

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1095

By: Hildebrant and **Adams** of the
House

and

Gillespie of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to firearms; creating the Municipal
12 Carry Act; amending 21 O.S. 2021, Section 1277, which
13 relates to the unlawful carry of firearms; modifying
14 scope and providing an exception to certain
15 prohibited act; authorizing municipalities to allow
16 elected officials and designated employees to carry
17 firearms under certain circumstances; providing
18 restrictions; providing for noncodification; and
19 providing an effective date.

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

24 SECTION 1. NEW LAW A new section of law not to be
codified in the Oklahoma Statutes reads as follows:

 This act shall be known and may be cited as the "Municipal Carry
Act".

 SECTION 2. AMENDATORY 21 O.S. 2021, Section 1277, is
amended to read as follows:

1 Section 1277.

2 UNLAWFUL CARRY IN CERTAIN PLACES

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

7 1. Any ~~structure,~~ building, or office space which is owned or
8 leased by a city, town, county, or state ~~or federal~~ governmental
9 authority for the purpose of conducting business with the public.
10 Notwithstanding the provision of this subsection, the governing body
11 of a city or town may authorize the concealed carry of handguns into
12 any building, or office space, except those places listed in
13 paragraph 2 of this subsection, which is owned or leased by a city
14 or town;

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

20 3. Any public or private elementary or public or private
21 secondary school, except as provided in subsections C and D of this
22 section;

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

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

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

4 7. Any property set aside by a county, city, town, public trust
5 with a county, city or town as a beneficiary, or state governmental
6 authority for an event that is secured with minimum-security
7 provisions. For purposes of this paragraph, a minimum-security
8 provision consists of a location that is secured utilizing the
9 following:

10 a. a metallic-style security fence that is at least eight
11 (8) feet in height that encompasses the property and
12 is secured in such a way as to deter unauthorized
13 entry,

14 b. controlled access points staffed by a uniformed,
15 commissioned peace officer, and

16 c. a metal detector whereby persons walk or otherwise
17 travel with their property through or by the metal
18 detector.

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

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

24

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

4 3. Any property adjacent to a ~~structure,~~ building or office
5 space in which concealed or unconcealed weapons are prohibited by
6 the provisions of this section;

7 4. Any property designated by a city, town, county or state
8 governmental authority as a park, recreational area, wildlife
9 refuge, wildlife management area or fairgrounds; provided, nothing
10 in this paragraph shall be construed to authorize any entry by a
11 person in possession of a concealed or unconcealed firearm into any
12 structure, building, office space or event which is specifically
13 prohibited by the provisions of subsection A of this section;

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

19 6. Any public property set aside temporarily by a county, city,
20 town, public trust with a county, city or town as a beneficiary, or
21 state governmental authority for the holder of an event permit that
22 is without minimum-security provisions, as such term is defined in
23 paragraph 7 of subsection A of this section; provided, the carry of
24 firearms within said permitted event area shall be limited to

1 concealed carry of a handgun unless otherwise authorized by the
2 holder of the event permit.

3 Nothing contained in any provision of this subsection or
4 subsection C of this section shall be construed to authorize or
5 allow any person in control of any place described in subsection A
6 of this section to establish any policy or rule that has the effect
7 of prohibiting any person in lawful possession of a handgun license
8 or otherwise in lawful possession of a firearm from carrying or
9 possessing the firearm on the property described in this subsection.

10 C. A concealed or unconcealed weapon may be carried onto
11 private school property or in any school bus or vehicle used by any
12 private school for transportation of students or teachers by a
13 person who is licensed pursuant to the Oklahoma Self-Defense Act,
14 provided a policy has been adopted by the governing entity of the
15 private school that authorizes the carrying and possession of a
16 weapon on private school property or in any school bus or vehicle
17 used by a private school. Except for acts of gross negligence or
18 willful or wanton misconduct, a governing entity of a private school
19 that adopts a policy which authorizes the possession of a weapon on
20 private school property, a school bus or vehicle used by the private
21 school shall not be subject to liability for any injuries arising
22 from the adoption of the policy. The provisions of this subsection
23 shall not apply to claims pursuant to the Administrative Workers'
24 Compensation Act.

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

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

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

13 E. Notwithstanding the provisions of subsection A of this
14 section, on any property designated as a municipal zoo or park of
15 any size that is owned, leased, operated or managed by:

- 16 1. A public trust created pursuant to the provisions of Section
17 176 of Title 60 of the Oklahoma Statutes; or
- 18 2. A nonprofit entity,
19 an individual shall be allowed to carry a concealed handgun but not
20 openly carry a handgun on the property.

