

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 381

By: Bullard

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2021, Section 1283, as amended by Section 1, Chapter 299, O.S.L. 2022 (21 O.S. Supp. 2024, Section 1283), which relates to convicted felons and delinquents; modifying provisions related to firearms in certain vehicles; restoring certain rights to carry; prohibiting certain carry for certain persons; modifying provisions related to firearms in certain residences; updating statutory language; updating statutory references; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1283, as amended by Section 1, Chapter 299, O.S.L. 2022 (21 O.S. Supp. 2024, Section 1283), is amended to read as follows:

Section 1283.

CONVICTED FELONS AND DELINQUENTS

A. Except as provided in ~~subsection~~ subsections B and C of this section, it shall be unlawful for any person convicted of any felony in any court of this state or of another state or of the United States to have in his or her possession or under his or her immediate control, ~~or in any vehicle which the person is operating,~~

1 or at the residence where the convicted person resides, any pistol,
2 imitation or homemade pistol, altered air or toy pistol, machine
3 gun, sawed-off shotgun or sawed-off rifle, or any other firearm.

4 B. Any person who has previously been convicted of a nonviolent
5 felony in any court of this state or of another state or of the
6 United States, and who has received a full and complete pardon from
7 the proper authority and has not been convicted of any other felony
8 offense which has not been pardoned, shall have restored the right
9 to possess any firearm or other weapon prohibited by subsection A of
10 this section, the right to apply for and carry a handgun, concealed
11 or unconcealed, pursuant to the provisions of the Oklahoma Self-
12 Defense Act or as otherwise permitted by law, and have the right to
13 perform the duties of a ~~peace officer,~~ gunsmith, and ~~for firearms~~
14 ~~repair~~ any other profession that requires possession, carry, or
15 transportation of a firearm.

16 C. 1. Any person who:

17 a. has previously been convicted of a nonviolent felony,
18 and

19 b. has completed the entirety of the sentence imposed for
20 the offense and has had no additional misdemeanor or
21 felony convictions or charges pending for a period of
22 five (5) years since the completion of the sentence,

23 shall have restored the right to possess, carry, or transport any
24 non-semi-automatic firearm, may apply for and carry a handgun,

1 concealed or unconcealed, pursuant to the provisions of the Oklahoma
2 Self-Defense Act or as otherwise permitted by law, and shall have
3 the right to perform any other duty that requires possession, carry,
4 or transportation of a firearm.

5 2. A person who has such rights restored pursuant to this
6 subsection shall have those rights forfeited upon conviction of a
7 subsequent misdemeanor or felony violation.

8 3. A person convicted of any of the following nonviolent felony
9 offenses shall not be eligible to have such rights restored as
10 provided for in this subsection:

11 a. child endangerment, as provided for in Section 852.1
12 of this title,

13 b. domestic abuse, domestic abuse of a pregnant woman,
14 domestic abuse in the presence of a child, or domestic
15 abuse resulting in great bodily injury, as provided
16 for in Section 644 of this title,

17 c. incest, as provided for in Section 885 of this title,

18 d. indecent exposure, as provided for in Section 1021 of
19 this title,

20 e. sexual assault, as provided for in Section 112 of this
21 title,

22 f. stalking, as provided for in Section 1173 of this
23 title,

1 g. violations of a protective order, as provided for in
2 Section 1173 of this title and Section 60.6 of Title
3 22 of the Oklahoma Statutes, or

4 h. violations of the Sex Offenders Registration Act, as
5 provided for in Sections 587, 590, and 590.1 of Title
6 57 of the Oklahoma Statutes.

7 D. It shall be unlawful for any person serving a term of
8 probation for any felony in any court of this state or of another
9 state or of the United States or under the jurisdiction of any
10 alternative court program to have in his or her possession or under
11 his or her immediate control, or at his or her residence, or in any
12 passenger vehicle which the person is operating, any pistol,
13 shotgun, or rifle including any imitation or homemade pistol,
14 altered air or toy pistol, toy shotgun, or toy rifle, while such
15 person is subject to supervision, probation, parole, or inmate
16 status.

17 ~~D.~~ E. It shall be unlawful for any person previously
18 adjudicated as a delinquent child or a youthful offender for the
19 commission of an offense, which would have constituted a felony
20 offense if committed by an adult, to have in the possession of the
21 person or under the immediate control of the person, or have in any
22 vehicle which he or she is driving, ~~or at the residence of the~~
23 ~~person,~~ any pistol, imitation or homemade pistol, altered air or toy
24 pistol, machine gun, sawed-off shotgun or sawed-off rifle, or any

1 other dangerous or deadly firearm within ten (10) years after such
2 adjudication; provided, that nothing in this subsection shall be
3 construed to prohibit the placement of the person in a home with a
4 full-time duly appointed peace officer who is certified by the
5 Council on Law Enforcement Education and Training (CLEET) pursuant
6 to the provisions of Section 3311 of Title 70 of the Oklahoma
7 Statutes.

8 ~~F.~~ F. It shall be unlawful for any person who is an alien
9 illegally or unlawfully in the United States to have in the
10 possession of the person or under the immediate control of the
11 person, or in any vehicle the person is operating, or at the
12 residence where the person resides, any pistol, imitation or
13 homemade pistol, altered air or toy pistol, shotgun, rifle, or any
14 other dangerous or deadly firearm; provided, that nothing in this
15 subsection applies to prohibit the transport or detention of the
16 person by law enforcement officers or federal immigration
17 authorities. Any person who violates the provisions of this
18 subsection shall, upon conviction, be guilty of a misdemeanor
19 punishable by a fine of Two Hundred Fifty Dollars (\$250.00).

20 ~~F.~~ G. Any person having been issued a handgun license pursuant
21 to the provisions of the Oklahoma Self-Defense Act and who knowingly
22 or intentionally allows a convicted felon or adjudicated delinquent
23 or a youthful offender as prohibited by the provisions of subsection
24 A, ~~C,~~ D, or ~~D~~ E of this section to possess or have control of any

1 firearm authorized by the Oklahoma Self-Defense Act shall, upon
2 conviction, be guilty of a felony punishable by a fine not to exceed
3 Five Thousand Dollars (\$5,000.00). In addition, the person shall
4 have the handgun license revoked by the Oklahoma State Bureau of
5 Investigation after a hearing and determination that the person has
6 violated the provisions of this section.

7 ~~G.~~ H. Any convicted or adjudicated person violating the
8 provisions of this section shall, upon conviction, be guilty of a
9 felony punishable as provided in Section 1284 of this title.

10 ~~H.~~ I. For purposes of this section, ~~"sawed-off shotgun":~~

11 1. "Sawed-off shotgun" or "sawed-off rifle" shall mean means
12 any shotgun or rifle of which the barrel or barrels have been
13 illegally shortened in length.

14 ~~I.~~ For purposes of this section, ~~"altered toy pistol" shall~~
15 ~~mean;~~

16 2. "Altered-toy pistol" means any toy weapon which has been
17 altered from its original manufactured state to resemble a real
18 weapon.

19 ~~J.~~ For purposes of this section, ~~"altered air pistol" shall~~
20 ~~mean;~~

21 3. "Altered air pistol" means any air pistol manufactured to
22 propel projectiles by air pressure which has been altered from its
23 original manufactured state.

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~~K. For purposes of this section, "alternative court program"~~

~~shall mean; and~~

4. "Alternative court program" means any drug court, Anna

McBride or mental health court, DUI court, or veterans court.

SECTION 2. This act shall become effective November 1, 2025.

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