

SENATE BILL No. 548

By Committee on Federal and State Affairs

3-13

1 AN ACT concerning firearms; relating to the personal and family
2 protection act; requiring a concealed carry license to lawfully carry a
3 concealed handgun; providing permanent exemptions for
4 postsecondary educational institutions from the public buildings
5 requirements; amending K.S.A. 21-5914, 21-6301, 21-6302, 21-6308,
6 21-6309, 32-1002, 75-7c10, 75-7c17 and 75-7c20 and K.S.A. 2023
7 Supp. 75-7c02, 75-7c03, 75-7c04, 75-7c05, 75-7c08 and 75-7c21 and
8 repealing the existing sections.
9

10 *Be it enacted by the Legislature of the State of Kansas:*

11 New Section 1. (a) Any person not subject to the provisions of K.S.A.
12 21-6302(a)(4), and amendments thereto, pursuant to K.S.A. 21-6302(d)(7),
13 and amendments thereto, shall obtain, at such person's own expense, and
14 maintain a license to carry a concealed handgun in accordance with this
15 act.

16 (b) The provisions of this section shall be a part of and supplemental
17 to the personal and family protection act.

18 Sec. 2. K.S.A. 21-5914 is hereby amended to read as follows: 21-
19 5914. (a) Traffic in contraband in a correctional institution or care and
20 treatment facility is, without the consent of the administrator of the
21 correctional institution or care and treatment facility:

22 (1) Introducing or attempting to introduce any item into or upon the
23 grounds of any correctional institution or care and treatment facility;

24 (2) taking, sending, attempting to take or attempting to send any item
25 from any correctional institution or care and treatment facility;

26 (3) any unauthorized possession of any item while in any correctional
27 institution or care and treatment facility;

28 (4) distributing any item within any correctional institution or care
29 and treatment facility;

30 (5) supplying to another who is in lawful custody any object or thing
31 adapted or designed for use in making an escape; or

32 (6) introducing into an institution in which a person is confined any
33 object or thing adapted or designed for use in making any escape.

34 (b) Traffic in contraband in a correctional institution or care and
35 treatment facility is a:

36 (1) Severity level 6, nonperson felony, except as provided in

1 subsection (b)(2) or (b)(3);

2 (2) severity level 5, nonperson felony, if such items are:

3 (A) Firearms, ammunition, explosives or a controlled substance that
4 is defined in K.S.A. 21-5701, and amendments thereto, except as provided
5 in subsection (b)(3);

6 (B) defined as contraband by rules and regulations adopted by the
7 secretary of corrections, in a state correctional institution or facility by an
8 employee of a state correctional institution or facility, except as provided
9 in subsection (b)(3);

10 (C) defined as contraband by rules and regulations adopted by the
11 secretary for aging and disability services, in a care and treatment facility
12 by an employee of a care and treatment facility, except as provided in
13 subsection (b)(3); or

14 (D) defined as contraband by rules and regulations adopted by the
15 commissioner of the juvenile justice authority, in a juvenile correctional
16 facility by an employee of a juvenile correctional facility, except as
17 provided by subsection (b)(3); and

18 (3) severity level 4, nonperson felony, if:

19 (A) Such items are firearms, ammunition or explosives, in a
20 correctional institution by an employee of a correctional institution or in a
21 care and treatment facility by an employee of a care and treatment facility;
22 or

23 (B) a violation of subsection (a)(5) or (a)(6) by an employee or
24 volunteer of the department of corrections, or the employee or volunteer of
25 a contractor who is under contract to provide services to the department of
26 corrections.

27 (c) The provisions of subsection (b)(2)(A) shall not apply to the
28 possession of a firearm or ammunition in a parking lot open to the public if
29 the firearm or ammunition is carried on the person while in a vehicle or
30 while securing the firearm or ammunition in the vehicle, or stored out of
31 plain view in a locked but unoccupied vehicle, and such person ~~is either:~~
32 ~~(1) 21 years of age or older; or (2) possesses a valid provisional license~~
33 issued pursuant to K.S.A. 75-7c03, and amendments thereto, or a valid
34 license to carry a concealed handgun issued by another jurisdiction that is
35 recognized in this state pursuant to K.S.A. 75-7c03, and amendments
36 thereto.

37 (d) As used in this section:

38 (1) "Correctional institution" means any state correctional institution
39 or facility, conservation camp, state security hospital, juvenile correctional
40 facility, community correction center or facility for detention or
41 confinement, juvenile detention facility or jail;

42 (2) "care and treatment facility" means the state security hospital
43 provided for under K.S.A. 76-1305 et seq., and amendments thereto, and a

1 facility operated by the Kansas department for aging and disability
2 services for the purposes provided for under K.S.A. 59-29a02 et seq., and
3 amendments thereto; and

4 (3) "lawful custody" means the same as *defined* in K.S.A. 21-5912,
5 and amendments thereto.

6 Sec. 3. K.S.A. 21-6301 is hereby amended to read as follows: 21-
7 6301. (a) Criminal use of weapons is knowingly:

8 (1) Selling, manufacturing, purchasing or possessing any bludgeon,
9 sand club or metal knuckles;

10 (2) possessing with intent to use the same unlawfully against another,
11 a dagger, dirk, billy, blackjack, slungshot, dangerous knife, straight-edged
12 razor, throwing star, stiletto or any other dangerous or deadly weapon or
13 instrument of like character;

14 (3) setting a spring gun;

15 (4) possessing any device or attachment of any kind designed, used or
16 intended for use in suppressing the report of any firearm;

17 (5) selling, manufacturing, purchasing or possessing a shotgun with a
18 barrel less than 18 inches in length, or any firearm designed to discharge or
19 capable of discharging automatically more than once by a single function
20 of the trigger, whether the person knows or has reason to know the length
21 of the barrel or that the firearm is designed or capable of discharging
22 automatically;

23 (6) possessing, manufacturing, causing to be manufactured, selling,
24 offering for sale, lending, purchasing or giving away any cartridge ~~which~~
25 *that* can be fired by a handgun and ~~which that~~ has a plastic-coated bullet
26 that has a core of less than 60% lead by weight, whether the person knows
27 or has reason to know that the plastic-coated bullet has a core of less than
28 60% lead by weight;

29 (7) selling, giving or otherwise transferring any firearm with a barrel
30 less than 12 inches ~~long~~ *in length* to any person under 18 years of age
31 whether the person knows or has reason to know the length of the barrel;

32 (8) selling, giving or otherwise transferring any firearms to any
33 person who is both addicted to and an unlawful user of a controlled
34 substance;

35 (9) selling, giving or otherwise transferring any firearm to any person
36 who is or has been a mentally ill person subject to involuntary
37 commitment for care and treatment, as defined in K.S.A. 59-2946, and
38 amendments thereto, or a person with an alcohol or substance abuse
39 problem subject to involuntary commitment for care and treatment as
40 defined in K.S.A. 59-29b46, and amendments thereto;

41 (10) possessing any firearm by a person who is both addicted to and
42 an unlawful user of a controlled substance;

43 (11) possessing any firearm by any person, other than a law

1 enforcement officer, in or on any school property or grounds upon which is
2 located a building or structure used by a unified school district or an
3 accredited nonpublic school for student instruction or attendance or
4 extracurricular activities of pupils enrolled in kindergarten or any of the
5 grades one through 12 or at any regularly scheduled school sponsored
6 activity or event whether the person knows or has reason to know that such
7 person was in or on any such property or grounds;

8 (12) refusing to surrender or immediately remove from school
9 property or grounds or at any regularly scheduled school sponsored
10 activity or event any firearm in the possession of any person, other than a
11 law enforcement officer, when so requested or directed by any duly
12 authorized school employee or any law enforcement officer;

13 (13) possessing any firearm by a person who is or has been a
14 mentally ill person subject to involuntary commitment for care and
15 treatment, as defined in K.S.A. 59-2946, and amendments thereto, or
16 persons with an alcohol or substance abuse problem subject to involuntary
17 commitment for care and treatment as defined in K.S.A. 59-29b46, and
18 amendments thereto;

19 (14) possessing a firearm with a barrel less than 12 inches ~~long~~ *in*
20 *length* by any person less than 18 years of age;

21 (15) possessing any firearm while a fugitive from justice;

22 (16) possessing any firearm by a person who is an alien illegally or
23 unlawfully in the United States;

24 (17) possessing any firearm by a person while such person is subject
25 to a court order that:

26 (A) Was issued after a hearing, of which such person received actual
27 notice, and at which such person had an opportunity to participate;

28 (B) restrains such person from harassing, stalking or threatening an
29 intimate partner of such person or a child of such person or such intimate
30 partner, or engaging in other conduct that would place an intimate partner
31 in reasonable fear of bodily injury to the partner or the child; and

32 (C) (i) includes a finding that such person represents a credible threat
33 to the physical safety of such intimate partner or child; or

34 (ii) by its terms, explicitly prohibits the use, attempted use or
35 threatened use of physical force against such intimate partner or child that
36 would reasonably be expected to cause bodily injury; or

37 (18) possessing any firearm by a person who, within the preceding
38 five years, has been convicted of a misdemeanor for a domestic violence
39 offense, or a misdemeanor under a law of another jurisdiction ~~which~~ *that* is
40 substantially the same as such misdemeanor offense.

