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March 30, 2017

ENGROSSED HOUSE
BILL NO. 1428

By: Hilbert, McDugle, Bennett
(John), Ritze, Coody,
Montgomery, Calvey, Faught,
Gann, Downing and Roberts
(Sean) of the House

and

Smalley, Brecheen and Dahm
of the Senate

An Act relating to crimes and punishments; creating the Handgun Carry Military Age Exemption Act; amending 21 O.S. 2011, Section 1290.9, as last amended by Section 1, Chapter 85, O.S.L. 2014 (21 O.S. Supp. 2016, Section 1290.9), which relates to the Oklahoma Self-Defense Act; modifying certain eligibility requirement; providing for noncodification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law not to be
codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Handgun Carry
Military Age Exemption Act".

SECTION 2. AMENDATORY 21 O.S. 2011, Section 1290.9, as last amended by Section 1, Chapter 85, O.S.L. 2014 (21 O.S. Supp. 2016, Section 1290.9), is amended to read as follows:

1 Section 1290.9

2 ELIGIBILITY

3 The following requirements shall apply to any person making
4 application to the Oklahoma State Bureau of Investigation for a
5 handgun license pursuant to the provisions of the Oklahoma Self-
6 Defense Act. The person must:

7 1. Be a citizen of the United States;

8 2. Establish a residency in the State of Oklahoma. For
9 purposes of the Oklahoma Self-Defense Act, the term "residency"
10 shall apply to any person who either possesses a valid Oklahoma
11 driver license or state photo identification card, and physically
12 maintains a residence in this state or to any person, including the
13 spouse of such person, who has permanent military orders within this
14 state and possesses a valid driver license from another state where
15 such person and spouse of such person claim residency;

16 3. Be at least:

17 a. twenty-one (21) years of age, or

18 b. eighteen (18) years of age but not yet twenty-one (21)
19 years of age and the person is a member or veteran of
20 the United States Armed Forces, the Reserves or
21 National Guard, or the person was discharged under
22 honorable conditions from the United States Armed
23 Forces, Reserves or National Guard;
24

1 4. Complete a firearms safety and training course and
2 demonstrate competence and qualifications with the type of pistol to
3 be carried by the person as provided in Section 1290.14 of this
4 title, and submit proof of training and qualification or an
5 exemption for training and qualification as authorized by Section
6 1290.14 of this title;

7 5. Submit the required fee and complete the application process
8 as provided in Section 1290.12 of this title; and

9 6. Comply in good faith with the provisions of the Oklahoma
10 Self-Defense Act.

11 SECTION 3. This act shall become effective November 1, 2017.

12 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
13 March 30, 2017 - DO PASS
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