

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 386

By: Sykes

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5  
6 AS INTRODUCED

7 An Act relating to crimes and punishments;  
8 prohibiting use of public monies, funds or resources  
9 for certain purposes relating to rights as stated in  
10 the Second Amendment to the Constitution of the  
11 United States; deeming use of public property,  
resources, employees, networks or time as use of  
12 public funds; extending prohibitions to certain  
13 activity; providing penalty; providing for  
14 codification; and providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 593 of Title 21, unless there is  
18 created a duplication in numbering, reads as follows:

19 A. It shall be unlawful for any individual, state entity or  
20 political subdivision of this state, or any branch, division,  
21 foundation, contractor or affiliate of a political subdivision to  
22 expend any monies, funds or resources, directly or indirectly, for:

23 1. Publicity or propaganda purposes opposing rights as stated  
24 in the Second Amendment to the Constitution of the United States;

1           2. Preparation, distribution or use of any kit, pamphlet,  
2 booklet, publication, electronic communication, radio, television or  
3 video presentation or other audiovisual presentation or material  
4 designed to defeat the enactment of:

- 5           a. legislation before any federal or state governmental  
6           entity relating to rights as stated in the Second  
7           Amendment to the Constitution of the United States, or
- 8           b. any proposed or pending rule, regulation,  
9           administrative action or order issued by any federal  
10          or state governmental entity relating to rights as  
11          stated in the Second Amendment to the Constitution of  
12          the United States; or

13          3. Employment or retention or use of an executive or  
14 legislative lobbyist or legislative liaison, as such terms are  
15 defined in the Rules of the Ethics Commission, to support or defeat  
16 the enactment, repeal or amendment of any legislation, rule,  
17 regulation, administrative action or order by any federal or state  
18 governmental entity in opposition to rights as stated in the Second  
19 Amendment to the Constitution of the United States.

20          B. No individual, state entity or political subdivision of this  
21 state or any branch, division, foundation, contractor or affiliate  
22 of a political subdivision shall use any monies, funds or resources,  
23 directly or indirectly, to pay the salary or expenses of any public  
24 employee or grant or contract recipient, or agent acting on behalf

1 of such recipient, related to any activity designed to influence the  
2 enactment, repeal or amendment of legislation, an appropriation, a  
3 regulation, an administrative action, rule or an executive order  
4 proposed or pending before any federal or state governmental entity  
5 in opposition to rights as stated in the Second Amendment to the  
6 Constitution of the United States.

7 C. The use of public property, resources, employees, networks  
8 or time shall be considered to be the use of funds pursuant to the  
9 provisions of this section.

10 D. The prohibitions in subsections A and B of this section  
11 shall include any activity to advocate or promote any proposed,  
12 pending or future:

13 1. Federal or state tax, fine or fee increase relating to  
14 rights as stated in the Second Amendment to the Constitution of the  
15 United States; or

16 2. Requirement or restriction on any legal consumer product,  
17 including its sale or marketing, relating to rights as stated in the  
18 Second Amendment to the Constitution of the United States.

19 E. Any person violating the provisions of this section shall be  
20 guilty of a misdemeanor and, upon conviction, shall be punished by a  
21 fine of One Thousand Dollars (\$1,000.00), by imprisonment in the  
22 county jail for a term of not more than one (1) year, or by both  
23 such fine and imprisonment.

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1 SECTION 2. This act shall become effective in accordance with  
2 the provisions of Section 58 of Article V of the Oklahoma  
3 Constitution.

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