Amendment to the Constitution of the United States.

1 B. No individual, state entity or political subdivision of this
2 state or any branch, division, foundation, contractor or affiliate
3 of a political subdivision shall use any monies, funds or resources,
4 directly or indirectly, to pay the salary or expenses of any public
5 employee or grant or contract recipient, or agent acting on behalf
6 of such recipient, related to any activity designed to influence the
7 enactment, repeal or amendment of legislation, an appropriation, a
8 regulation, an administrative action, rule or an executive order
9 proposed or pending before any federal or state governmental entity
10 in opposition to rights as stated in the Second Amendment to the
11 Constitution of the United States.

12 C. The use of public property, resources, employees, networks
13 or time shall be considered to be the use of funds pursuant to the
14 provisions of this section.

15 D. The prohibitions in subsections A and B of this section
16 shall include any activity to advocate or promote any proposed,
17 pending or future:

18 1. Federal or state tax, fine or fee increase relating to
19 rights as stated in the Second Amendment to the Constitution of the
20 United States; or

21 2. Requirement or restriction on any legal consumer product,
22 including its sale or marketing, relating to rights as stated in the
23 Second Amendment to the Constitution of the United States.

1 E. Any person violating the provisions of this section shall be
2 guilty of a misdemeanor and, upon conviction, shall be punished by a
3 fine of One Thousand Dollars (\$1,000.00), by imprisonment in the
4 county jail for a term of not more than one (1) year, or by both
5 such fine and imprisonment.

6 SECTION 2. This act shall become effective November 1, 2017.
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8 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 03/02/2017 -
9 DO PASS, As Coauthored.
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