An Act

ENROLLED SENATE
BILL NO. 934

By: Sykes, Shortey, Brecheen and Ivester of the Senate

and

Johnson, Bennett and Kern of the House

An Act relating to minors possessing firearms; amending 21 O.S. 2011, Section 1273, as amended by Section 4, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013, Section 1273), which relates to allowing minors to possess firearms; modifying who may give a firearm to a child for certain purposes; adding certain purpose; modifying weapons a minor may possess for certain purposes; modifying a certain criminal offense; modifying what certain firearms may be used for; and modifying provisions relating to certain violations and penalties.

SUBJECT: Minors possessing firearms

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1273, as amended by Section 4, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2013, Section 1273), is amended to read as follows:

Section 1273.

ALLOWING MINORS TO POSSESS FIREARMS

A. It shall be unlawful for any person within this state to sell or give to any child any of the arms or weapons designated in

Section 1272 of this title; provided, the provisions of this section shall not prohibit a parent of a child or legal guardian of a child, or a person acting with the permission of the parent of the child or legal guardian of the child, from giving ~~his or her~~ the child a ~~rifle or shotgun~~ firearm for participation in hunting animals or fowl, hunter safety classes, education and training in the safe use and handling of firearms, target shooting, skeet, trap or other ~~recognized~~ sporting events or competitions, except as provided in subsection B of this section.

B. It shall be unlawful for any parent or guardian to intentionally, knowingly, or recklessly permit his or her child to possess any of the arms or weapons designated in Section 1272 of this title, including any ~~rifle or shotgun~~ firearm, if such parent is aware of a substantial risk that the child will use the weapon to commit a criminal offense or if the child has either been adjudicated a delinquent or has been convicted as an adult for any criminal offense that contains as an element the threat or use of physical force against the person of another.

C. It shall be unlawful for any child to possess any of the arms or weapons designated in Section 1272 of this title, except ~~rifles or shotguns~~ firearms used for participation in hunting animals or fowl, hunter safety classes, education and training in the safe use and handling of firearms, target shooting, skeet, trap or other ~~recognized~~ sporting ~~event~~ events or competitions. Provided, ~~the possession of rifles or shotguns authorized by~~ this section shall not authorize the possession of such weapons by any person who is subject to the provisions of Section 1283 of this title.

D. Any person violating the provisions of this section shall, upon conviction, be punished as provided in Section 1276 of this title, and, any child violating the provisions of this section shall be subject to adjudication as a delinquent. In addition, any person violating the provisions of ~~this section~~ subsection A or B of this section shall be liable for civil damages for any injury or death to any person and for any damage to property, as provided in Section 10 of Title 23 of the Oklahoma Statutes, resulting from any discharge of a firearm by the child or use of any other weapon ~~as provided in Section 10 of Title 23 of the Oklahoma Statutes~~ that the person had given to the child or permitted the child to possess. Any person

convicted of violating the provisions of this section after having been issued a handgun license pursuant to the provisions of the Oklahoma Self-Defense Act may be liable for an administrative violation as provided in Section 1276 of this title.

E. As used in this section, "child" means a person under eighteen (18) years of age.

Passed the Senate the 12th day of March, 2013.

Presiding Officer of the Senate

Passed the House of Representatives the 21st day of April, 2014.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 22nd

day of April, 20 14, at 12:52 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 28th

day of April, 20 14, at 3:54 o'clock P M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 28th

day of April, 20 14, at 5:28 o'clock P. M.

By: Chris Benge