41 (b) Criminal use of weapons as defined in:

42 (1) Subsection (a)(1), (a)(2), (a)(3), (a)(7), (a)(8), (a)(9) or (a)(12) is a
43 class A nonperson misdemeanor;

- 1 (2) subsection (a)(4), (a)(5) or (a)(6) is a severity level 9, nonperson
2 felony;
- 3 (3) subsection (a)(10) or (a)(11) is a class B nonperson select
4 misdemeanor;
- 5 (4) subsection (a)(13), (a)(15), (a)(16), (a)(17) or (a)(18) is a severity
6 level 8, nonperson felony; and
- 7 (5) subsection (a)(14) is a:
- 8 (A) Class A nonperson misdemeanor except as provided in subsection
9 (b)(5)(B); *and*
- 10 (B) severity level 8, nonperson felony, upon a second or subsequent
11 conviction.
- 12 (c) Subsections (a)(1), (a)(2) and (a)(5) shall not apply to:
- 13 (1) Law enforcement officers, or any person summoned by any such
14 officers to assist in making arrests or preserving the peace while actually
15 engaged in assisting such officer;
- 16 (2) wardens, superintendents, directors, security personnel and
17 keepers of prisons, penitentiaries, jails and other institutions for the
18 detention of persons accused or convicted of crime, while acting within the
19 scope of their authority;
- 20 (3) members of the armed services or reserve forces of the United
21 States or the Kansas national guard while in the performance of their
22 official duty; or
- 23 (4) the manufacture of, transportation to, or sale of weapons to a
24 person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess
25 such weapons.
- 26 (d) Subsections (a)(4) and (a)(5) shall not apply to any person who
27 sells, purchases, possesses or carries a firearm, device or attachment ~~which~~
28 *that* has been rendered unserviceable by steel weld in the chamber and
29 marriage weld of the barrel to the receiver and ~~which~~ *that* has been
30 registered in the national firearms registration and transfer record in
31 compliance with 26 U.S.C. § 5841 et seq. in the name of such person and,
32 if such person transfers such firearm, device or attachment to another
33 person, has been so registered in the transferee's name by the transferor.
- 34 (e) Subsection (a)(6) shall not apply to a governmental laboratory or
35 solid plastic bullets.
- 36 (f) Subsection (a)(4) shall not apply to a law enforcement officer who
37 is:
- 38 (1) Assigned by the head of such officer's law enforcement agency to
39 a tactical unit ~~which~~ *that* receives specialized, regular training;
- 40 (2) designated by the head of such officer's law enforcement agency
41 to possess devices described in subsection (a)(4); and
- 42 (3) in possession of commercially manufactured devices ~~which~~ *that*
43 are:

- 1 (A) Owned by the law enforcement agency;
2 (B) in such officer's possession only during specific operations; and
3 (C) approved by the bureau of alcohol, tobacco, firearms and
4 explosives of the United States department of justice.

5 (g) Subsections (a)(4), (a)(5) and (a)(6) shall not apply to any person
6 employed by a laboratory—~~which~~ *that* is certified by the United States
7 department of justice, national institute of justice, while actually engaged
8 in the duties of their employment and on the premises of such certified
9 laboratory. Subsections (a)(4), (a)(5) and (a)(6) shall not affect the
10 manufacture of, transportation to or sale of weapons to such certified
11 laboratory.

12 (h) Subsections (a)(4) and (a)(5) shall not apply to or affect any
13 person or entity in compliance with the national firearms act, 26 U.S.C. §
14 5801 et seq.

15 (i) (1) Subsection (a)(4) shall not apply to or affect any person in
16 possession of a device or attachment designed, used or intended for use in
17 suppressing the report of any firearm, if such device or attachment satisfies
18 the description of a Kansas-made firearm accessory as set forth in K.S.A.
19 2023 Supp. 50-1204, and amendments thereto.

20 (2) The provisions of this subsection shall apply to any violation of
21 subsection (a)(4) that occurred on or after April 25, 2013.

22 (j) Subsection (a)(11) shall not apply to:

23 (1) Possession of any firearm in connection with a firearms safety
24 course of instruction or firearms education course approved and authorized
25 by the school;

26 (2) possession of any firearm specifically authorized in writing by the
27 superintendent of any unified school district or the chief administrator of
28 any accredited nonpublic school;

29 (3) possession of a firearm secured in a motor vehicle by a parent,
30 guardian, custodian or someone authorized to act in such person's behalf
31 who is delivering or collecting a student;

32 (4) possession of a firearm secured in a motor vehicle by a registered
33 voter who is on the school grounds,—~~which~~ *that* contain a polling place for
34 the purpose of voting during polling hours on an election day; or

35 (5) possession of a concealed handgun by an individual who ~~is not~~
36 ~~prohibited from possessing a firearm under either federal or state law, and~~
37 ~~who is either: (A) 21 years of age or older; or (B) possesses a valid~~
38 ~~provisional~~ license issued pursuant to K.S.A. 75-7c03, and amendments
39 thereto, or a valid license to carry a concealed handgun issued by another
40 jurisdiction that is recognized in this state pursuant to K.S.A. 75-7c03, and
41 amendments thereto.

42 (k) Subsections (a)(9) and (a)(13) shall not apply to a person who has
43 received a certificate of restoration pursuant to K.S.A. 75-7c26, and

1 amendments thereto.

2 (1) Subsection (a)(14) shall not apply if such person, less than 18
3 years of age, was:

4 (1) In attendance at a hunter's safety course or a firearms safety
5 course;

6 (2) engaging in practice in the use of such firearm or target shooting
7 at an established range authorized by the governing body of the
8 jurisdiction in which such range is located, or at another private range with
9 permission of such person's parent or legal guardian;

10 (3) engaging in an organized competition involving the use of such
11 firearm, or participating in or practicing for a performance by an
12 organization exempt from federal income tax pursuant to section 501(c)(3)
13 of the internal revenue code of 1986 ~~which~~ *that* uses firearms as a part of
14 such performance;

15 (4) hunting or trapping pursuant to a valid license issued to such
16 person pursuant to article 9 of chapter 32 of the Kansas Statutes
17 Annotated, and amendments thereto;

18 (5) traveling with any such firearm in such person's possession being
19 unloaded to or from any activity described in subsections (1)(1) through (1)
20 (4), only if such firearm is secured, unloaded and outside the immediate
21 access of such person;

22 (6) on real property under the control of such person's parent, legal
23 guardian or grandparent and who has the permission of such parent, legal
24 guardian or grandparent to possess such firearm; or

25 (7) at such person's residence and who, with the permission of such
26 person's parent or legal guardian, possesses such firearm for the purpose of
27 exercising the rights contained in K.S.A. 21-5222, 21-5223 or 21-5225,
28 and amendments thereto.

29 (m) As used in this section:

30 (1) "Domestic violence" means the use or attempted use of physical
31 force, or the threatened use of a deadly weapon, committed against a
32 person with whom the offender is involved or has been involved in a
33 dating relationship or is a family or household member.

34 (2) "Fugitive from justice" means any person having knowledge that
35 a warrant for the commission of a felony has been issued for the
36 apprehension of such person under K.S.A. 22-2713, and amendments
37 thereto.

38 (3) "Intimate partner" means, with respect to a person, the spouse of
39 the person, a former spouse of the person, an individual who is a parent of
40 a child of the person or an individual who cohabitates or has cohabitated
41 with the person.

42 (4) "Throwing star" means any instrument, without handles,
43 consisting of a metal plate having three or more radiating points with one

1 or more sharp edges and designed in the shape of a polygon, trefoil, cross,
2 star, diamond or other geometric shape, manufactured for use as a weapon
3 for throwing.

4 Sec. 4. K.S.A. 21-6302 is hereby amended to read as follows: 21-
5 6302. (a) Criminal carrying of a weapon is knowingly carrying:

6 (1) Any bludgeon, sandclub, metal knuckles or throwing star;

7 (2) concealed on one's person, a billy, blackjack, slungshot or any
8 other dangerous or deadly weapon or instrument of like character;

9 (3) on one's person or in any land, water or air vehicle, with intent to
10 use the same unlawfully, a tear gas or smoke bomb or projector or any
11 object containing a noxious liquid, gas or substance;

12 (4) any pistol, revolver or other firearm concealed on one's person ~~if~~
13 ~~such person is under 21 years of age~~, except when on such person's land or
14 in such person's abode or fixed place of business; or

15 (5) a shotgun with a barrel less than 18 inches in length or any other
16 firearm designed to discharge or capable of discharging automatically
17 more than once by a single function of the trigger whether the person
18 knows or has reason to know the length of the barrel or that the firearm is
19 designed or capable of discharging automatically.

20 (b) Criminal carrying of a weapon as defined in:

21 (1) Subsections (a)(1), (a)(2), (a)(3) or (a)(4) is a class A nonperson
22 misdemeanor; and

23 (2) subsection (a)(5) is a severity level 9, nonperson felony.

