

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 ENGROSSED SENATE

5 BILL NO. 1366

By: Paxton and **Bergstrom** of the
Senate

6 and

7 West (Tammy) of the House

8
9
10 An Act relating to the Oklahoma Self-Defense Act;
11 amending 21 O.S. 2021, Section 1290.2, which relates
12 to certain definitions; modifying definitions for
concealed and unconcealed firearms; providing
13 exceptions; defining terms; and providing an
14 effective date.

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

16 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1290.2, is
17 amended to read as follows:

18 Section 1290.2.

19 DEFINITIONS

20 A. As used in the Oklahoma Self-Defense Act:

21 1. "Completed application" means all fields are completed, all
22 questions are answered and the required signatures are present on
23 the application for a handgun license, and the required documents
24

1 are attached to the application, including legible fingerprints, if
2 applicable;

3 2. "Concealed ~~handgun~~ firearm" means a loaded or unloaded
4 ~~pistol or handgun~~ firearm not openly visible to the ordinary
5 observation of a reasonable person;

6 3. "Unconcealed ~~handgun~~ firearm" or "open carry" means a loaded
7 or unloaded ~~pistol or handgun~~ firearm that is not held in the hand,
8 but rather is carried upon the person in a holster where the firearm
9 is visible, or carried upon the person using a scabbard, or on a
10 shouldered sling with the firearm located in a general vertical
11 position where the barrel of the firearm is safely pointed in an up
12 or down direction, or in a case designed for carrying firearms. The
13 provisions of this paragraph shall not apply while lawfully at a gun
14 range, while lawfully hunting, during an act of self-defense, or
15 otherwise during lawful use of the firearm; and

16 4. "Pistol" or "handgun" shall have the same definition as
17 provided in the Oklahoma Firearms Act of 1971, defined in Section
18 1289.3 of this title;

19 5. "Rifle" shall have the same definition as provided in
20 Section 1289.4 of this title; and

21 6. "Shotgun" shall have the same definition as provided in
22 Section 1289.5 of this title.

23

24

1 B. The definition of pistol or handgun for purposes of the
2 Oklahoma Self-Defense Act shall not apply to imitation pistols,
3 flare guns, underwater fishing guns or blank pistols.

4 C. Pistols, handguns, rifles, shotguns, and all other lawful
5 firearms mentioned in the Oklahoma Self-Defense Act may collectively
6 be referred to as "firearms".

7 SECTION 2. This act shall become effective November 1, 2022.

8
9 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,
10 dated 04/07/2022 - DO PASS, As Coauthored.

11
12
13
14
15
16
17
18
19
20
21
22
23
24