

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 658

By: Murdock

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2021, Section 1277, which relates to unlawful carry in certain places; allowing lawful carry in certain locations; requiring certain designations; allowing carry with certain permission; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1277, is amended to read as follows:

Section 1277.

UNLAWFUL CARRY IN CERTAIN PLACES

A. It shall be unlawful for any person, including a person in possession of a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act, to carry any concealed or unconcealed firearm into any of the following places:

1. Any structure, building, or office space which is owned or leased by a city, town, county, state or federal governmental authority for the purpose of conducting business with the public;

1           2. Any courthouse, courtroom, prison, jail, detention facility  
2 or any facility used to process, hold or house arrested persons,  
3 prisoners or persons alleged delinquent or adjudicated delinquent,  
4 except as provided in Section 21 of Title 57 of the Oklahoma  
5 Statutes;

6           3. Any public or private elementary or public or private  
7 secondary school, except as provided in subsections C and D of this  
8 section;

9           4. Any publicly owned or operated sports arena or venue during  
10 a professional sporting event, unless allowed by the event holder;

11           5. Any place where gambling is authorized by law, unless  
12 allowed by the property owner;

13           6. Any other place specifically prohibited by law; and

14           7. Any property set aside by a county, city, town, public trust  
15 with a county, city or town as a beneficiary, or state governmental  
16 authority for an event that is secured with minimum-security  
17 provisions. For purposes of this paragraph, a minimum-security  
18 provision consists of a location that is secured utilizing the  
19 following:

- 20           a. a metallic-style security fence that is at least eight  
21               (8) feet in height that encompasses the property and  
22               is secured in such a way as to deter unauthorized  
23               entry,

- 1           b.    controlled access points staffed by a uniformed,  
2                    commissioned peace officer, and  
3           c.    a metal detector whereby persons walk or otherwise  
4                    travel with their property through or by the metal  
5                    detector.

6           B.    It shall be lawful for a person to carry a concealed or  
7 unconcealed firearm on the following properties:

8           1.    Any property set aside for the use or parking of any  
9 vehicle, whether attended or unattended, by a city, town, county,  
10 state or federal governmental authority;

11           2.    Any property set aside for the use or parking of any  
12 vehicle, whether attended or unattended, which is open to the  
13 public, or by any entity engaged in gambling authorized by law;

14           3.    Any property adjacent to a structure, building or office  
15 space in which concealed or unconcealed weapons are prohibited by  
16 the provisions of this section;

17           4.    Any property designated by a city, town, county or state  
18 governmental authority as a street, plaza, sidewalk, alley, park,  
19 recreational area, wildlife refuge, wildlife management area or  
20 fairgrounds; provided, nothing in this paragraph shall be construed  
21 to authorize any entry by a person in possession of a concealed or  
22 unconcealed firearm into any structure, building, office space or  
23 event which is specifically prohibited by the provisions of  
24 subsection A of this section;

1           5. Any property set aside by a public or private elementary or  
2 secondary school for the use or parking of any vehicle, whether  
3 attended or unattended; provided, however, the firearm shall be  
4 stored and hidden from view in a locked motor vehicle when the motor  
5 vehicle is left unattended on school property; and

6           6. Any public property set aside temporarily by a county, city,  
7 town, public trust with a county, city or town as a beneficiary, or  
8 state governmental authority for the holder of an event permit that  
9 is without minimum-security provisions, as such term is defined in  
10 paragraph 7 of subsection A of this section; provided, the carry of  
11 firearms within ~~said~~ such permitted event area shall be limited to  
12 concealed carry of a handgun unless otherwise authorized by the  
13 holder of the event permit.

14           Nothing contained in any provision of this subsection or  
15 subsection C of this section shall be construed to authorize or  
16 allow any person in control of any place described in subsection A  
17 of this section to establish any policy or rule that has the effect  
18 of prohibiting any person in lawful possession of a handgun license  
19 or otherwise in lawful possession of a firearm from carrying or  
20 possessing the firearm on the property described in this subsection.