24 (c) Subsection (a) shall not apply to:

25 (1) Law enforcement officers, or any person summoned by any such
26 officers to assist in making arrests or preserving the peace while actually
27 engaged in assisting such officer;

28 (2) wardens, superintendents, directors, security personnel and
29 keepers of prisons, penitentiaries, jails and other institutions for the
30 detention of persons accused or convicted of crime, while acting within the
31 scope of their authority;

32 (3) members of the armed services or reserve forces of the United
33 States or the Kansas national guard while in the performance of their
34 official duty; or

35 (4) the manufacture of, transportation to, or sale of weapons to a
36 person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess
37 such weapons.

38 (d) Subsection (a)(4) shall not apply to:

39 (1) *Watchmen, while actually engaged in the performance of the*
40 *duties of their employment;*

41 (2) *licensed hunters or fishermen, while engaged in hunting or*
42 *fishing;*

43 (3) *private detectives licensed by the state to carry the firearm*

1 involved, while actually engaged in the duties of their employment;

2 (4) detectives or special agents regularly employed by railroad
3 companies or other corporations to perform full-time security or
4 investigative service, while actually engaged in the duties of their
5 employment;

6 (5) the state fire marshal, the state fire marshal's deputies or any
7 member of a fire department authorized to carry a firearm pursuant to
8 K.S.A. 31-157, and amendments thereto, while engaged in an investigation
9 in which such fire marshal, deputy or member is authorized to carry a
10 firearm pursuant to K.S.A. 31-157, and amendments thereto;

11 (6) special deputy sheriffs described in K.S.A. 19-827, and
12 amendments thereto, who have satisfactorily completed the basic course of
13 instruction required for permanent appointment as a part-time law
14 enforcement officer under K.S.A. 74-5607a, and amendments thereto;

15 (7) the United States attorney for the district of Kansas, the attorney
16 general, any district attorney or county attorney, any assistant United
17 States attorney if authorized by the United States attorney for the district
18 of Kansas, any assistant attorney general if authorized by the attorney
19 general, or any assistant district attorney or assistant county attorney if
20 authorized by the district attorney or county attorney by whom such
21 assistant is employed. The provisions of this paragraph shall not apply to
22 any person who is not in compliance with the provisions of section 1, and
23 amendments thereto;

24 (8) any law enforcement officer, as such term is defined in K.S.A. 75-
25 7c22, and amendments thereto, who satisfies the requirements of either
26 K.S.A. 75-7c22(a) or (b), and amendments thereto; or

27 (9) any person who ~~is carrying a handgun, as defined in K.S.A. 75-~~
28 ~~7c02, and amendments thereto, and who~~ possesses a valid ~~provisional~~
29 license issued pursuant to K.S.A. 75-7c03, and amendments thereto, or a
30 valid license or permit to carry a concealed firearm that was issued by
31 another jurisdiction and is recognized in this state pursuant to K.S.A. 75-
32 7c03, and amendments thereto.

33 (e) Subsection (a)(5) shall not apply to:

34 (1) Any person who sells, purchases, possesses or carries a firearm,
35 device or attachment ~~which that~~ has been rendered unserviceable by steel
36 weld in the chamber and marriage weld of the barrel to the receiver and
37 ~~which that~~ has been registered in the national firearms registration and
38 transfer record in compliance with 26 U.S.C. § 5841 et seq. in the name of
39 such person and, if such person transfers such firearm, device or
40 attachment to another person, has been so registered in the transferee's
41 name by the transferor;

42 (2) any person employed by a laboratory ~~which that~~ is certified by the
43 United States department of justice, national institute of justice, while

1 actually engaged in the duties of their employment and on the premises of
 2 such certified laboratory. Subsection (a)(5) shall not affect the manufacture
 3 of, transportation to or sale of weapons to such certified laboratory; or

4 (3) any person or entity in compliance with the national firearms act,
 5 26 U.S.C. § 5801 et seq.

6 (f) *It shall not be a violation of this section if a person violates the*
 7 *provisions of K.S.A. 75-7c03, and amendments thereto, but such person*
 8 *has been issued a valid license to carry a concealed handgun pursuant to*
 9 *K.S.A. 75-7c03, and amendments thereto, or by another jurisdiction that is*
 10 *recognized in this state pursuant to K.S.A. 75-7c03, and amendments*
 11 *thereto.*

12 (g) As used in this section, "throwing star" means the same as
 13 ~~prescribed by~~ defined in K.S.A. 21-6301, and amendments thereto.

14 Sec. 5. K.S.A. 21-6308 is hereby amended to read as follows: 21-
 15 6308. (a) Criminal discharge of a firearm is the:

16 (1) Reckless and unauthorized discharge of any firearm at:

17 (A) A dwelling, building or structure in which there is a human being,
 18 regardless of whether the person discharging the firearm knows or has
 19 reason to know that there is a human being present;

20 (B) a motor vehicle in which there is a human being, regardless of
 21 whether the person discharging the firearm knows or has reason to know
 22 that there is a human being present; or

23 (C) an aircraft, watercraft, train, locomotive, railroad car, caboose,
 24 rail-mounted work equipment or rolling stock or other means of
 25 conveyance of persons, other than a motor vehicle, or property in which
 26 there is a human being, regardless of whether the person discharging the
 27 firearm knows or has reason to know that there is a human being present;

28 (2) reckless and unauthorized discharge of any firearm at a dwelling
 29 in which there is no human being; or

30 (3) discharge of any firearm:

31 (A) Upon any land or nonnavigable body of water of another, without
 32 having obtained permission of the owner or person in possession of such
 33 land; or

34 (B) upon or from any public road, public road right-of-way or
 35 railroad right-of-way except as otherwise authorized by law.

36 (b) Criminal discharge of a firearm as defined in:

37 (1) Subsection (a)(1) is a:

38 (A) Severity level 7, person felony except as provided in subsection
 39 (b)(1)(B) or (b)(1)(C);

40 (B) severity level 5, person felony if such criminal discharge results
 41 in bodily harm to a person during the commission thereof; and

42 (C) severity level 3, person felony if such criminal discharge results
 43 in great bodily harm to a person during the commission thereof;

- 1 (2) subsection (a)(2) is a severity level 8, person felony; and
2 (3) subsection (a)(3) is a class C nonperson misdemeanor.
3 (c) Subsection (a)(1) shall not apply if the act is a violation of K.S.A.
4 21-5412(d), and amendments thereto.
5 (d) Subsection (a)(3) shall not apply to any of the following:
6 (1) Law enforcement officers, or any person summoned by any such
7 officers to assist in making arrests or preserving the peace while actually
8 engaged in assisting such officer;
9 (2) wardens, superintendents, directors, security personnel and
10 keepers of prisons, penitentiaries, jails and other institutions for the
11 detention of persons accused or convicted of crime, while acting within the
12 scope of their authority;
13 (3) members of the armed services or reserve forces of the United
14 States or the national guard while in the performance of their official duty;
15 (4) watchmen, while actually engaged in the performance of the
16 duties of their employment;
17 (5) private detectives licensed by the state to carry the firearm
18 involved, while actually engaged in the duties of their employment;
19 (6) detectives or special agents regularly employed by railroad
20 companies or other corporations to perform full-time security or
21 investigative service, while actually engaged in the duties of their
22 employment;
23 (7) the state fire marshal, the state fire marshal's deputies or any
24 member of a fire department authorized to carry a firearm pursuant to
25 K.S.A. 31-157, and amendments thereto, while engaged in an investigation
26 in which such fire marshal, deputy or member is authorized to carry a
27 firearm pursuant to K.S.A. 31-157, and amendments thereto; or
28 (8) (A) The United States attorney for the district of Kansas, the
29 attorney general; or any district attorney or county attorney, while actually
30 engaged in the duties of their employment or any activities incidental to
31 such duties;
32 (B) any assistant United States attorney if authorized by the United
33 States attorney for the district of Kansas ~~and~~, while actually engaged in the
34 duties of their employment or any activities incidental to such duties;
35 (C) any assistant attorney general if authorized by the attorney
36 general ~~and~~, while actually engaged in the duties of their employment or
37 any activities incidental to such duties; or
38 (D) any assistant district attorney or assistant county attorney if
39 authorized by the district attorney or county attorney by whom such
40 assistant is employed ~~and~~, while actually engaged in the duties of their
41 employment or any activities incidental to such duties.
42 (e) *The provisions of paragraph (d)(8) shall not apply to any person*
43 *who is not in compliance with the provisions of section 1, and amendments*

1 *thereto.*

2 Sec. 6. K.S.A. 21-6309 is hereby amended to read as follows: 21-
3 6309. (a) It shall be unlawful to possess, with no requirement of a culpable
4 mental state, a firearm:

5 (1) Within any building located within the capitol complex;

6 (2) within the governor's residence;

7 (3) on the grounds of or in any building on the grounds of the
8 governor's residence;

9 (4) within any other state-owned or leased building if the secretary of
10 administration has so designated by rules and regulations and
11 conspicuously placed signs clearly stating that firearms are prohibited
12 within such building posted in accordance with K.S.A. 75-7c10, and
13 amendments thereto; or

14 (5) within any county courthouse, unless, by county resolution, the
15 board of county commissioners authorize the possession of a firearm
16 within such courthouse.

