

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 55th Legislature (2016)

4   HOUSE BILL 3131

                                  By: Cockroft

7                                   AS INTRODUCED

8                   An Act relating to firearms; amending 21 O.S. 2011,  
9                   Section 1290.15, as last amended by Section 2,  
10                  Chapter 86, O.S.L. 2013 (21 O.S. Supp. 2015, Section  
11                  1290.15), which relates to the Oklahoma Self-Defense  
                  Act; exempting reserve law enforcement officers from  
                  training and qualification course requirements for  
                  handgun licenses; and providing an effective date.

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

15           SECTION 1.           AMENDATORY           21 O.S. 2011, Section 1290.15, as  
16   last amended by Section 2, Chapter 86, O.S.L. 2013 (21 O.S. Supp.  
17   2015, Section 1290.15), is amended to read as follows:

18           Section 1290.15

19                                   PERSONS EXEMPT FROM TRAINING COURSE

20           A.   The following individuals may be exempt from all or part of  
21   the required training and qualification course established pursuant  
22   to the provisions of Section 1290.14 of this title:

1           1. A firearms instructor registered with the Oklahoma State  
2 Bureau of Investigation for purposes of the Oklahoma Self-Defense  
3 Act;

4           2. An active duty or reserve law enforcement officer of this  
5 state or any of its political subdivisions or of the federal  
6 government;

7           3. A retired law enforcement officer authorized by this state  
8 pursuant to Section 1289.8 of this title to carry a firearm;

9           4. A CLEET-certified armed security officer, armed guard,  
10 correctional officer, or any other person having a CLEET  
11 certification to carry a firearm in the course of their employment;

12           5. A person on active military duty, National Guard duty or  
13 regular military reserve duty who is a legal resident of this state  
14 and who is trained and qualified in the use of handguns;

15           6. A person honorably discharged from active military duty,  
16 National Guard duty or military reserves within twenty (20) years  
17 preceding the date of the application for a handgun license pursuant  
18 to the provisions of the Oklahoma Self-Defense Act, who is a legal  
19 resident of this state, and who has been trained and qualified in  
20 the use of handguns;

21           7. A person retired as a peace officer in good standing from a  
22 law enforcement agency located in another state, who is a legal  
23 resident of this state, and who has received training equivalent to  
24 the training required for CLEET certification in this state; and

1 8. Any person who is otherwise deemed qualified for a training  
2 exemption by CLEET.

3 Provided, however, persons applying for an exemption pursuant to  
4 paragraph 3, 4, 5, 6 or 7 of this subsection may be required to  
5 successfully complete the classroom portion of the training course.  
6 The fee for the classroom portion of the training course shall be  
7 determined by the instructor or entity that is conducting the  
8 course.

9 B. The Council on Law Enforcement Education and Training  
10 (CLEET) shall establish criteria for providing proof of an  
11 exemption. Before any person shall be considered exempt from all or  
12 part of the required training and qualification pursuant to the  
13 provisions of the Oklahoma Self-Defense Act, the person shall  
14 present the required proof of exemption to a registered firearms  
15 instructor. Each person determined to be exempt from training or  
16 qualification as provided in this subsection shall receive an  
17 exemption certificate from the registered firearms instructor. The  
18 rules promulgated by CLEET to implement the provisions of this  
19 section and Section 1290.14 of this title may require that a fee not  
20 to exceed Five Dollars (\$5.00) be charged for processing an  
21 exemption certificate. The original exemption certificate must be  
22 submitted with an application for a handgun license as provided in  
23 paragraph 2 of Section 1290.12 of this title. No person who is  
24 determined to be exempt from training or qualification may carry a

1 concealed or unconcealed firearm pursuant to the authority of the  
2 Oklahoma Self-Defense Act until issued a valid handgun license.

3 C. Nothing contained in any provision of the Oklahoma Self-  
4 Defense Act shall be construed to alter, amend, or modify the  
5 authority of any active duty law enforcement officer, or any person  
6 certified by the Council on Law Enforcement Education and Training  
7 to carry a pistol during the course of their employment, to carry  
8 any pistol in any manner authorized by law or authorized by the  
9 employing agency.

10 SECTION 2. This act shall become effective November 1, 2016.

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COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/25/2016 -  
DO PASS.