

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1741

By: Jett

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2021, Section 1289.23, which relates to concealed firearm for off-duty police officer; clarifying scope of certain carry; authorizing certain online application; removing obsolete language; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1289.23, is amended to read as follows:

Section 1289.23.

CONCEALED FIREARM FOR OFF-DUTY POLICE OFFICER

A. Notwithstanding any provision of law to the contrary, a full-time duly appointed peace officer who is certified by the Council on Law Enforcement Education and Training (CLEET), pursuant to the provisions of Section 3311 of Title 70 of the Oklahoma Statutes, is hereby authorized to carry a weapon approved by the employing agency anywhere ~~in the state of Oklahoma~~ throughout this state, both while on active duty and during periods when the officer

1 is not on active duty as provided ~~by the provisions of~~ for in  
2 subsection B of this section.

3 B. When a full-time duly appointed officer carries an approved  
4 weapon, the officer shall be wearing the law enforcement uniform  
5 prescribed by the employing agency or plainclothes. When not  
6 wearing the prescribed law enforcement uniform, the officer shall be  
7 required:

8 1. To have the official peace ~~officers~~ officer's badge,  
9 ~~Commission Card~~ commission card, and CLEET Certification Card on his  
10 or her person at all times when carrying a weapon approved by the  
11 employing agency; and

12 2. To keep the approved weapon on his or her person at all  
13 times, except when the weapon is used within the guidelines  
14 established by the employing agency.

15 C. Nothing in this section shall be construed to alter or amend  
16 the provisions of Section 1272.1 of this title or expand the duties,  
17 authority, or jurisdiction of any peace officer.

18 D. A reserve peace officer who has satisfactorily completed a  
19 basic police course of not less than one hundred twenty (120) hours  
20 of accredited instruction for reserve police officers and reserve  
21 deputies from the Council on Law Enforcement Education and Training  
22 or a course of study approved by CLEET may carry an approved weapon  
23 when such officer is off duty as provided by subsection E of this  
24 section, provided:

1 1. The officer has been granted written authorization signed by  
2 the director of the employing agency; and

3 2. The employing agency shall maintain a current list of any  
4 officers authorized to carry an approved weapon while the officers  
5 are off duty, and shall provide a copy of such list to the Council  
6 on Law Enforcement Education and Training. Any change to the list  
7 shall be made in writing and mailed to the Council on Law  
8 Enforcement Education and Training within five (5) days.

9 E. When an off-duty reserve peace officer carries an approved  
10 weapon, the officer shall be wearing the law enforcement uniform  
11 prescribed by the employing agency or when not wearing the  
12 prescribed law enforcement uniform, the officer shall be required:

13 1. To have his or her official peace officer's badge,  
14 ~~Commission Card~~ commission card, and CLEET Certification Card; and

15 2. To keep the approved weapon on his or her person at all  
16 times, except when the weapon is used within the guidelines  
17 established by the employing agency.

18 F. Nothing in subsection D of this section shall be construed  
19 to alter or amend the provisions of Section 1750.2 of Title 59 of  
20 the Oklahoma Statutes or expand the duties, jurisdiction, or  
21 authority of any reserve peace officer.

22 G. Nothing in this section shall be construed to limit or  
23 restrict any peace officer or reserve peace officer from carrying a  
24 handgun, concealed or unconcealed, as allowed by the Oklahoma Self-

1 Defense Act after issuance of a valid license. An off-duty, full-  
2 time peace officer or reserve peace officer shall be deemed to have  
3 elected to carry a handgun under the authority of the Oklahoma Self-  
4 Defense Act when the officer:

5 1. Has been issued a valid handgun license and is carrying a  
6 handgun not authorized by the employing agency; or

7 2. Is carrying a handgun in a manner or in a place not  
8 specifically authorized for off-duty carry by the employing agency.

9 H. Any off-duty peace officer who carries any weapon in  
10 violation of the provisions of this section shall be deemed to be in  
11 violation of Section 1272 of this title and may be prosecuted as  
12 provided by law for a violation of that section.

13 I. ~~On or after November 1, 2004,~~ a A reserve or full-time  
14 commissioned peace officer may apply to carry a weapon pursuant to  
15 the Oklahoma Self-Defense Act as follows:

16 1. The officer shall apply online through the Oklahoma State  
17 Bureau of Investigation's website or in writing to the Council on  
18 Law Enforcement Education and Training (~~CLEET~~) stating that the  
19 officer desires to have a handgun license pursuant to the Oklahoma  
20 Self-Defense Act and certifying that he or she has no preclusions to  
21 having such handgun license. The officer shall submit with the  
22 application:

- 23 a. an official letter from his or her employing agency  
24 confirming the officer's employment and status as a  
25

1 full-time commissioned peace officer or an active  
2 reserve peace officer,

3 b. a fee of Twenty-five Dollars (\$25.00) for the handgun  
4 license, and

5 c. two passport-size photographs of the peace officer  
6 applicant;

7 2. Upon receiving the required information, CLEET shall  
8 determine whether the peace officer is in good standing, has CLEET  
9 certification and training, and is otherwise eligible for a handgun  
10 license. Upon verification of the officer's eligibility, CLEET  
11 shall send the information to the Oklahoma State Bureau of  
12 Investigation (OSBI) and OSBI shall issue a handgun license in the  
13 same or similar form as other handgun licenses. All other  
14 requirements in Section 1290.12 of this title concerning application  
15 for a handgun license shall be waived for active duty peace officers  
16 except as provided in this subsection including, but not limited to,  
17 training, fingerprints, and criminal history records checks unless  
18 the officer does not have fingerprints on file or a criminal history  
19 records background check conducted prior to employment as a peace  
20 officer. The OSBI shall conduct a check of the National Instant  
21 Criminal Background Check System (NICS) prior to the issuance of a  
22 handgun license. The OSBI shall not be required to conduct any  
23 further investigation into the eligibility of the peace officer  
24

1 applicant and shall not deny a handgun license except when  
2 preclusions are found to exist;

3 3. The term of the handgun license for an active duty reserve  
4 or full-time commissioned peace officer pursuant to this section  
5 shall be as provided in Section 1290.5 of this title, renewable in  
6 the same manner provided in this subsection for an original  
7 application by a peace officer. The handgun license shall be valid  
8 when the peace officer is in possession of a valid driver license  
9 and law enforcement commission card;

10 4. If the commission card of a law enforcement officer is  
11 terminated, revoked, or suspended, the handgun license shall be  
12 immediately returned to CLEET. When a peace officer in possession  
13 of a handgun license pursuant to this subsection changes employment,  
14 the person must notify CLEET within ninety (90) days and send a new  
15 letter verifying employment and status as a full-time commissioned  
16 or reserve peace officer;

17 5. There shall be no refund of any fee for any unexpired term  
18 of any handgun license that is suspended, revoked, or voluntarily  
19 returned to CLEET, or that is denied, suspended, or revoked by the  
20 OSBI;

21 6. CLEET may promulgate any rules, forms, or procedures  
22 necessary to implement the provisions of this section; and

23 7. Nothing in this subsection shall be construed to change or  
24 amend the application process, eligibility, effective date, or fees

1 of any handgun license ~~pending issuance on November 1, 2004, or~~  
2 previously issued to any peace officer ~~prior to November 1, 2004.~~

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