17 (b) Violation of this section is a class A misdemeanor.

18 (c) This section shall not apply to:

19 (1) A commissioned law enforcement officer;

20 (2) a full-time salaried law enforcement officer of another state or the
21 federal government who is carrying out official duties while in this state;

22 (3) any person summoned by any such officer to assist in making
23 arrests or preserving the peace while actually engaged in assisting such
24 officer; or

25 (4) a member of the military of this state or the United States engaged
26 in the performance of duties.

27 (d) It is not a violation of this section for:

28 (1) The governor, the governor's immediate family, or specifically
29 authorized guest of the governor to possess a firearm within the governor's
30 residence or on the grounds of or in any building on the grounds of the
31 governor's residence;

32 (2) the United States attorney for the district of Kansas, the attorney
33 general, any district attorney or county attorney, any assistant United
34 States attorney if authorized by the United States attorney for the district
35 of Kansas, any assistant attorney general if authorized by the attorney
36 general; or any assistant district attorney or assistant county attorney if
37 authorized by the district attorney or county attorney by whom such
38 assistant is employed, to possess a firearm within any county courthouse
39 and court-related facility, subject to any restrictions or prohibitions
40 imposed in any courtroom by the chief judge of the judicial district. *The*
41 *provisions of this paragraph shall not apply to any person who is not in*
42 *compliance with the provisions of section 1, and amendments thereto;*

43 (3) law enforcement officers, as that term is defined in K.S.A. 75-

1 7c22, and amendments thereto, who satisfy the requirements of either
 2 K.S.A. 75-7c22(a) or (b), and amendments thereto, to possess a firearm; or

3 (4) an individual to possess a concealed handgun if such individual ~~is~~
 4 ~~not prohibited from possessing a firearm under either federal or state law,~~
 5 ~~and such individual is either: (A) 21 years of age or older; or (B) possesses~~
 6 a valid ~~provisional~~ license issued pursuant to K.S.A. 75-7c03, and
 7 amendments thereto, or a valid license to carry a concealed handgun
 8 issued by another jurisdiction that is recognized in this state pursuant to
 9 K.S.A. 75-7c03, and amendments thereto.

10 (e) Notwithstanding the provisions of this section, any county may
 11 elect by passage of a resolution that the provisions of subsection (d)(2)
 12 shall not apply to such county's courthouse or court-related facilities if
 13 such:

14 (1) Buildings have adequate security measures to ensure that no
 15 weapons are permitted to be carried into such buildings;

16 (2) county also has a policy or regulation requiring all law
 17 enforcement officers to secure and store such officer's firearm upon
 18 entering the courthouse or court-related facility. Such policy or regulation
 19 may provide that it does not apply to court security or sheriff's office
 20 personnel for such county; and

21 (3) buildings have a sign conspicuously posted at each entryway into
 22 such building stating that the provisions of subsection (d)(2) do not apply
 23 to such building.

24 (f) As used in this section:

25 (1) "Adequate security measures" ~~shall have the same meaning as the~~
 26 ~~term is~~ *means the same as* defined in K.S.A. 75-7c20, and amendments
 27 thereto;

28 (2) "possession" means having joint or exclusive control over a
 29 firearm or having a firearm in a place where the person has some measure
 30 of access and right of control; and

31 (3) "capitol complex" means the same as *defined* in K.S.A. 75-4514,
 32 and amendments thereto.

33 (g) For the purposes of subsections (a)(1), (a)(4) and (a)(5),
 34 "building" and "courthouse" ~~shall do not~~ include any structure, or any area
 35 of any structure, designated for the parking of motor vehicles.

36 Sec. 7. K.S.A. 32-1002 is hereby amended to read as follows: 32-
 37 1002. (a) Unless and except as permitted by law or rules and regulations
 38 adopted by the secretary in accordance with K.S.A. 32-805, and
 39 amendments thereto, it is unlawful for any person to:

40 (1) Hunt, fish, furharvest or take any wildlife in this state by any
 41 means or manner;

42 (2) possess any wildlife, dead or alive, at any time or in any number,
 43 in this state;

1 (3) purchase, sell, exchange, ship or offer for sale, exchange or
2 shipment any wildlife in this state;

3 (4) take any wildlife in this state for sale, exchange or other
4 commercial purposes;

5 (5) possess any seine, trammel net, hoop net, fyke net, fish gig, fish
6 spear, fish trap or other device, contrivance or material for the purpose of
7 taking wildlife; or

8 (6) take or use, at any time or in any manner, any game bird, game
9 animal, coyote or furbearing animal, whether pen-raised or wild, in any
10 field trial or for training dogs.

11 (b) The provisions of subsections (a)(2) and (a)(3) do not apply to
12 animals sold in surplus property disposal sales of department exhibit herds
13 or animals legally taken outside this state, except the provisions of
14 subsection (a)(3) shall apply to:

15 (1) The meat of game animals legally taken outside this state; and

16 (2) other restrictions as provided by rule and regulation of the
17 secretary.

18 (c) The provisions of this section shall not be construed to prevent:

19 (1) Any person from taking starlings or English and European
20 sparrows;

21 (2) owners or legal occupants of land from killing any animals when
22 found in or near buildings on their premises or when destroying property,
23 subject to the following:

24 (A) The provisions of all federal laws and regulations governing
25 protected species and the provisions of K.S.A. 32-957 through 32-963, and
26 amendments thereto, and rules and regulations adopted thereunder;

27 (B) it is unlawful to use, or possess with intent to use, any such
28 animal so killed unless authorized by rules and regulations of the
29 secretary; and

30 (C) such owners or legal occupants shall make reasonable efforts to
31 alleviate their problems with any such animals before killing them;

32 (3) any person ~~who lawfully possesses a handgun~~ from carrying ~~such~~
33 ~~a concealed handgun, whether concealed or openly carried,~~ while lawfully
34 hunting, fishing or furharvesting, if such person is either: (A) 21 years of
35 age or older; or (B) possesses a valid ~~provisional~~ license issued pursuant to
36 K.S.A. 75-7c03, and amendments thereto, or a valid license to carry a
37 concealed handgun issued by another jurisdiction that is recognized in this
38 state pursuant to K.S.A. 75-7c03, and amendments thereto; or

39 (4) any person who lawfully possesses a device or attachment of any
40 kind designed, used or intended for use in suppressing the report of any
41 firearm from using such device or attachment in conjunction with lawful
42 hunting, fishing or furharvesting.

43 (d) Any person convicted of violating provisions of this section shall

1 be subject to the penalties prescribed in K.S.A. 32-1031, and amendments
2 thereto, except as provided in K.S.A. 32-1032, and amendments thereto,
3 relating to big game and wild turkey.

4 Sec. 8. K.S.A. 2023 Supp. 75-7c02 is hereby amended to read as
5 follows: 75-7c02. As used in the personal and family protection act, except
6 as otherwise provided:

7 (a) "Attorney general" means the attorney general of the state of
8 Kansas.

9 (b) "Handgun" means a "firearm;" as defined in K.S.A. 75-7b01, and
10 amendments thereto.

11 (c) "Athletic event" means athletic instruction, practice or
12 competition held at any location and including any number of athletes.

13 (d) "Dependent" means a resident of the household of an active duty
14 member of any branch of the armed forces of the United States who
15 depends in whole or in substantial part upon the member for financial
16 support.

17 (e) "License" means a ~~provisional or standard~~ license issued by the
18 attorney general pursuant to K.S.A. 75-7c03, and amendments thereto.

19 Sec. 9. K.S.A. 2023 Supp. 75-7c03 is hereby amended to read as
20 follows: 75-7c03. (a) The attorney general shall issue licenses to carry
21 concealed handguns to persons who comply with the application and
22 training requirements of this act and who are not disqualified under K.S.A.
23 75-7c04, and amendments thereto. Such licenses shall be valid throughout
24 the state for a period of four years from the date of issuance. ~~The~~
25 ~~availability of licenses to carry concealed handguns under this act shall not~~
26 ~~be construed to impose a general prohibition on the carrying of handguns~~
27 ~~without such license, whether carried openly or concealed, or loaded or~~
28 ~~unloaded.~~

29 (b) Except as otherwise provided in subsection ~~(d)~~ (e), the license
30 shall be a separate card, in a form prescribed by the attorney general, that
31 is approximately the size of a Kansas driver's license, shall indicate
32 whether the license is a provisional or standard license and shall bear the
33 licensee's signature, name, address, date of birth and driver's license
34 number or nondriver's identification card number except that the attorney
35 general shall assign a unique number for military applicants or their
36 dependents described in K.S.A. 75-7c05(a)(1)(B), and amendments
37 thereto.