21 F. Any person violating the provisions of paragraph 2 or 3 of
22 subsection A of this section shall, upon conviction, be guilty of a
23 misdemeanor punishable by a fine not to exceed Two Hundred Fifty
24 Dollars (\$250.00). A person violating any other provision of

1 subsection A of this section may be denied entrance onto the
2 property or removed from the property. If the person refuses to
3 leave the property and a peace officer is summoned, the person may
4 be issued a citation for an amount not to exceed Two Hundred Fifty
5 Dollars (\$250.00).

6 G. No person in possession of a valid handgun license issued
7 pursuant to the provisions of the Oklahoma Self-Defense Act or who
8 is carrying or in possession of a firearm as otherwise permitted by
9 law or who is carrying or in possession of a machete, blackjack,
10 loaded cane, hand chain or metal knuckles shall be authorized to
11 carry the firearm, machete, blackjack, loaded cane, hand chain or
12 metal knuckles into or upon any college, university or technology
13 center school property, except as provided in this subsection. For
14 purposes of this subsection, the following property shall not be
15 construed to be college, university or technology center school
16 property:

17 1. Any property set aside for the use or parking of any motor
18 vehicle, whether attended or unattended, provided the firearm,
19 machete, blackjack, loaded cane, hand chain or metal knuckles are
20 carried or stored as required by law and the firearm, machete,
21 blackjack, loaded cane, hand chain or metal knuckles are not removed
22 from the motor vehicle without the prior consent of the college or
23 university president or technology center school administrator while
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1 the vehicle is on any college, university or technology center
2 school property;

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

6 3. Any property authorized by the written consent of the
7 college or university president or technology center school
8 administrator, provided the written consent is carried with the
9 firearm, machete, blackjack, loaded cane, hand chain or metal
10 knuckles and the valid handgun license while on college, university
11 or technology center school property.

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

21 Nothing contained in any provision of this subsection shall be
22 construed to authorize or allow any college, university or
23 technology center school to establish any policy or rule that has
24 the effect of prohibiting any person in lawful possession of a

1 handgun license or any person in lawful possession of a firearm,
2 machete, blackjack, loaded cane, hand chain or metal knuckles from
3 possession of a firearm, machete, blackjack, loaded cane, hand chain
4 or metal knuckles in places described in paragraphs 1, 2 and 3 of
5 this subsection. Nothing contained in any provision of this
6 subsection shall be construed to limit the authority of any college,
7 university or technology center school in this state from taking
8 administrative action against any student for any violation of any
9 provision of this subsection.

10 H. The provisions of this section shall not apply to the
11 following:

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

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

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

22 4. Elected officials of a county, who are in possession of a
23 valid handgun license issued pursuant to the provisions of the
24 Oklahoma Self-Defense Act, may carry a concealed handgun when acting

1 in the performance of his or her duties within the courthouses of
2 the county in which he or she was elected. The provisions of this
3 paragraph shall not allow the elected county official to carry the
4 handgun into a courtroom;

5 5. The sheriff of any county may authorize certain employees of
6 the county, who possess a valid handgun license issued pursuant to
7 the provisions of the Oklahoma Self-Defense Act, to carry a
8 concealed handgun when acting in the course and scope of employment
9 within the courthouse in the county in which the person is employed.
10 Nothing in the Oklahoma Self-Defense Act shall prohibit the sheriff
11 from requiring additional instruction or training before granting
12 authorization to carry a concealed handgun within the courthouse.
13 The provisions of this paragraph and of paragraph 6 of this
14 subsection shall not allow the county employee to carry the handgun
15 into a courtroom, sheriff's office, adult or juvenile jail or any
16 other prisoner detention area; and

17 6. The board of county commissioners of any county may
18 authorize certain employees of the county, who possess a valid
19 handgun license issued pursuant to the provisions of the Oklahoma
20 Self-Defense Act, to carry a concealed handgun when acting in the
21 course and scope of employment on county annex facilities or grounds
22 surrounding the county courthouse.

23 I. 1. Elected officials of a municipality, as well as
24 municipal employees approved by the city council, who are in

1 possession of a valid handgun license issued pursuant to the
2 provisions of the Oklahoma Self-Defense Act may carry a concealed
3 handgun when acting in the performance of their official duties.

4 2. For purposes of this subsection, firearms may not be carried
5 into a courtroom or other areas specifically designated by ordinance
6 or resolution as firearm-prohibited locations inside of a municipal
7 building.

8 3. Nothing in this subsection shall require an elected official
9 or designated employee of the municipality to carry a firearm as a
10 condition of employment or service with the municipality.

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

16 SECTION 3. This act shall become effective November 1, 2025.

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18 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY
19 OVERSIGHT, dated 02/26/2025 - DO PASS, As Amended and Coauthored.
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