

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 414

By: Hamilton

AS INTRODUCED

An Act relating to firearms; amending 21 O.S. 2021, Section 1289.24e, which relates to the Second Amendment Sanctuary State Act; authorizing county sheriffs to make certain arrests; providing penalty provisions; updating statutory language; updating statutory references; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1289.24e, is amended to read as follows:

Section 1289.24e. A. The ~~State~~ Legislature hereby occupies and preempts the entire field of legislation by any agency of this state or any political subdivision in this state to infringe upon the rights of a citizen of ~~the State of Oklahoma~~ this state, the unalienable right to keep and bear arms as guaranteed to them by the Second Amendment of the United States Constitution.

B. Any federal, state, county, or municipal act, law, executive order, administrative order, court order, rule, policy, or regulation ordering the buy-back, confiscation, or surrender of firearms, firearm accessories, or ammunition from law-abiding

1 citizens of this state shall be considered an infringement on the  
2 rights of citizens to keep and bear arms as guaranteed by the Second  
3 Amendment of the ~~Constitution of the United States and Article II,~~  
4 ~~Section 26 of the Constitution of Oklahoma~~ United States  
5 Constitution and Section 26 of Article II of the Oklahoma  
6 Constitution.

7 C. It shall be the duty of the courts and law enforcement  
8 agencies of this state to protect the rights of law-abiding citizens  
9 to keep and to bear arms within the borders of this state and to  
10 protect these rights from the infringement provided under the  
11 provisions of ~~this act~~ the Second Amendment Sanctuary State Act.

12 D. The preemption provided in ~~this act~~ the Second Amendment  
13 Sanctuary State Act shall include:

14 1. Any regulation of arms and ammunition, pursuant to the  
15 National Firearms Act ~~of 1934~~, prohibited or regulated on or after  
16 ~~the effective date of this act~~ April 26, 2021; and

17 2. Any ~~regulations~~ regulation or provision of the Gun Control  
18 Act of 1968, prohibited or regulated on or after ~~the effective date~~  
19 ~~of this act~~ April 26, 2021.

20 E. The sheriff of each county shall be empowered and have the  
21 authority to implement the provisions of this section including, but  
22 not limited to, the arrest of any federal employee, contractor,  
23 agent, or law enforcement officer who violates the provisions of  
24 this section.

1        F. Any person who violates the provisions of this section  
2 shall, upon conviction, be guilty of a felony punishable by  
3 imprisonment in the county jail for a term not more than one (1)  
4 year and one (1) day, or by a fine not more than Thirty Thousand  
5 Dollars (\$30,000.00), or by both such imprisonment and fine.

6        G. For purposes of this section:

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

10       2. "Infringement" ~~shall mean~~ means any law that reduces,  
11 represses, diminishes, or subverts the right to keep and bear arms,  
12 ammunition, parts, and accessories in any amount that is legal as of  
13 ~~the effective date of this act~~ April 26, 2021, of any citizen in  
14 this state; and

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

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

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