38 (c) *At all times when the licensee is in actual possession of a*
39 *concealed handgun, the licensee shall carry the valid license to carry*
40 *concealed handguns. Upon demand of a law enforcement officer, the*
41 *licensee shall display the license to carry concealed handguns and proper*
42 *identification. Verification by a law enforcement officer that a person*
43 *holds a valid license to carry concealed handguns may be accomplished*

1 *by record check using the person's driver's license information or the*
 2 *person's concealed carry license number. The license of any person who*
 3 *violates the provisions of this subsection shall be suspended for not less*
 4 *than 30 days upon the first violation and shall be revoked for not less than*
 5 *five years upon a second or subsequent violation. A violation of this*
 6 *subsection shall not constitute a violation of K.S.A. 21-6302(a)(4), and*
 7 *amendments thereto, if the licensee possesses a valid license.*

8 ~~(e)~~(d) (1) Subject to the provisions of ~~subsection (e)(2)~~ *paragraph*
 9 *(2)*, a valid license or permit to carry a concealed firearm issued by another
 10 jurisdiction shall be recognized in this state, but only while the holder is
 11 not a resident of Kansas.

12 (2) A valid license or permit that is recognized pursuant to this
 13 subsection shall only entitle the lawful holder thereof to carry concealed
 14 handguns, as defined by K.S.A. 75-7c02, and amendments thereto, in
 15 accordance with the laws of this state while such holder is present in this
 16 state. The recognition of a license or permit pursuant to this subsection
 17 shall not be construed to impose a general prohibition on the carrying of
 18 handguns without such license, whether carried openly or concealed, or
 19 loaded or unloaded.

20 (3) As used in this subsection, the terms "jurisdiction" and "license or
 21 permit" ~~shall have the same meanings as provided~~ *mean the same as*
 22 *defined in K.S.A. 75-7c04, and amendments thereto.*

23 ~~(d)~~(e) If at any time it becomes impractical for the division of
 24 vehicles of the department of revenue to issue physical cards consistent
 25 with the requirements of this act and the attorney general determines that
 26 the conditions for such impracticality have existed for at least 30 days, the
 27 attorney general shall issue an authorization document to each licensee
 28 that authorizes the licensee to exercise the rights and privileges to carry a
 29 concealed handgun as set forth in this act. Such document shall include the
 30 licensee information required under subsection (b) and state that the
 31 document is proof that the licensee holds a valid license to carry concealed
 32 handguns. All such documents issued during any such period that it is
 33 impractical for the division of vehicles of the department of revenue to
 34 issue a physical card shall expire 90 days after such conditions have
 35 ceased and it is practical for the division of vehicles to resume issuing
 36 physical cards.

37 Sec. 10. K.S.A. 2023 Supp. 75-7c04 is hereby amended to read as
 38 follows: 75-7c04. (a) The attorney general shall not issue a license
 39 pursuant to this act if the applicant:

40 (1) Is not a resident of the county where application for licensure is
 41 made or is not a resident of the state;

42 (2) is prohibited from shipping, transporting, possessing or receiving
 43 a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments

1 thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 21-6301(a)(10)
 2 ~~through~~, (a)(13) *or (a)(15) through (a)(18)* or K.S.A. 21-6304(a)(1)
 3 through ~~(a)(3) (a)(4)~~, and amendments thereto; or

4 (3) ~~(A) For a provisional license, is less than 18 years of age; or~~

5 ~~(B) for a standard license, is less than 21 years of age.~~

6 (b) (1) The attorney general shall adopt rules and regulations
 7 establishing procedures and standards as authorized by this act for an
 8 eight-hour handgun safety and training course required by this section.
 9 Such standards shall include:

10 (A) A requirement that trainees receive training in the safe storage of
 11 handguns, actual firing of handguns and instruction in the laws of this state
 12 governing the carrying of concealed handguns and the use of deadly force;

13 (B) general guidelines for courses which are compatible with the
 14 industry standard for basic handgun training for civilians;

15 (C) qualifications of instructors; and

16 (D) a requirement that the course be:

17 (i) A handgun course certified or sponsored by the attorney general;
 18 or

19 (ii) a handgun course certified or sponsored by the national rifle
 20 association or by a law enforcement agency, college, private or public
 21 institution or organization or handgun training school, if the attorney
 22 general determines that such course meets or exceeds the standards
 23 required by rules and regulations adopted by the attorney general and is
 24 taught by instructors certified by the attorney general or by the national
 25 rifle association, if the attorney general determines that the requirements
 26 for certification of instructors by such association meet or exceed the
 27 standards required by rules and regulations adopted by the attorney
 28 general.

29 (2) Any person wanting to be certified by the attorney general as an
 30 instructor shall submit to the attorney general an application in the form
 31 required by the attorney general and a fee not to exceed \$150.

32 ~~(2)(3)~~ (3) The cost of the handgun safety and training course required by
 33 this section shall be paid by the applicant. The following shall constitute
 34 satisfactory evidence of satisfactory completion of an approved handgun
 35 safety and training course:

36 (A) Evidence of completion of a course that satisfies the requirements
 37 of subsection (b)(1), in the form provided by rules and regulations adopted
 38 by the attorney general;

39 (B) an affidavit from the instructor, school, club, organization or
 40 group that conducted or taught such course attesting to the completion of
 41 the course by the applicant;

42 (C) evidence of completion of a course offered in another jurisdiction
 43 which is determined by the attorney general to have training requirements

1 that are equal to or greater than those required by this act; or

2 (D) a determination by the attorney general pursuant to subsection
3 (c).

4 (c) (1) The attorney general may:

5 (A) Create a list of concealed carry handgun licenses or permits
6 issued by other jurisdictions that the attorney general finds have training
7 requirements that are equal to or greater than those of this state; and

8 (B) review each application received pursuant to K.S.A. 75-7c05, and
9 amendments thereto, to determine if the applicant's previous training
10 qualifications were equal to or greater than those of this state.

11 (2) For the purposes of this subsection:

12 (A) "Equal to or greater than" means the applicant's prior training
13 meets or exceeds the training established in this section by having
14 required, at a minimum, the applicant to: (i) Receive instruction on the
15 laws of self-defense; and (ii) demonstrate training and competency in the
16 safe handling, storage and actual firing of handguns.

17 (B) "Jurisdiction" means another state or the District of Columbia.

18 (C) "License or permit" means a concealed carry handgun license or
19 permit from another jurisdiction that has not expired and, except for any
20 residency requirement of the issuing jurisdiction, is currently in good
21 standing.

22 Sec. 11. K.S.A. 2023 Supp. 75-7c05 is hereby amended to read as
23 follows: 75-7c05. (a) The application for a license ~~pursuant to this act~~ shall
24 be completed, under oath, on a form prescribed by the attorney general and
25 shall only include:

26 (1) (A) Subject to the provisions of subsection (a)(1)(B), the name,
27 address, social security number, Kansas driver's license number or Kansas
28 nondriver's license identification number, place and date of birth, a
29 photocopy of the applicant's driver's license or nondriver's identification
30 card and a photocopy of the applicant's certificate of training course
31 completion; *or*

32 (B) in the case of an applicant who presents proof that such person is
33 on active duty with any branch of the armed forces of the United States, or
34 is the dependent of such a person, and who does not possess a Kansas
35 driver's license or Kansas nondriver's license identification, the number of
36 such license or identification shall not be required;

37 (2) a statement that the applicant is in compliance with criteria
38 contained within K.S.A. 75-7c04, and amendments thereto;

39 (3) a statement that the applicant has been furnished a copy of this act
40 and is knowledgeable of its provisions;

41 (4) a conspicuous warning that the application is executed under oath
42 and that a false answer to any question, or the submission of any false
43 document by the applicant, subjects the applicant to criminal prosecution

1 under K.S.A. 21-5903, and amendments thereto; and

2 (5) a statement that the applicant desires a concealed handgun license
3 as a means of lawful self-defense.

4 (b) Except as otherwise provided in subsection (i), the applicant shall
5 submit to the sheriff of the county where the applicant resides, during any
6 normal business hours:

7 (1) A completed application described in subsection (a);

8 (2) an amount of \$32.50 payable to the sheriff of the county where
9 the applicant resides for the purpose of covering the cost of taking
10 fingerprints pursuant to subsection (c);

11 (3) if applicable, a photocopy of the proof of training required by
12 K.S.A. 75-7c04(b)(1), and amendments thereto; and

13 (4) a full frontal view photograph of the applicant taken within the
14 preceding 30 days.

15 (c) (1) Except as otherwise provided in subsection (i), the sheriff,
16 upon receipt of the items listed in subsection (b), shall provide for the full
17 set of fingerprints of the applicant to be taken and forwarded to the
18 attorney general for purposes of a criminal history records check as
19 provided by subsection (d). In addition, the sheriff shall forward the
20 application to the attorney general. Notwithstanding any provision in this
21 section to the contrary, an applicant shall not be required to submit
22 fingerprints for a renewal application under K.S.A. 75-7c08, and
23 amendments thereto.

