

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 18

By: Bergstrom

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6 AS INTRODUCED

7 An Act relating to firearms; considering certain
8 action as infringing on the right to keep and bear
9 arms; directing courts and law enforcement agencies
10 to protect certain rights of law-abiding citizens;
11 prohibiting law enforcement officers from obeying or
12 enforcing certain orders; prohibiting the termination
13 or retaliation against a law enforcement officer for
14 refusing to obey or enforce certain orders;
15 prohibiting the state, counties and municipalities
16 from making cuts to funds or budgets of county
17 sheriffs offices or municipal police departments
18 under certain circumstances; defining term; providing
19 for codification; and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 2201 of Title 25, unless there
23 is created a duplication in numbering, reads as follows:

24 Any federal, state, county or municipal act, law, executive
order, administrative order, court order, rule or regulation
ordering the confiscation of firearms, firearm accessories or
ammunition from law-abiding citizens of this state shall be
considered an infringement on the rights of citizens to keep and

1 bear arms as guaranteed by the Second Amendment of the Constitution
2 of the United States and Article II, Section 26 of the Constitution
3 of Oklahoma.

4 SECTION 2. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 2202 of Title 25, unless there
6 is created a duplication in numbering, reads as follows:

7 It shall be the duty of the courts and law enforcement agencies
8 of this state to protect the rights of law-abiding citizens to keep
9 and bear arms within the borders of this state and to protect these
10 rights from the infringement provided under the provisions of
11 Section 1 of this act.

12 SECTION 3. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 2203 of Title 25, unless there
14 is created a duplication in numbering, reads as follows:

15 A. No law enforcement officer shall obey or enforce any direct
16 or indirect order which violates the Second Amendment of the
17 Constitution of the United States, Article II, Section 26 of the
18 Constitution of Oklahoma or the law enforcement oath of the law
19 enforcement officer.

20 B. Any agency or department of the State of Oklahoma, county or
21 municipality shall be prohibited from terminating or retaliating
22 against any law enforcement officer who refuses to obey or enforce
23 any order which violates the Second Amendment of the Constitution of
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1 the United States, Article II, Section 26 of the Constitution of
2 Oklahoma or the law enforcement oath of the law enforcement officer.

3 C. The State of Oklahoma and any county or municipal government
4 shall not cut any funding or budget from a county sheriff's office
5 or municipal police department for:

6 1. Refusing to obey or enforce any order which violates the
7 Second Amendment of the Constitution of the United States, Article
8 II, Section 26 of the Constitution of Oklahoma or the law
9 enforcement oath of a law enforcement officer; or

10 2. Making any county or municipality a Second Amendment
11 sanctuary county or municipality.

12 SECTION 4. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 2204 of Title 25, unless there
14 is created a duplication in numbering, reads as follows:

15 For the purposes of Sections 1 and 2 of this act, the term "law-
16 abiding citizen" shall mean a person who is not otherwise precluded
17 under federal or state law from possessing a firearm and shall not
18 be construed to include anyone who is not legally present in the
19 United States or the State of Oklahoma.

20 SECTION 5. This act shall become effective November 1, 2021.

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