

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.  
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- 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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