24 (2) The sheriff of the applicant's county of residence or the chief law
25 enforcement officer of any law enforcement agency, at the sheriff's or chief
26 law enforcement officer's discretion, may participate in the process by
27 submitting a voluntary report to the attorney general containing readily
28 discoverable information, corroborated through public records, which,
29 when combined with another enumerated factor, establishes that the
30 applicant poses a significantly greater threat to law enforcement or the
31 public at large than the average citizen. Any such voluntary reporting shall
32 be made within 45 days after the date the sheriff receives the application.
33 Any sheriff or chief law enforcement officer submitting a voluntary report
34 shall not incur any civil or criminal liability as the result of the good faith
35 submission of such report.

36 (3) All funds retained by the sheriff pursuant to the provisions of this
37 section shall be credited to a special fund of the sheriff's office ~~which shall~~
38 ~~be and~~ used solely for the purpose of administering this act.

39 (d) Each applicant shall be subject to a state and national criminal
40 history records check ~~which that~~ conforms to applicable federal standards,
41 including an inquiry of the national instant criminal background check
42 system for the purpose of verifying the identity of the applicant and
43 whether the applicant has been convicted of any crime or has been the

1 subject of any restraining order or any mental health related finding that
2 would disqualify the applicant from holding a license under this act. The
3 attorney general is authorized to use the information obtained from the
4 state or national criminal history record check to determine the applicant's
5 eligibility for such license.

6 (e) Within 90 days after the date of receipt of the items listed in
7 subsection (b), the attorney general shall:

8 (1) (A) Issue the license and certify the issuance to the department of
9 revenue; and

10 (B) if it is impractical for the division of vehicles of the department of
11 revenue to issue physical cards consistent with the requirements of this act
12 and the attorney general has determined that the conditions for such
13 impracticality have existed for at least 30 days, the attorney general shall
14 issue an authorization document in accordance with K.S.A. 75-7c03~~(d)~~(e),
15 and amendments thereto; or

16 (2) (A) deny the application based solely on:

17 ~~(A)~~(i) The report submitted by the sheriff or other chief law
18 enforcement officer under subsection (c)(2) for good cause shown therein;
19 or

20 ~~(B)~~(ii) the ground that the applicant is disqualified under the criteria
21 listed in K.S.A. 75-7c04, and amendments thereto.

22 (B) If the attorney general denies the application, the attorney general
23 shall notify the applicant in writing, stating the ground for denial and
24 informing the applicant the opportunity for a hearing pursuant to the
25 Kansas administrative procedure act.

26 (f) No person who is issued a license or has such license renewed
27 shall be required to pay a fee for the cost of the license or renewal except
28 as otherwise provided in subsection (b) for the purpose of covering the
29 cost of taking fingerprints.

30 (g) (1) A person who is a retired law enforcement officer, as defined
31 in K.S.A. 21-5111, and amendments thereto, shall be:

32 (A) Exempt from the required completion of a handgun safety and
33 training course if such person was certified by the Kansas commission on
34 peace officer's standards and training, or similar body from another
35 jurisdiction, not more than eight years prior to submission of the
36 application; and

37 (B) required to comply with the criminal history records check
38 requirement of this section.

39 (2) Proof of retirement as a law enforcement officer shall be required
40 and provided to the attorney general in the form of a letter from the agency
41 head, or their designee, of the officer's retiring agency that attests to the
42 officer having retired in good standing from that agency as a law
43 enforcement officer for reasons other than mental instability and that the

1 officer has a nonforfeitable right to benefits under a retirement plan of the
2 agency.

3 (h) A person who is a corrections officer, a parole officer or a
4 corrections officer employed by the federal bureau of prisons, as defined
5 by K.S.A. 75-5202, and amendments thereto, shall be:

6 (1) Exempt from the required completion of a handgun safety and
7 training course if such person was issued a certificate of firearms training
8 by the department of corrections or the federal bureau of prisons or similar
9 body not more than one year prior to submission of the application; and

10 (2) required to comply with the criminal history records check
11 requirement of this section.

12 (i) A person who presents proof that such person is on active duty
13 with any branch of the armed forces of the United States and is stationed at
14 a United States military installation located outside this state, may submit
15 by mail an application described in subsection (a) and the other materials
16 required by subsection (b) to the sheriff of the county where the applicant
17 resides. Provided the applicant is fingerprinted at a United States military
18 installation, the applicant may submit a full set of fingerprints of such
19 applicant along with the application. Upon receipt of such items, the
20 sheriff shall forward to the attorney general the application.

21 Sec. 12. K.S.A. 2023 Supp. 75-7c08 is hereby amended to read as
22 follows: 75-7c08. (a) Not less than 90 days prior to the expiration date of
23 the license, the attorney general shall mail to the licensee a written notice
24 of the expiration and a renewal form prescribed by the attorney general.
25 The licensee shall renew the license on or before the expiration date by
26 filing with the attorney general the renewal form, a notarized affidavit,
27 either in person or by certified mail, stating that the licensee remains
28 qualified pursuant to the criteria specified in K.S.A. 75-7c04, and
29 amendments thereto, and a full frontal view photograph of the applicant
30 taken within the preceding 30 days to the attorney general. The attorney
31 general shall complete a name-based background check, including a search
32 of the national instant criminal background check system database. A
33 renewal application is considered filed on the date the renewal form and
34 affidavit are delivered in person to the attorney general's office or on the
35 date a certified mailing to the attorney general's office containing these
36 items is postmarked.

37 (b) Upon receipt of a renewal application as specified in subsection
38 (a), a ~~background~~ *national criminal history record* check in accordance
39 with K.S.A. 75-7c05(d), and amendments thereto, shall be completed.
40 Fingerprints shall not be required for renewal applications. If the licensee
41 is not disqualified as provided by this act, the license shall be renewed
42 upon receipt by the attorney general of the items listed in subsection (a)
43 and the completion of the ~~background~~ *national criminal history record*

1 check. ~~If the licensee holds a valid provisional license at the time the~~
2 ~~renewal application is submitted, then the attorney general shall issue a~~
3 ~~standard license to the licensee if the licensee is not disqualified as~~
4 ~~provided by this act.~~

5 (c) No license shall be renewed if the renewal application is filed six
6 months or more after the expiration date of the license, and such license
7 shall be deemed to be permanently expired. A person whose license has
8 been permanently expired may reapply for licensure but an application for
9 licensure pursuant to K.S.A. 75-7c05, and amendments thereto, shall be
10 submitted, and a background investigation including the submission of
11 fingerprints, shall be conducted pursuant to the provisions of that section.

12 Sec. 13. K.S.A. 75-7c10 is hereby amended to read as follows: 75-
13 7c10. Subject to the provisions of K.S.A. 75-7c20, and amendments
14 thereto:

15 (a) The carrying of a concealed handgun shall not be prohibited in
16 any building unless such building is conspicuously posted in accordance
17 with rules and regulations adopted by the attorney general.

18 (b) Nothing in this act shall be construed to prevent any private
19 employer from restricting or prohibiting, by personnel policies, persons
20 *who possess a valid license issued pursuant to K.S.A. 75-7c03, and*
21 *amendments thereto, or a valid license to carry a concealed handgun*
22 *issued by another jurisdiction that is recognized in this state* from carrying
23 a concealed handgun while on the premises of the employer's business or
24 while engaged in the duties of the person's employment by the employer,
25 except that no employer may prohibit possession of a handgun in a private
26 means of conveyance, even if parked on the employer's premises.

27 (c) (1) Any private entity ~~which~~ *that* provides adequate security
28 measures in a private building and ~~which~~ conspicuously posts signage in
29 accordance with this section prohibiting the carrying of a concealed
30 handgun in such building shall not be liable for any wrongful act or
31 omission relating to actions of persons carrying a concealed handgun
32 concerning acts or omissions regarding such handguns.

33 (2) Any private entity ~~which~~ *that* does not provide adequate security
34 measures in a private building and ~~which~~ allows the carrying of a
35 concealed handgun shall not be liable for any wrongful act or omission
36 relating to actions of persons carrying a concealed handgun concerning
37 acts or omissions regarding such handguns.

38 (3) Nothing in this act shall be deemed to increase the liability of any
39 private entity where liability would have existed under the personal and
40 family protection act prior to the effective date of this act.

41 (d) The governing body or the chief administrative officer, if no
42 governing body exists, of any of the following institutions may permit any
43 employee; ~~who is legally qualified,~~ *possesses a valid license issued*

1 *pursuant to K.S.A. 75-7c03, and amendments thereto, or a valid license to*
2 *carry a concealed handgun issued by another jurisdiction that is*
3 *recognized in this state to carry a concealed handgun in any building of*
4 *such institution, if the employee meets such institution's own policy*
5 *requirements regardless of whether such building is conspicuously posted*
6 *in accordance with the provisions of this section:*

7 (1) A unified school district;

8 (2) a postsecondary educational institution, as defined in K.S.A. 74-
9 3201b, and amendments thereto;

10 (3) a state or municipal-owned medical care facility, as defined in
11 K.S.A. 65-425, and amendments thereto;

12 (4) a state or municipal-owned adult care home, as defined in K.S.A.
13 39-923, and amendments thereto;

14 (5) a community mental health center organized pursuant to K.S.A.
15 19-4001 et seq., and amendments thereto; or

16 (6) an indigent health care clinic, as defined by K.S.A. 65-7402, and
17 amendments thereto.