21           C. A concealed or unconcealed weapon may be carried onto  
22 private school property or in any school bus or vehicle used by any  
23 private school for transportation of students or teachers by a  
24 person who is licensed pursuant to the Oklahoma Self-Defense Act,

1 provided a policy has been adopted by the governing entity of the  
2 private school that authorizes the carrying and possession of a  
3 weapon on private school property or in any school bus or vehicle  
4 used by a private school. Except for acts of gross negligence or  
5 willful or wanton misconduct, a governing entity of a private school  
6 that adopts a policy which authorizes the possession of a weapon on  
7 private school property, a school bus or vehicle used by the private  
8 school shall not be subject to liability for any injuries arising  
9 from the adoption of the policy. The provisions of this subsection  
10 shall not apply to claims pursuant to the Administrative Workers'  
11 Compensation Act.

12 D. Notwithstanding paragraph 3 of subsection A of this section,  
13 a board of education of a school district may adopt a policy  
14 pursuant to Section 5-149.2 of Title 70 of the Oklahoma Statutes to  
15 authorize the carrying of a handgun onto school property by school  
16 personnel specifically designated by the board of education,  
17 provided such personnel either:

- 18 1. Possess a valid armed security guard license as provided for  
19 in Section 1750.1 et seq. of Title 59 of the Oklahoma Statutes; or
- 20 2. Hold a valid reserve peace officer certification as provided  
21 for in Section 3311 of Title 70 of the Oklahoma Statutes.

22 Nothing in this subsection shall be construed to restrict authority  
23 granted elsewhere in law to carry firearms.

1 E. Notwithstanding the provisions of subsection A of this  
2 section, on any property designated by a municipality as a municipal  
3 zoo or park of any size that is owned, leased, operated or managed  
4 by:

5 1. A public trust created pursuant to the provisions of Section  
6 176 of Title 60 of the Oklahoma Statutes; or

7 2. A nonprofit entity,  
8 an individual shall be allowed to carry a concealed handgun but not  
9 openly carry a handgun on the property; provided, however, an  
10 individual may openly carry a firearm on the property with the  
11 permission from the public trust or nonprofit entity.

12 F. Any person violating the provisions of paragraph 2 or 3 of  
13 subsection A of this section shall, upon conviction, be guilty of a  
14 misdemeanor punishable by a fine not to exceed Two Hundred Fifty  
15 Dollars (\$250.00). A person violating any other provision of  
16 subsection A of this section may be denied entrance onto the  
17 property or removed from the property. If the person refuses to  
18 leave the property and a peace officer is summoned, the person may  
19 be issued a citation for an amount not to exceed Two Hundred Fifty  
20 Dollars (\$250.00).

21 G. No person in possession of a valid handgun license issued  
22 pursuant to the provisions of the Oklahoma Self-Defense Act or who  
23 is carrying or in possession of a firearm as otherwise permitted by  
24 law or who is carrying or in possession of a machete, blackjack,

1 loaded cane, hand chain or metal knuckles shall be authorized to  
2 carry the firearm, machete, blackjack, loaded cane, hand chain or  
3 metal knuckles into or upon any college, university or technology  
4 center school property, except as provided in this subsection. For  
5 purposes of this subsection, the following property shall not be  
6 construed to be college, university or technology center school  
7 property:

8 1. Any property set aside for the use or parking of any motor  
9 vehicle, whether attended or unattended, provided the firearm,  
10 machete, blackjack, loaded cane, hand chain or metal knuckles are  
11 carried or stored as required by law and the firearm, machete,  
12 blackjack, loaded cane, hand chain or metal knuckles are not removed  
13 from the motor vehicle without the prior consent of the college or  
14 university president or technology center school administrator while  
15 the vehicle is on any college, university or technology center  
16 school property;

17 2. Any property authorized for possession or use of firearms,  
18 machetes, blackjacks, loaded canes, hand chains or metal knuckles by  
19 college, university or technology center school policy; and

20 3. Any property authorized by the written consent of the  
21 college or university president or technology center school  
22 administrator, provided the written consent is carried with the  
23 firearm, machete, blackjack, loaded cane, hand chain or metal  
24

1 knuckles and the valid handgun license while on college, university  
2 or technology center school property.

