

1 ENGROSSED SENATE
2 BILL NO. 631

By: Hamilton, Bullard,
Bergstrom, Rogers,
Stephens, Dahm, Newhouse,
Burns, Murdock, Pemberton,
Pederson, Jett, Garvin,
Standridge and Montgomery
of the Senate

5
6 and

7 Roberts (Sean), Hardin
8 (David), Grego, Smith, West
(Kevin), Bashore, Davis and
McDugle of the House

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10 An Act relating to infringement of Second Amendment
11 rights; creating the Second Amendment Sanctuary State
12 Act; preempting field of legislation; considering
13 certain action as infringing on the right to keep and
14 bear arms; directing courts and law enforcement
agencies to protect certain rights of law-abiding
citizens; clarifying provisions; providing
definition; providing for codification; and declaring
an emergency.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 1289.24d of Title 21, unless
20 there is created a duplication in numbering, reads as follows:

21 This act shall be known and may be cited as the "Second
22 Amendment Sanctuary State Act".
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1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1289.24e of Title 21, unless
3 there is created a duplication in numbering, reads as follows:

4 A. The State Legislature hereby occupies and preempts the
5 entire field of legislation by any agency of this state or any
6 political subdivision in this state to infringe upon the rights of a
7 citizen of the State of Oklahoma, the unalienable right to keep and
8 bear arms as guaranteed to them by the Second Amendment of the
9 United States Constitution.

10 B. Any federal, state, county or municipal act, law, executive
11 order, administrative order, court order, rule, policy or regulation
12 ordering the buy-back, confiscation or surrender of firearms,
13 firearm accessories or ammunition from law-abiding citizens of this
14 state shall be considered an infringement on the rights of citizens
15 to keep and bear arms as guaranteed by the Second Amendment of the
16 Constitution of the United States and Article II, Section 26 of the
17 Constitution of Oklahoma.

18 C. It shall be the duty of the courts and law enforcement
19 agencies of this state to protect the rights of law-abiding citizens
20 to keep and to bear arms within the borders of this state and to
21 protect these rights from the infringement provided under the
22 provisions of this act.

23 D. The preemption provided in this act shall include:
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1 1. Any regulation of arms and ammunition, pursuant to the
2 National Firearms Act of 1934, prohibited or regulated on or after
3 the effective date of this act; and

4 2. Any regulations or provision of the Gun Control Act of 1968,
5 prohibited or regulated on or after the effective date of this act.

6 E. For purposes of this section:

7 1. "Arms" is defined as any firearm, firearm part, accessory or
8 ammunition required to render that firearm operable and effective;

9 2. "Infringement" shall mean any law that reduces, represses,
10 diminishes or subverts the right to keep and bear arms, ammunition,
11 parts and accessories in any amount that is legal as of the
12 effective date of this act of any citizen in this state; and

13 3. "Law-abiding citizen" means a person who is not otherwise
14 precluded under state law from possessing a firearm and shall not be
15 construed to include anyone who is not legally present in the United
16 States or this state.

17 SECTION 3. It being immediately necessary for the preservation
18 of the public peace, health or safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval.

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1 Passed the Senate the 9th day of March, 2021.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2021.

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8 _____
9 Presiding Officer of the House
10 of Representatives