18 (e) No public employer shall restrict or otherwise prohibit, by
19 personnel policies, any employee; ~~who is legally qualified,~~ *possesses a*
20 *valid license issued pursuant to K.S.A. 75-7c03, and amendments thereto,*
21 *or a valid license to carry a concealed handgun issued by another*
22 *jurisdiction that is recognized in this state* from carrying any concealed
23 handgun while engaged in the duties of such employee's employment
24 outside of such employer's place of business, including while in a means of
25 conveyance. Public employers shall not be liable for any wrongful or
26 negligent act of an employee carrying a concealed handgun that is not
27 being carried in the course and scope of such employee's employment,
28 concerning acts or omissions regarding such handguns.

29 (f) (1) It shall be a violation of this section to carry a concealed
30 handgun in violation of any restriction or prohibition allowed by
31 subsection (a) or (b) if the building is posted in accordance with rules and
32 regulations adopted by the attorney general pursuant to subsection (j). Any
33 person who violates this section shall not be subject to a criminal penalty
34 but may be subject to denial to such premises or removal from such
35 premises.

36 (2) Notwithstanding the provisions of subsection (a) or (b), it is not a
37 violation of this section for the United States attorney for the district of
38 Kansas, the attorney general, any district attorney or county attorney, any
39 assistant United States attorney if authorized by the United States attorney
40 for the district of Kansas, any assistant attorney general if authorized by
41 the attorney general, or any assistant district attorney or assistant county
42 attorney if authorized by the district attorney or county attorney by whom
43 such assistant is employed, to possess a handgun within any of the

1 buildings described in subsection (a) or (b), subject to any restrictions or
2 prohibitions imposed in any courtroom by the chief judge of the judicial
3 district. *The provisions of this paragraph shall not apply to any person*
4 *who is not in compliance with the provisions of section 1, and amendments*
5 *thereto.*

6 (3) Notwithstanding the provisions of subsection (a) or (b), it is not a
7 violation of this section for a law enforcement officer, as that term is
8 defined in K.S.A. 75-7c22, and amendments thereto, who satisfies the
9 requirements of either K.S.A. 75-7c22(a) or (b), and amendments thereto,
10 to possess a handgun within any of the buildings described in subsection
11 (a) or (b), subject to any restrictions or prohibitions imposed in any
12 courtroom by the chief judge of the judicial district.

13 (g) The provisions of this section shall not apply to the carrying of a
14 concealed handgun in the state capitol.

15 (h) For the purposes of this section:

16 (1) "Adequate security measures" ~~shall have the same meaning as the~~
17 ~~term is~~ *means the same as* defined in K.S.A. 75-7c20, and amendments
18 thereto;

19 (2) "building" ~~shall~~ *does* not include any structure, or any area of any
20 structure, designated for the parking of motor vehicles; and

21 (3) "public employer" means the state and any municipality as ~~those~~
22 *such* terms are defined in K.S.A. 75-6102, and amendments thereto, except
23 the term "public employer" ~~shall~~ *does* not include school districts.

24 (i) Nothing in this act shall be construed to authorize the carrying or
25 possession of a handgun where prohibited by federal law.

26 (j) The attorney general shall adopt rules and regulations prescribing
27 the location, content, size and other characteristics of signs to be posted on
28 a building where carrying a concealed handgun is prohibited pursuant to
29 subsections (a) and (b). Such regulations shall prescribe, at a minimum,
30 that:

31 (1) The signs be posted at all exterior entrances to the prohibited
32 buildings;

33 (2) the signs be posted at eye level of adults using the entrance and
34 not more than 12 inches to the right or left of such entrance;

35 (3) the signs not be obstructed or altered in any way; and

36 (4) signs ~~which~~ *that* become illegible for any reason be immediately
37 replaced.

38 Sec. 14. K.S.A. 75-7c17 is hereby amended to read as follows: 75-
39 7c17. (a) The legislature finds as a matter of public policy and fact that it is
40 necessary to provide statewide uniform standards for issuing licenses to
41 carry concealed handguns for self-defense and finds it necessary to occupy
42 the field of regulation of the bearing of concealed handguns for self-
43 defense to ensure that no honest, law-abiding person who qualifies under

1 the provisions of this act is subjectively or arbitrarily denied the person's
2 rights. No city, county or other political subdivision of this state shall
3 regulate, restrict or prohibit the carrying of concealed handguns by
4 individuals *who possesses a valid license issued pursuant to K.S.A. 75-*
5 *7c03, and amendments thereto, or a valid license to carry a concealed*
6 *handgun issued by another jurisdiction that is recognized in this state,*
7 except as provided in K.S.A. 21-6301, 21-6302, 21-6304, 21-6309, 75-
8 7c10 or 75-7c20, and amendments thereto, or K.S.A. 21-4218(f), prior to
9 its repeal. Any existing or future law, ordinance, rule, regulation or
10 resolution enacted by any city, county or other political subdivision of this
11 state that regulates, restricts or prohibits the carrying of concealed
12 handguns by individuals *who possesses a valid license issued pursuant to*
13 *K.S.A. 75-7c03, and amendments thereto, or a valid license to carry a*
14 *concealed handgun issued by another jurisdiction that is recognized in*
15 *this state,* except as provided in K.S.A. 21-6301, 21-6302, 21-6304, 21-
16 6309, 75-7c10 or 75-7c20, and amendments thereto, or K.S.A. 21-4218(f),
17 prior to its repeal, shall be null and void.

18 (b) Prosecution of any person under the personal and family
19 protection act, and amendments thereto, shall be done through the district
20 court.

21 (c) The legislature does not delegate to the attorney general the
22 authority to regulate or restrict the issuing of licenses provided for in this
23 act, beyond those provisions of this act pertaining to licensing and training.
24 Subjective or arbitrary actions or rules and regulations—~~which that~~
25 encumber the issuing process by placing burdens on the applicant beyond
26 those sworn statements and specified documents detailed in this act or
27 ~~which that~~ create restrictions beyond those specified in this act are in
28 conflict with the intent of this act and are prohibited.

29 (d) This act shall be liberally construed. This act is supplemental and
30 additional to existing constitutional rights to bear arms and nothing in this
31 act shall impair or diminish such rights.

32 Sec. 15. K.S.A. 75-7c20 is hereby amended to read as follows: 75-
33 7c20. (a) The carrying of a concealed handgun shall not be prohibited in
34 any public area of any state or municipal building unless such public area
35 has adequate security measures to ensure that no weapons are permitted to
36 be carried into such public area and the public area is conspicuously
37 posted with either permanent or temporary signage approved by the
38 governing body, or the chief administrative officer, if no governing body
39 exists, in accordance with K.S.A. 75-7c10, and amendments thereto.

40 (b) The carrying of a concealed handgun shall not be prohibited
41 throughout any state or municipal building in its entirety unless such
42 building has adequate security measures at all public access entrances to
43 ensure that no weapons are permitted to be carried into such building and

1 the building is conspicuously posted in accordance with K.S.A. 75-7c10,
2 and amendments thereto.

3 (c) No state agency or municipality shall prohibit an employee *who*
4 *possesses a valid license issued pursuant to K.S.A. 75-7c03, and*
5 *amendments thereto, or a valid license to carry a concealed handgun*
6 *issued by another jurisdiction that is recognized in this state* from carrying
7 a concealed handgun at the employee's work place unless the building has
8 adequate security measures at all public access entrances to ensure that no
9 weapons are permitted to be carried into such building and the building is
10 conspicuously posted in accordance with K.S.A. 75-7c10, and
11 amendments thereto.

12 (d) (1) It shall not be a violation of the personal and family protection
13 act for a person to carry a concealed handgun into a state or municipal
14 building, or any public area thereof, so long as that person *possesses a*
15 *valid license issued pursuant to K.S.A. 75-7c03, and amendments thereto,*
16 *or a valid license to carry a concealed handgun issued by another*
17 *jurisdiction that is recognized in this state and* has authority to enter
18 through a restricted access entrance into such building, or public area
19 thereof, that provides adequate security measures at all public access
20 entrances and the building, or public area thereof, is conspicuously posted
21 in accordance with K.S.A. 75-7c10, and amendments thereto.

22 (2) Any person, who is not an employee of the state or a municipality
23 and is not otherwise authorized to enter a state or municipal building
24 through a restricted access entrance, shall be authorized to enter through a
25 restricted access entrance, provided such person:

26 (A) Is authorized by the chief law enforcement officer, governing
27 body, or the chief administrative officer, if no governing body exists, to
28 enter such state or municipal building through a restricted access entrance;

29 (B) is issued an identification card by the chief law enforcement
30 officer, governing body, or the chief administrative officer, if no governing
31 body exists, ~~which~~ *that* includes such person's photograph, name and any
32 other identifying information deemed necessary by the issuing entity; and
33 ~~which~~ states on the identification card that such person is authorized to
34 enter such building through a restricted access entrance; and

35 (C) executes an affidavit or other notarized statement that such person
36 acknowledges that certain firearms and weapons may be prohibited in such
37 building and that violating any such regulations may result in the
38 revocation of such person's authority to enter such building through a
39 restricted access entrance.

