

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 769

By: Jech

AS INTRODUCED

An Act relating to firearms; prohibiting certain adjudicated delinquents from possessing or purchasing firearms; requiring certain notification; requiring electronic submission of final disposition; requiring the Oklahoma State Bureau of Investigation to update certain record; authorizing certain petition; stating certain criteria; authorizing certain review of determination; requiring electronic submission of certain reinstatement; requiring the Oklahoma State Bureau of Investigation to make certain update; authorizing certain appeal; requiring court to hear certain case de novo; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1273.1 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. On or after the effective date of this act, any juvenile adjudicated delinquent for any violent crime as provided in Section 571 of Title 57 of the Oklahoma Statutes, shall not be allowed to

1 possess or purchase a firearm until such juvenile reaches twenty-
2 five (25) years of age.

3 B. 1. Before a juvenile court accepts a plea of guilty or no
4 contest from a child who was fourteen (14) years of age or older at
5 the time of the offense and charged with a violent crime as provided
6 in subsection A of this section, the court shall notify the juvenile
7 that he or she will be prohibited from possessing or purchasing a
8 firearm until he or she reaches twenty-five (25) years of age.
9 After such notification, the court may accept the plea of guilty or
10 no contest if the juvenile clearly states on the record that he or
11 she is aware of the consequences of the adjudication and still
12 wishes to enter a plea of guilty or no contest.

13 2. If a juvenile is found by the court to have committed a
14 violent crime as provided in subsection A of this section, the court
15 shall notify the juvenile of the prohibition on possessing or
16 purchasing a firearm until he or she reaches twenty-five (25) years
17 of age.

18 3. The clerk of the juvenile court shall promptly submit an
19 electronic copy of the final disposition of delinquency proceedings
20 against a juvenile adjudicated delinquent for a violent crime
21 pursuant to subsection A to the Federal Bureau of Investigation or
22 its successor agency for the sole purpose of inclusion in the
23 National Instant Criminal Background Check System database and the
24 Oklahoma State Bureau of Investigation. The Oklahoma State Bureau

1 of Investigation shall as soon thereafter as is practicable, but in
2 no case later than ten (10) business days, update the record of the
3 adjudicated delinquent in any databases that such agencies use or
4 refer to for the purposes of handgun licensing or make the same
5 available to the National Instant Criminal Background Check System.

6 C. 1. Any person subject to the prohibition to possess or
7 purchase a firearm pursuant to subsection A of this section who is
8 nineteen (19) years of age or older and at least one (1) year
9 removed from his or her most recent delinquency adjudication and
10 completion of any imposed disposition may petition the juvenile
11 court for reinstatement of his or her rights to possess or purchase
12 a firearm.

13 2. In making such determination, the court shall consider the
14 following:

- 15 a. the behavior of the person since the delinquency
16 adjudication that resulted in his or her inability to
17 possess or purchase a firearm,
18 b. the likelihood that the person will engage in future
19 criminal activity, and
20 c. any other information deemed relevant by the juvenile
21 court.

22 3. A court having criminal jurisdiction may review the juvenile
23 court's determination pursuant to paragraph 2 of this subsection.
24

1 4. a. If the juvenile court grants a petition for
2 reinstatement of the person's ability to possess or
3 purchase a firearm and such order is not appealed,
4 then the clerk of the juvenile court shall promptly
5 submit an electronic copy to the Federal Bureau of
6 Investigation or its successor agency for the sole
7 purpose of inclusion in the National Instant Criminal
8 Background Check System database and the Oklahoma
9 State Bureau of Investigation. The Oklahoma State
10 Bureau of Investigation shall as soon thereafter as is
11 practicable, but in no case later than ten (10)
12 business days, update, correct, modify, or remove the
13 record of the person in any databases that these
14 agencies use or refer to for the purposes of handgun
15 licensing, or make available to the National Instant
16 Criminal Background Check System, and notify the
17 Federal Bureau of Investigation that the basis for
18 such record being made available no longer applies.

19 b. A petitioner or the state may appeal a determination
20 of the court pursuant to subsection C of this section
21 to a court having criminal jurisdiction. Such appeal
22 must be filed within ten (10) business days following
23 the entry of the juvenile court's order.

1 c. The court having criminal jurisdiction shall hear the
2 case de novo.

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