

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1702 By: Jett

5 AS INTRODUCED

6 An Act relating to firearms; creating the Firearm
7 Preservation Act; providing short title; defining
8 terms; prohibiting law enforcement from taking
9 certain action; requiring auction of certain
10 firearms; requiring certain criminal history record
11 check; stating authorized use for certain proceeds;
12 requiring certain compliance; prohibiting certain
liability; requiring maintenance of certain records;
13 providing penalties; directing deposit of certain
fine into General Revenue Fund; providing for
codification; and providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1289.24f of Title 21, unless
17 there is created a duplication in numbering, reads as follows:

18 A. This act shall be known and may be cited as the "Firearm
19 Preservation Act".

20 B. As used in this section:

21 1. "Federal firearms license" means a license issued by the
22 United States Bureau of Alcohol, Tobacco, Firearms and Explosives
23 that authorizes an individual or entity to engage in certain
activities related to firearms;

1 2. "Firearm" means any weapon that will or is designed to expel
2 a projectile by the action of an explosive; and

3 3. "Law enforcement agency" means any state, county, municipal,
4 or other law enforcement entity in this state.

5 C. 1. A firearm obtained through a court-ordered turnover,
6 estate settlement due to death, forfeiture, or any other method of
7 acquisition by this state or any political subdivision thereof shall
8 not be destroyed or rendered permanently inoperable.

9 2. Any such firearm obtained by this state or any political
10 subdivision thereof shall be retained by the acquiring entity until
11 the firearm is lawfully disposed of pursuant to the provisions of
12 this section.

13 D. 1. A law enforcement agency shall auction firearms obtained
14 pursuant to the provisions of this section exclusively to
15 individuals who are lawfully eligible to purchase such firearms
16 under state and federal law.

17 2. An individual who purchases a handgun shall be subject to,
18 and pass, any required criminal history record check required by
19 state and federal law.

20 3. Any proceeds from an auction of firearms shall be allocated
21 to the law enforcement agency that conducted the auction for
22 operational expenses, training, or other purposes consistent with
23 state law.

1 4. A firearm shall be transferred in compliance with any
2 applicable state and federal regulations.

3 E. No law enforcement agency nor personnel thereof shall be
4 held liable in a civil or criminal proceeding for any harm, injury,
5 or death caused by the subsequent use of a firearm that was
6 auctioned to an eligible buyer pursuant to the provisions of this
7 section.

8 F. 1. Any law enforcement agency that conducts an auction
9 pursuant to the provisions of this section shall maintain records of
10 all auctioned firearms, including the firearm purchaser's federal
11 firearms license number and a record of payment.

12 2. Such records shall be retained for a period no less than
13 five (5) years and shall be subject to inspection by the Attorney
14 General.

15 G. 1. Any law enforcement agency in violation of the
16 provisions of this section shall be subject to a fine of Five
17 Hundred Dollars (\$500.00) for the first offense and a fine of One
18 Thousand Dollars (\$1,000.00) for each subsequent offense.

19 2. Any fine collected pursuant to the provisions of this
20 section shall be deposited into the General Revenue Fund.

21 SECTION 2. This act shall become effective November 1, 2026.

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