40 The chief law enforcement officer, governing body, or the chief
41 administrative officer, if no governing body exists, shall develop criteria
42 for approval of individuals subject to this paragraph to enter the state or
43 municipal building through a restricted access entrance. Such criteria may

1 include the requirement that the individual submit to a state and national
2 criminal history records check before issuance and renewal of such
3 authorization and pay a fee to cover the costs of such background checks.
4 An individual who has been issued a concealed carry permit by the state of
5 Kansas shall not be required to submit to another state and national
6 criminal records check before issuance and renewal of such authorization.
7 Notwithstanding any authorization granted under this paragraph, an
8 individual may be subjected to additional security screening measures
9 upon reasonable suspicion or in circumstances where heightened security
10 measures are warranted. Such authorization does not permit the individual
11 to carry a concealed weapon into a public building, ~~which~~ *that* has
12 adequate security measures, as defined by this act, and ~~which~~ is
13 conspicuously posted in accordance with K.S.A. 75-7c10, and
14 amendments thereto.

15 (e) A state agency or municipality that provides adequate security
16 measures in a state or municipal building and ~~which~~ *that* conspicuously
17 posts signage in accordance with K.S.A. 75-7c10, and amendments
18 thereto, prohibiting the carrying of a concealed handgun in such building
19 shall not be liable for any wrongful act or omission relating to actions of
20 persons carrying a concealed handgun concerning acts or omissions
21 regarding such handguns.

22 (f) A state agency or municipality that does not provide adequate
23 security measures in a state or municipal building and that allows the
24 carrying of a concealed handgun shall not be liable for any wrongful act or
25 omission relating to actions of persons carrying a concealed handgun
26 concerning acts or omissions regarding such handguns.

27 (g) Nothing in this act shall limit the ability of a corrections facility, a
28 jail facility or a law enforcement agency to prohibit the carrying of a
29 handgun or other firearm concealed or unconcealed by any person into any
30 secure area of a building located on such premises, except those areas of
31 such building outside of a secure area and readily accessible to the public
32 shall be subject to the provisions of subsection (a).

33 (h) Nothing in this section shall limit the ability of the chief judge of
34 each judicial district to prohibit the carrying of a concealed handgun by
35 any person into courtrooms or ancillary courtrooms within the district
36 provided the public area has adequate security measures to ensure that no
37 weapons are permitted to be carried into such public area and the public
38 area is conspicuously posted in accordance with K.S.A. 75-7c10, and
39 amendments thereto.

40 ~~(i) The governing body or the chief administrative officer, if no~~
41 ~~governing body exists, of a state or municipal building, may exempt the~~
42 ~~building, or any public area thereof, from this section until July 1, 2017, by~~
43 ~~adopting a resolution, or drafting a letter, listing the legal description of~~

1 such building, listing the reasons for such exemption, and including the
 2 following statement: "A security plan has been developed for the building
 3 being exempted which supplies adequate security to the occupants of the
 4 building and merits the prohibition of the carrying of a concealed
 5 handgun." A copy of the security plan for the building shall be maintained
 6 on file and shall be made available, upon request, to the Kansas attorney
 7 general and the law enforcement agency of local jurisdiction. Notice of
 8 this exemption, together with the resolution adopted or the letter drafted,
 9 shall be sent to the Kansas attorney general and to the law enforcement
 10 agency of local jurisdiction. The security plan shall not be subject to
 11 disclosure under the Kansas open records act.

12 ~~(j)~~ The governing body or the chief administrative officer, if no
 13 governing body exists, of any postsecondary educational institution, as
 14 defined in K.S.A. 74-3201b, and amendments thereto, may exempt any
 15 building of such institution, including any buildings located on the grounds
 16 of such institution and any buildings leased by such institution, or any
 17 public area thereof, from this section until July 1, 2017, by stating the
 18 reasons for such exemption and sending notice of such exemption to the
 19 Kansas attorney general.

20 ~~(k)~~ The provisions of this section shall not apply to:

21 (1) Any building located on the grounds of the Kansas state school
 22 for the deaf or the Kansas state school for the blind;

23 (2) a state or municipal-owned medical care facility, as defined in
 24 K.S.A. 65-425, and amendments thereto;

25 (3) a state or municipal-owned adult care home, as defined in K.S.A.
 26 39-923, and amendments thereto;

27 (4) a community mental health center organized pursuant to K.S.A.
 28 19-4001 et seq., and amendments thereto;

29 (5) an indigent health care clinic, as defined by K.S.A. 65-7402, and
 30 amendments thereto; ~~or~~

31 (6) *any postsecondary educational institution, as defined in K.S.A.*
 32 *74-3201b, and amendments thereto; or*

33 (7) any building owned or leased by the authority created under the
 34 university of Kansas hospital authority act, any building located within the
 35 health care district, as defined in the unified government of Wyandotte
 36 county and Kansas City, Kansas City-wide master plan, Rosedale master
 37 plan and traffic study or similar master plan or comprehensive planning or
 38 zoning document approved by the unified government of Wyandotte
 39 county and Kansas City, Kansas in effect on January 12, 2017.

40 ~~(j)~~(j) Nothing in this section shall be construed to prohibit any law
 41 enforcement officer, as defined in K.S.A. 75-7c22, and amendments
 42 thereto, who satisfies the requirements of either K.S.A. 75-7c22(a) or (b),
 43 and amendments thereto, from carrying a concealed handgun into any state

1 or municipal building, or any public area thereof, in accordance with the
 2 provisions of K.S.A. 75-7c22, and amendments thereto, subject to any
 3 restrictions or prohibitions imposed in any courtroom by the chief judge of
 4 the judicial district.

5 ~~(m)~~(k) For purposes of this section:

6 (1) "Adequate security measures" means the use of electronic
 7 equipment and armed personnel at public entrances to detect and restrict
 8 the carrying of any weapons into the state or municipal building, or any
 9 public area thereof, including, but not limited to, metal detectors, metal
 10 detector wands or any other equipment used for similar purposes to ensure
 11 that weapons are not permitted to be carried into such building or public
 12 area by members of the public. Adequate security measures for storing and
 13 securing lawfully carried weapons, including, but not limited to, the use of
 14 gun lockers or other similar storage options may be provided at public
 15 entrances.

16 (2) "Authorized personnel" means employees of a state agency or
 17 municipality and any person granted authorization pursuant to subsection
 18 (d)(2), who are authorized to enter a state or municipal building through a
 19 restricted access entrance.

20 (3) The terms "municipality" and "municipal" are interchangeable
 21 and have the same meaning as the term "municipality" is defined in K.S.A.
 22 75-6102, and amendments thereto, but does not include school districts.

23 (4) "Public area" means any portion of a state or municipal building
 24 that is open to and accessible by the public or ~~which is~~ otherwise
 25 designated as a public area by the governing body or the chief
 26 administrative officer, if no governing body exists, of such building.

27 (5) "Restricted access entrance" means an entrance that is restricted to
 28 the public and requires a key, keycard, code, or similar device to allow
 29 entry to authorized personnel.

30 (6) "State" means the same as ~~the term is~~ defined in K.S.A. 75-6102,
 31 and amendments thereto.

32 (7) (A) "State or municipal building" means a building owned or
 33 leased by such public entity. ~~It~~ "State or municipal building" does not
 34 include a building owned by the state or a municipality ~~which that~~ is
 35 leased by a private entity whether for profit or not-for-profit or a building
 36 held in title by the state or a municipality solely for reasons of revenue
 37 bond financing.

38 (B) ~~The term~~ "State and municipal building" ~~shall~~ does not include
 39 the state capitol.

40 (8) "Weapon" means a weapon described in K.S.A. 21-6301, and
 41 amendments thereto, except the term "weapon" shall not include any
 42 cutting instrument that has a sharpened or pointed blade.

43 ~~(n)~~(l) This section shall be a part of and supplemental to the personal

1 and family protection act.

2 Sec. 16. K.S.A. 2023 Supp. 75-7c21 is hereby amended to read as
3 follows: 75-7c21. (a) An individual may carry a concealed handgun in the
4 state capitol if such individual ~~is not prohibited from possessing a firearm~~
5 ~~under either federal or state law, and is either: (A) 21 years of age or older;~~
6 ~~or (B) possesses a valid provisional license issued pursuant to K.S.A. 75-~~
7 ~~7c03, and amendments thereto, or a valid license to carry a concealed~~
8 handgun issued by another jurisdiction that is recognized in this state
9 pursuant to K.S.A. 75-7c03, and amendments thereto.

10 (b) This section shall be a part of and supplemental to the personal
11 and family protection act.

12 Sec. 17. K.S.A. 21-5914, 21-6301, 21-6302, 21-6308, 21-6309, 32-
13 1002, 75-7c10, 75-7c17 and 75-7c20 and K.S.A. 2023 Supp. 75-7c02, 75-
14 7c03, 75-7c04, 75-7c05, 75-7c08 and 75-7c21 are hereby repealed.

15 Sec. 18. This act shall take effect and be in force from and after its
16 publication in the statute book.