

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 4131

By: Roberts (Sean)

AS INTRODUCED

An Act relating to schools; amending Section 3, Chapter 310, O.S.L. 2015 (70 O.S. Supp. 2019, Section 5-149.2), which relates to handgun licenses for school personnel; requiring certain handgun policies be submitted to the State Department of Education and made available to the public; and providing an effective date.

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

SECTION 1. AMENDATORY Section 3, Chapter 310, O.S.L. 2015 (70 O.S. Supp. 2019, Section 5-149.2), is amended to read as follows:

Section 5-149.2 A. The board of education of a school district may, through a majority vote of the board, designate school personnel who have been issued a handgun license pursuant to the Oklahoma Self-Defense Act to attend an armed security guard training program, as provided for in Section 1750.5 of Title 59 of the Oklahoma Statutes, or a reserve peace officer certification program, as provided for in Section 3311 of Title 70 of the Oklahoma Statutes, provided and developed by the Council on Law Enforcement

1 Education and Training (CLEET). Nothing in this section shall be
2 construed to prohibit or limit the board of education of a school
3 district from requiring ongoing education and training.

4 B. Participation in either the armed security guard training
5 program or the reserve peace officer certification program shall be
6 voluntary and shall not in any way be considered a requirement for
7 continued employment with the school district. The board of
8 education of a school district shall have the final authority to
9 determine and designate the school personnel who will be authorized
10 to obtain and use an armed security guard license or reserve peace
11 officer certification in conjunction with their employment as school
12 personnel.

13 C. The board of education of a school district that authorizes
14 school personnel to participate in either the armed security guard
15 program or the reserve peace officer program may pay all necessary
16 training, meal and lodging expenses associated with the training.

17 D. When carrying a firearm pursuant to the provisions of this
18 act, the person shall at all times carry the firearm on his or her
19 person or the firearm shall be stored in a locked and secure
20 location.

21 E. Any school personnel who have successfully completed either
22 training and while acting in good faith shall be immune from civil
23 and criminal liability for any injury resulting from the carrying of
24 a handgun onto public school property as provided for in this act.

1 Any board of education of a school district or participating local
2 law enforcement agency shall be immune from civil and criminal
3 liability for any injury resulting from any act committed by school
4 personnel who are designated to carry a concealed handgun on public
5 school property pursuant to the provisions of this act.

6 F. In order to carry out the provisions of this section, the
7 board of education of a school district is authorized to enter into
8 a memorandum of understanding with local law enforcement entities.

9 G. Any policy adopted by the board of education of a school
10 district designating school personnel to carry a concealed handgun
11 on public school property pursuant to this section shall be
12 forwarded to the State Department of Education which shall be a
13 repository for such policies and the policy shall be made available
14 to the public.

15 SECTION 2. This act shall become effective November 1, 2020.

16
17 57-2-10531 AMM 01/08/20
18
19
20
21
22
23
24