

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 1095

By: Hildebrant, Adams, Woolley,
and Townley of the House

6 and

7 Gillespie of the Senate

8
9 COMMITTEE SUBSTITUTE

10 An Act relating to firearms; creating the Municipal
11 Carry Act; providing short title; amending 21 O.S.
12 2021, Section 1277, which relates to the unlawful
13 carry of firearms; modifying scope and providing an
14 exception to certain prohibited act; clarifying scope
15 of lawful carry for certain individuals; authorizing
16 certain carry by judges, elected officials, and
17 designated employees of a municipality under certain
18 circumstances; providing restrictions; construing
19 provision; updating statutory language and
20 references; providing for noncodification; and
21 providing an effective date.

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

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

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

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

3 Section 1277.

4 UNLAWFUL CARRY IN CERTAIN PLACES

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

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

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

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

24

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

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

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

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

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

16 b. controlled access points staffed by a uniformed,
17 commissioned peace officer, and

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

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

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

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

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

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

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

22 6. Any public property set aside temporarily by a county, city,
23 town, public trust with a county, city, or town as a beneficiary, or
24 state governmental authority for the holder of an event permit that

1 is without ~~minimum security~~ minimum security provisions, as such
2 term is defined in paragraph 7 of subsection A of this section;
3 provided, the carry of firearms within ~~said~~ the permitted event area
4 shall be limited to concealed carry of a handgun unless otherwise
5 authorized by the holder of the event permit.

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

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

1 arising from the adoption of the policy. The provisions of this
2 subsection shall not apply to claims pursuant to the Administrative
3 Workers' Compensation Act.

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

10 1. Possess a valid armed security guard license as provided for
11 in ~~Section 1750.1 et seq. of Title 59 of the Oklahoma Statutes~~ the
12 Oklahoma Security Guard and Private Investigator Act; or

13 2. Hold a valid reserve peace officer certification as provided
14 for in Section 3311 of Title 70 of the Oklahoma Statutes.

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

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

20 1. A public trust created pursuant to the provisions of Section
21 176 of Title 60 of the Oklahoma Statutes; or

22 2. A nonprofit entity,
23 an individual shall be allowed to carry a concealed handgun but not
24 openly carry a handgun on the property.

1 F. Any person violating the provisions of paragraph 2 or 3 of
2 subsection A of this section shall, upon conviction, be guilty of a
3 misdemeanor punishable by a fine not to exceed Two Hundred Fifty
4 Dollars (\$250.00). A person violating any other provision of
5 subsection A of this section may be denied entrance onto the
6 property or removed from the property. If the person refuses to
7 leave the property and a peace officer is summoned, the person may
8 be issued a citation for an amount not to exceed Two Hundred Fifty
9 Dollars (\$250.00).

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

21 1. Any property set aside for the use or parking of any motor
22 vehicle, whether attended or unattended, provided the firearm,
23 machete, blackjack, loaded cane, hand chain, or metal knuckles are
24 carried or stored as required by law and the firearm, machete,

1 blackjack, loaded cane, hand chain, or metal knuckles are not
2 removed from the motor vehicle without the prior consent of the
3 college or university president or technology center school
4 administrator while the vehicle is on any college, university, or
5 technology center school property;

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

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

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

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

14 H. The provisions of this section shall not apply to the
15 following:

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

18 2. ~~District judges~~ Any district judge, associate district
19 ~~judges and judge, or special district judges judge~~, who ~~are~~ is in
20 possession of a valid handgun license issued pursuant to the
21 provisions of the Oklahoma Self-Defense Act and whose ~~names appear~~
22 name appears on a list maintained by the Administrative Director of
23 the Courts, when acting in the course and scope of employment within
24 the courthouses of ~~this state~~ the county that falls within the

1 jurisdiction of the district judge, associate district judge, or
2 special district judge;

3 3. ~~Private investigators~~ Any private investigator with a
4 firearms authorization when acting in the course and scope of
5 employment;

6 4. ~~Elected officials~~ Any elected official of a county, who ~~are~~
7 is in possession of a valid handgun license issued pursuant to the
8 provisions of the Oklahoma Self-Defense Act, may carry a concealed
9 handgun when acting in the performance of his or her duties within
10 the courthouses of the county in which he or she was elected. The
11 provisions of this paragraph shall not allow the elected county
12 official to carry the handgun into a courtroom;

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

1 6. The board of county commissioners of any county may
2 authorize certain employees of the county, who possess a valid
3 handgun license issued pursuant to the provisions of the Oklahoma
4 Self-Defense Act, to carry a concealed handgun when acting in the
5 course and scope of employment on county annex facilities or grounds
6 surrounding the county courthouse that fall within the jurisdiction
7 of the county employees; and

8 7. Any municipal judge, who is in possession of a valid handgun
9 license issued pursuant to the provisions of the Oklahoma Self-
10 Defense Act, when acting in the course and scope of employment
11 within the courthouses of the municipality that are within the
12 jurisdiction of the municipal judge.

13 I. 1. Any elected official of a municipality or any municipal
14 employee approved by the governing body of a municipality, who
15 possesses a valid handgun license issued pursuant to the provisions
16 of the Oklahoma Self-Defense Act, may carry a concealed handgun when
17 acting in the performance of his or her official duties within
18 municipal buildings that are within the jurisdiction of the elected
19 official or municipal employee.

20 2. For purposes of this subsection, a firearm may not be
21 present inside a firearm-prohibited location, which shall include:

22 a. any building or office space on municipally owned or
23 leased property designated as a firearm-prohibited

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1 location by the municipality, municipal trust, or
2 municipal authority, and

3 b. any police department, courthouse, courtroom, prison,
4 jail, detention facility, or any facility used to
5 process, hold, or house arrested persons, prisoners,
6 or persons alleged delinquent or adjudicated
7 delinquent.

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

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

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

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