3 The college, university or technology center school may notify  
4 the Oklahoma State Bureau of Investigation within ten (10) days of a  
5 violation of any provision of this subsection by a licensee. Upon  
6 receipt of a written notification of violation, the Bureau shall  
7 give a reasonable notice to the licensee and hold a hearing. At the  
8 hearing, upon a determination that the licensee has violated any  
9 provision of this subsection, the licensee may be subject to an  
10 administrative fine of Two Hundred Fifty Dollars (\$250.00) and may  
11 have the handgun license suspended for three (3) months.

12 Nothing contained in any provision of this subsection shall be  
13 construed to authorize or allow any college, university or  
14 technology center school to establish any policy or rule that has  
15 the effect of prohibiting any person in lawful possession of a  
16 handgun license or any person in lawful possession of a firearm,  
17 machete, blackjack, loaded cane, hand chain or metal knuckles from  
18 possession of a firearm, machete, blackjack, loaded cane, hand chain  
19 or metal knuckles in places described in paragraphs 1, 2 and 3 of  
20 this subsection. Nothing contained in any provision of this  
21 subsection shall be construed to limit the authority of any college,  
22 university or technology center school in this state from taking  
23 administrative action against any student for any violation of any  
24 provision of this subsection.



1 H. The provisions of this section shall not apply to the  
2 following:

3 1. Any peace officer or any person authorized by law to carry a  
4 firearm in the course of employment;

5 2. District judges, associate district judges and special  
6 district judges, who are in possession of a valid handgun license  
7 issued pursuant to the provisions of the Oklahoma Self-Defense Act  
8 and whose names appear on a list maintained by the Administrative  
9 Director of the Courts, when acting in the course and scope of  
10 employment within the courthouses of this state;

11 3. Private investigators with a firearms authorization when  
12 acting in the course and scope of employment;

13 4. Elected officials of a county, who are in possession of a  
14 valid handgun license issued pursuant to the provisions of the  
15 Oklahoma Self-Defense Act, may carry a concealed handgun when acting  
16 in the performance of his or her duties within the courthouses of  
17 the county in which he or she was elected. The provisions of this  
18 paragraph shall not allow the elected county official to carry the  
19 handgun into a courtroom;

20 5. The sheriff of any county may authorize certain employees of  
21 the county, who possess a valid handgun license issued pursuant to  
22 the provisions of the Oklahoma Self-Defense Act, to carry a  
23 concealed handgun when acting in the course and scope of employment  
24 within the courthouse in the county in which the person is employed.

1 Nothing in the Oklahoma Self-Defense Act shall prohibit the sheriff  
2 from requiring additional instruction or training before granting  
3 authorization to carry a concealed handgun within the courthouse.  
4 The provisions of this paragraph and of paragraph 6 of this  
5 subsection shall not allow the county employee to carry the handgun  
6 into a courtroom, sheriff's office, adult or juvenile jail or any  
7 other prisoner detention area; and

8         6. The board of county commissioners of any county may  
9 authorize certain employees of the county, who possess a valid  
10 handgun license issued pursuant to the provisions of the Oklahoma  
11 Self-Defense Act, to carry a concealed handgun when acting in the  
12 course and scope of employment on county annex facilities or grounds  
13 surrounding the county courthouse.

14         I. For the purposes of this section, "motor vehicle" means any  
15 automobile, truck, minivan, sports utility vehicle, or motorcycle,  
16 as defined in Section 1-135 of Title 47 of the Oklahoma Statutes,  
17 equipped with a locked accessory container within or affixed to the  
18 motorcycle.

19         SECTION 2. This act shall become effective November 1, 2023.

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